TITLE: CONGRESSIONAL RECORD
95TH CONGRESS 2ND SESSION

REEL NO: 665

PARTS: 30
PAGES: D1-D988

VOLUME: 124

DATE: JANUARY 19 - OCTOBER 14,1978

PUBLICATION NO: 2569

NOTES: PART 30 IS THE DAILY DIGEST

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UNITED STATES OF AMERICA

Congressional Record

DAILY DIGEST OF THE 95th CONGRESS
SECOND SESSION

VOLUME 124—PART 30

UNITED STATES GOVERNMENT PRINTING OFFICE, WASHINGTON, 1978

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Daily Digest

Thursday, January 19, 1978

Senate

Chamber Action

Routine Proceedings, pages 1–107

Bills Introduced: Eight bills and eight resolutions were introduced, as follows: S. 2388–2395; and S. Res. 346–353. **Pages 2–5, 19–20, 28, 41–42**

Resolutions Agreed To: Senate agreed to the following resolutions:

Notification of President: S. Res. 346, informing the President of the United States that a quorum of each house is assembled and that the Congress is ready to receive any communication which he may be pleased to make. **Page 2**

Notification of House: S. Res. 347, informing the House of Representatives that a quorum of the Senate is present and ready to transact business. **Pages 2–3**

Death of Senator Metcalf: S. Res. 348, expressing the sorrow of the Senate concerning the death of the late Senator Lee Metcalf of Montana. **Pages 3–4**

Metcalf Funeral Expenses: S. Res. 349, authorizing payment of expenses of the funeral of the late Senator Lee Metcalf. **Page 4**

Death of Senator Humphrey: S. Res. 350, expressing the sorrow of the Senate concerning the death of the late Senator Hubert H. Humphrey of Minnesota. **Pages 4–5**

Humphrey Funeral Expenses: S. Res. 351, authorizing payment of expenses of the funeral of the late Senator Hubert H. Humphrey of Minnesota. **Page 5**

Joint session: H. Con. Res. 452, providing for joint session of the Congress tonight to receive President Carter's message on the State of the Union. **Page 18**

Criminal Code Reform: Senate began consideration of S. 1437, to revise and reform the Criminal Code of the U.S., agreeing to four amendments proposed thereto as follows:

(1) Kennedy unprinted amendment No. 1084, to provide that nothing in section 1525 (Revealing Private Information Submitted for a Government Purpose) will preclude the opportunity to gain information if it is entitled to be revealed under the Freedom of Information Act; **Page 17**

(2) Kennedy U.P. No. 1085, to provide that should there be any violence in the course of a labor dispute, it will not be considered prima facie evidence of extortion; **Page 17**

(3) Kennedy U.P. No. 1086, to extend the term of a felony to the Class A misdemeanors; and **Page 18**

(4) Kennedy U.P. No. 1087, of a clarifying nature. **Page 18**

Senate also considered Cranston U.P. No. 1088 (now printed amendment No. 1648), to provide that Construction in General be construed in light of the principle that penal statutes are to be strictly construed, which was temporarily laid aside without prejudice. **Page 21**
Pages 8–24, 106

Vice Presidential Appointments: On December 22, 1977, during adjournment of the Senate, Vice President appointed Senator Stevenson to be a Congressional Adviser to the SALT Delegation in Geneva during 1977 and 1978; and Senators Ford and Biden to be delegates to the U.S.-U.S.S.R. Parliamentary Visit to be held in Washington, D.C., January 22–26, 1978;

On January 10, 1978, Vice President appointed Senator Wallop to be a Congressional Adviser to the SALT Delegation in Geneva during 1978; and **Page 24**

Today, Vice President appointed Senator Garn as an unofficial advisor to the SALT talks being held in Geneva. **Pages 20–21**

National Collegiate Football Championship: S. Res. 352, commending the University of Notre Dame football team on attaining the National Collegiate Championship in 1977, was submitted, and when objection was heard to request for its immediate consideration, went over under the rule. **Pages 19–20**

President's Address on the State of the Union: Senate and House sat in joint session in the Hall of the House to receive President Carter's message on the State of the Union. **Pages 106–107**

Committee Authority To Sit: Committee on Commerce, Science, and Transportation was authorized to sit during sessions of the Senate on January 25, 26, and 27; and Committee on Foreign Relations was authorized to sit during sessions of the Senate on January 20, 25, and 26. **Page 3**

Messages From the House: **Page 24**
Amendments Submitted for Printing: **Pages 43–46**
Executive Communications: **Pages 24–28**

Statements on Introduced Bills: Pages 28–41
Additional Statements: Pages 48–106

Referral of Treaties and Nominations: By unanimous consent it was agreed that for the remainder of this Congress it will be in order to refer treaties and nominations on the days when they are received from the President even when the Senate has no executive session that day. Page 20

Adjournment: Senate met at 12 noon and, as a further mark of respect for the memories of the late Senators Metcalf and Humphrey, adjourned at 9:53 p.m. Page 107

Committee Meetings

APPROPRIATIONS—BIOMEDICAL RESEARCH

Committee on Appropriations: Subcommittee on Labor-HEW held oversight hearings on funding for biomedical research, receiving testimony from Dr. Donald Fredrickson, Director, National Institutes of Health, and a panel of public witnesses.

Hearings were recessed subject to call.

TAX REDUCTIONS

Committee on the Budget: Committee continued hearings on the subject "Can We Afford a Tax Cut?", examining the question of tax cuts in fiscal year 1979 through fiscal year 1983, receiving testimony from Dr. Lawrence Klein, Professor of Economics and Finance, University of Pennsylvania, Philadelphia, and Dr. Alan Greenspan, President, Townsend-Greenspan and Company, Inc., New York City.

Hearings were adjourned subject to call.

ALASKA LANDS

Committee on Energy and Natural Resources: Committee held hearings on the Administration's proposed Alaska National Interest Lands legislation, receiving testimony from Interior Secretary, Cecil Andrus; Cynthia Wilson, Assistant to the Secretary, and Robert Herbst, Assistant Secretary for Fish, Wildlife, and Parks, both of the Dpeartment of the Interior; and Rupert Cutler, Assistant Secretary of Agriculture.

Hearings continue tomorrow.

SCHOOL TUITION TAX RELIEF

Committee on Finance: Subcommittee on Taxation and Debt Management continued hearings on S. 96, 311, 834, 954, 1570, 1781, and 2142, providing tax relief for persons paying tuition to elementary and secondary schools and colleges. Witnesses heard were Donald Lubick, Deputy Assistant Secretary of the Treasury for Tax Policy; Richard D. Warden, Assistant Secretary of HEW for Legislation, and numerous public witnesses including Constitutional lawyers, representatives of education and religious organizations, and parents groups.

Hearings continue tomorrow.

PANAMA CANAL TREATIES

Committee on Foreign Relations: Committee resumed hearings on the Panama Canal Treaty and Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.). Witnesses heard were Jules Davids, Georgetown University, Washington, D.C.; Elting Morison, MIT, Cambridge, Massachusetts; Richard W. Leopold, Northwestern University, Evanston, Illinois; Richard A. Falk, Princeton University, New Jersey; Richard R. Baxter, Harvard University, Cambridge, Massachusetts; John Norton Moore, University of Virginia, Charlottesville; Covey T. Oliver, University of Pennsylvania, Philadelphia; and David McCullough, West Tisbury, Massachusetts.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 57 public bills, H.R. 10413–10469; 9 private bills, H.R. 10470–10478; and 18 resolutions, H.J. Res. 682 and 683, H. Con. Res. 452–456, and H. Res. 947–957 were introduced. Pages 158–160

Bills Reported: Reports were filed as follows:

Report entitled "Annual Report for the Year 1977 of the Select Committee on Narcotics Abuse and Control (H. Rept. 95–841, filed on January 3);

H.R. 112, Reduction in Rate of Excise Tax on Investment Income of Private Foundations, amended (H. Rept. 95–842); and

H.R. 4089, The Indian Tribal Governmental Tax Status Act, amended (H. Rept. 95–843). Page 158

Resignations: Read letters to the Speaker from Representatives Koch and Badillo, wherein they resign as Members of the 95th Congress effective midnight, December 31, 1977. Page 107

Notify President: Agreed to H. Res. 947, authorizing the Speaker to appoint a committee of three Members to join with a like committee of the Senate to notify the President that a quorum of each House has been assembled and that Congress is ready to receive any communications that he may be pleased to make. Subsequently, the Speaker appointed Representatives Wright, Brademas, and Rhodes as members of the committee. Page 107

Notify Senate: Agreed to H. Res. 948, authorizing the Clerk of the House to inform the Senate that a quorum of the House is present and that the House is ready to proceed with business. Page 108

Hour of Meeting: Agreed to H. Res. 949, to establish daily hour of meeting. Page 108

District of Columbia Law Revision Commission: Read and accepted a letter from Stanford E. Parris, wherein he resigns as a member of the District of Columbia Law Revision Council. Subsequently, the minority leader appointed Willie L. Leftwich to fill the existing vacancy thereon. Pages 110–111

Joint Session: Agreed to H. Con. Res. 452, providing for a joint session of the two Houses of Congress in the Hall of the House of Representatives on Thursday, January 19, 1978, at 9 p.m., for the purpose of receiving the President's state of the Union message. Subsequently, it was made in order for the Speaker to declare a recess at any time today. Page 111

Subcommittee To Sit: Subcommittee on Program and Budget Authorization of the Select Committee on Intelligence received permission to sit today during proceedings of the House under the 5-minute rule. Page 111

Condolence Resolutions: Agreed to H. Res. 950 and 951, expressing the condolences of the House on the deaths of Senator Metcalf and Senator Humphrey, respectively. Pages 111–112

Fish and Wildlife Administration: By a yea-and-nay vote of 292 yeas to 59 nays with 1 voting "present," Roll No. 3, the House passed H.R. 2329, to improve the administration of fish and wildlife programs.

Agreed To:

Sundry committee amendments;

Two technical amendments; and

An amendment that strikes language allowing warrantless searches and seizures as "provided by law" and substitutes language that permits warrantless searches and seizures by enforcing officers where "there is reasonable grounds to believe that a person has committed or is attempting to commit an offense in his presence or view" (agreed to by a recorded vote of 215 ayes to 131 noes, Roll No. 2).

H. Res. 775, the rule under which the bill was considered, was agreed to earlier by a voice vote. Pages 112–122

Federal Grants and Cooperative Agreements: House cleared for the President H.R. 7691, to distinguish Federal grant and cooperative agreement relationships from Federal procurement relationships; by agreeing to the Senate amendment thereto. Pages 122–123

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of January 25. Page 111

Recess: House recessed at 3:27 p.m., and reconvened at 8:42 p.m. Page 149

President's State of the Union Message: Before a joint session of Congress, President Carter delivered his state of the Union message. He was escorted to and from the House Chamber by a committee composed of Senators Eastland, Robert C. Byrd, Cranston, Inouye, Morgan, Baker, Stevens, Curtis, Tower, and Hansen; and Representatives Wright, Brademas, Rhodes, and Michel.

The message was referred to the Committee of the Whole House on the State of the Union and ordered printed as a House document (H. Doc. 95–273). Pages 149–152

Adjournment: Met at noon and, as a further mark of respect to the memories of the late Senators Metcalf and Humphrey, adjourned at 9:57 p.m.

Committee Meetings

FULL EMPLOYMENT AND BALANCED GROWTH ACT

Committee on Education and Labor: Subcommittee on Employment Opportunities held a hearing on H.R. 50, Full Employment and Balanced Growth Act, with testimony from public witnesses.

NATIONAL FOREIGN INTELLIGENCE PROGRAM

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization held an executive hearing on national foreign intelligence program.

Hearings continue tomorrow.

IMPLEMENTATION OF SURFACE MINING ACT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held an oversight hearing on implementation of the Surface Mining Control and Reclamation Act of 1977. Testimony was heard from representatives of the Office of Surface Mining Reclamation and Enforcement, Department of Interior; National Governors Association panel; and public witnesses.

Hearings continue tomorrow.

ALASKA LANDS

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands continued markup of H.R. 39, Alaska National Interest Lands Conservation Act, and will resume tomorrow.

DEFENSE OFFICER PERSONNEL MANAGEMENT ACT

Committee on Rules: Granted an open rule providing one hour of general debate; waiving points of order

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against the consideration of the bill for failure to comply with clause 3 of Rule XIII and clause 2(1)(4) of Rule XI on H.R. 5503, Defense Officer Personnel Management Act. Testimony was heard from Representatives Nichols, Beard of Tennessee, Mahon and Edwards of Alabama. Statements for the record were submitted by Chairman Mahon and Representative Beard of Tennessee.

CARGO AIRLIFT CONTRACTS

Committee on Rules: Granted an open rule providing one hour of general debate; waiving points of order against the consideration of the bill for failure to comply with clause 7 of Rule XIII and section 401(a) of the Congressional Budget Act; making the committee substitute in order as an original bill for the purpose of amendment and providing for a motion to recommit with or without instructions on H.R. 2637, Amending Title 10, United States Code (contracts to provide increased cargo airlift capability). Testimony was heard from Chairman Price and Representative Bob Wilson, who also submitted a statement for the record.

SIOUX TRIBE CLAIM

Committee on Rules: Granted an open rule providing one hour of general debate and providing that after passage of H.R. 2664, the Committee on Interior and Insular Affairs shall be discharged from further consideration of the bill S. 838 and it shall then be in order to consider said bill in the House, on H.R. 2664, to amend the Indian Claims Commission Act of August 13, 1946. Testimony was heard from Chairman Udall and Representative Roncalio.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met and approved committee budget for 1978; and regulation for acceptance of decorations and gifts from foreign governments by Members, officers and employees of the House.

Friday, January 20, 1978

Senate

Chamber Action

Routine Proceedings, pages 207–311

Bills Introduced: Four bills and one resolution were introduced, as follows: S. 2396–2399; and S. Res. 354.

Bills Passed: Pages 232, 311

Tris: Senate passed with committee amendment and sent to the House S. 1503, to provide for the payment of losses incurred as a result of the ban on the use of the chemical "Tris" in apparel and fabric. Pages 207–209

Assistant Secretaries of Agriculture: Senate passed with committee amendments and sent to the House S. 1704, to provide for two additional Assistant Secretaries of Agriculture. Page 209

Assistant Secretary of the Treasury: Senate passed without amendment and sent to the House S. 1730, to provide for an additional Assistant Secretary of the Treasury. Pages 209–210

Private Bill: Senate passed without amendment and cleared for the President H.R. 3215, a private bill. Pages 210–211

Senate Leadership Employees: Senate agreed to S. Res. 354, relating to the status of employees in the offices of certain Senate leaders who die or resign while holding office. Page 311

Criminal Code Reform: Senate continued consideration of S. 1437, to revise and reform the Criminal Code of the U.S., agreeing to the following amendments:

(1) Abourezk unprinted amendment No. 1089, to establish a sentencing range of a 12-month period or 25%, whichever is greater; Page 300

(2) Kennedy U.P. No. 1090, of a technical nature; and Page 307

(3) Percy U.P. No. 1091, to prevent the theft of securities. Page 308

Also, Senate agreed to several committee amendments to this bill. Page 303

Pages 293–308, 311

Presidential Messages: Senate received messages from the President as follows:

Setting forth in greater detail the Administration's priorities in the areas not fully covered in his State of the Union Message delivered to the Congress January 19—ordered to lie on the table (PM–136); Pages 215–224

Transmitting report describing progress that has been made during the past 60 days toward a negotiated settlement on Cyprus—referred to Committee on Foreign Relations (PM–137); Pages 224–225

Transmitting his economic report—referred to Joint Economic Committee (PM–138); and Pages 225–231

Transmitting the 9th Annual Report of the National Science Board—referred jointly to Committees on Human Resources and Commerce, Science, and Transportation (PM–139). Page 231

Vice Presidential Appointments: Vice President appointed Senators Cannon and Domenici as Delegates to the U.S.-U.S.S.R. Parliamentary Visit to be held in Washington, D.C., January 22–26, 1978. Page 311

Senate Authorization: Secretary of the Senate is authorized to receive and refer a message from the President which is expected to be received on Saturday, January 21, 1978. Page 310

Bill Referred: H.R. 2329, Fish and Wildlife Improvement Act, was referred to Committee on Environment and Public Works. Pages 231–232

Messages From the House: Page 231

Amendments Submitted for Printing: Page 236

Statements on Introduced Bills: Pages 232–236

Additional Statements: Pages 237–293

Nominations: Senate received the following nominations:

Arthur T. Tienken, of Virginia, to be Ambassador to the Gabonese Republic and to the Democratic Republic of Sao Tome and Principe;

William E. Schaufele, Jr., of Ohio, to be Ambassador to Poland;

Richard J. Bloomfield, of Connecticut, to be Ambassador to Portugal;

Robert W. Buchheim, of the District of Columbia, for the rank of Ambassador during the tenure of his service as the U.S. Commissioner on the United States-Soviet Standing Consultative Commission;

Almeric L. Christian, to be a judge of the district court of the Virgin Islands;

Jack E. Tanner, to be U.S. district judge for the eastern and western districts of Washington;

John P. Volz, to be U.S. attorney for the eastern district of Louisiana;

David T. Wood, presently U.S. attorney for the District of Guam, to be also U.S. attorney for the district of the Northern Mariana Islands;

Juan G. Blas, presently U.S. marshal for the District of Guam, to be also U.S. marshal for the district of the Northern Mariana Islands;

Harold Howe II, of New York, and Frederick H. Schultz, of Florida, each to be a Member of the National Council on Educational Research;

R. David Pittle, of Maryland, and Edith B. Sloan and Susan B. King, both of the District of Columbia, each to be a Commissioner of the Consumer Product Safety Commission;

James T. McIntyre, Jr., of Georgia, to be Director of the Office of Management and Budget;

Frank C. Carlucci, of Pennsylvania, to be Deputy Director of Central Intelligence;

H. K. Allen, of Texas, to be First Vice President of the Export-Import Bank of the United States;

The following-named persons to be Members of the National Commission on Employment and Unemployment Statistics: Bernard E. Anderson, of Pennsylvania, Glen G. Cain, of Wisconsin, Jack Carlson and Rudolph A. Oswald, both of Maryland, Michael H. Moskow, of Illinois, Samuel L. Popkin, of California, Mitchell Sviridoff, of New York, and Joan L. Wills, of Virginia;

Hugh F. Owens, of the District of Columbia, to be a Director of the Securities Investor Protection Corporation;

William H. Webster, of Missouri, to be Director of the Federal Bureau of Investigation; and

Numerous nominations in the Army, Navy, Air Force, and Coast Guard. Pages 311–321

Adjournment: Senate met at 11:30 a.m. and adjourned at 3:58 p.m. Page 311

Committee Meetings

ALASKA LANDS

Committee on Energy and Natural Resources: Committee resumed hearings on S. 499, 1500, 1546, and 1787, to designate or add certain lands in Alaska to the National Park, National Wildlife Refuge, National Wild and Scenic Rivers, and National Wilderness Preservation Systems. Witnesses were Senators Stevens and Gravel, and Governor Jay S. Hammond.

Hearings recessed subject to call.

SCHOOL TUITION TAX RELIEF

Committee on Finance: Subcommittee on Taxation and Debt Management continued hearings on S. 96, 311, 834, 954, 1570, 1781, and 2142, providing tax relief for persons paying tuition to elementary and secondary schools and colleges, receiving testimony from Senator Hayakawa; Representatives Delaney and Mikva; Dr. Melvin Eggers, Commission on Independent Colleges and Universities, Syracuse, New York; Jon W. Fuller, President, Great Lakes Colleges Association, Ann Arbor, Michigan, accompanied by Dr. Franklin W. Wallin, President, Earlham College, Richmond, Indiana; John E. Tirrell, American Association of Community and Junior Colleges, Washington, D.C.; Dr. Arend Lubbers, President, Grand Valley State Colleges, Allendale, Michigan; Thomas J. Reese, Washington, D.C.; Dr. Rockne McCarthy, Association for Public Justice, Palos Heights, Illinois; and a panel of university students.

Hearings were recessed subject to call.

TAXATION—EMPLOYEES' EDUCATION

Committee on Finance: Subcommittee on Taxation and Debt Management held hearings on S. 2388, to exempt employees from paying personal income tax on educational assistance provided by their employers. Witnesses heard were Ersa Poston, Civil Service Commissioner; Dr. Donald Garrison, President, Tri-County Technical Institution, Pendleton, South Carolina; Charles Morrison, National Training and Development Service,

Washington, D.C.; and Gerald Padwe, Associate National Director, Touche Ross and Company, Washington, D.C.

Hearings were recessed subject to call.

PANAMA CANAL TREATIES

Committee on Foreign Relations: Committee continued hearings on the Panama Canal Treaty and Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.), receiving testimony from Henry Geyelin, President, Council of the Americas, Donald G. Griffin, Transportation Association of America, Patrick N. Hughson, President, Association of American Chambers of Commerce in Latin America, and James J. Reynolds, Director, American Institute of Merchant Shipping, all of Washington, D.C.; Melvin Shore, The American Association of Port Authorities, West Sacramento, California; and Ely M. Brandes, President, International Research Associates, Palo Alto, California.

Hearings will resume on Wednesday, January 25.

LABOR LAW REFORM

Committee on Human Resources: Subcommittee on Labor approved for full committee consideration with amendments, S. 1883 and S. 1855, to strengthen the remedies and expedite procedures under the National Labor Relations Act.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, January 23.

Committee Meetings

CRS STUDY ON AGE DISCRIMINATION ACT

Committee on Education and Labor: Subcommittee on Select Education held a hearing on the U.S. Commission on Civil Rights study on age discrimination as mandated under the Age Discrimination Act. Testimony was heard from Arthur S. Flemming, Chairman, U.S. Commission on Civil Rights and Commissioner on Aging, HEW; Frankie M. Freeman, Commissioner, U.S. Commission on Civil Rights, St. Louis, Missouri; Louis Nunez, Acting Staff Director, and Eileen Bradley, Director, Age Discrimination Study, U.S. Commission on Civil Rights.

NATIONAL FOREIGN INTELLIGENCE PROGRAM

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization continued executive hearings on national foreign intelligence program.

Hearings continue Monday, January 23.

IMPLEMENTATION OF SURFACE MINING CONTROL ACT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment continued oversight hearings on implementation of the Surface Mining Control and Reclamation Act of 1977. Testimony was heard from Representative Santini and public witnesses.

ALASKA NATIONAL INTEREST LANDS CONSERVATION ACT

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands continued markup of H.R. 39, Alaska National Interest Lands Conservation Act, and will resume on Monday, Jan. 23.

OUTER CONTINENTAL SHELF LANDS ACT AMENDMENTS

Committee on Rules: Meeting on H.R. 1614, Outer Continental Shelf Lands Act Amendments of 1971, January 23 at 10:30.

Monday, January 23, 1978

Senate

Chamber Action

Routine Proceedings, pages 321–393

Bills Introduced: Fifteen bills and one resolution were introduced, as follows: S. 2400–2414; and S. Res. 355. Pages 334, 353

Measures Passed:

Commemorative medals: Senate passed with committee amendments and returned to the House H.J. Res. 386, to provide for the striking of a medal to be issued annually in commemoration of the bicentennials of outstanding historic events and personalities from 1777 to 1789. Pages 390–391

Insulation standards: Senate passed without amendment and sent to the House S. 2401, providing for the establishment of consumer product safety rules governing standards for flammable and corrosive cellulose insulation. Pages 391–392

Criminal Code Reform: Senate continued consideration of S. 1437, to revise and reform the Criminal Code of the United States, taking action on amendments proposed thereto as follows:

Adopted:

(1) Helms unprinted amendment No. 1092, embodying numerous specified committee amendments to the bill; Page 371

(2) Helms U.P. No. 1093, embodying corrections of certain clerical errors in the bill; Page 375

(3) Dole U.P. No. 1094, calling for the imposition of a substantial term of imprisonment for crimes committed by persons while released on bail; Page 375

(4) Clark U.P. No. 1095, to amend Rule 32(c) with respect to the disclosure of a presentence report to the defendant; Page 377

(5) Hart U.P. No. 1097, to provide that four members of the U.S. Sentencing Commission be appointed by the President and confirmed by the Senate, and that three members of such Commission be designated by the President from a list of judges recommended by the Judicial Conference; Page 379

(6) Hart U.P. No. 1098, to require that the Commission, in establishing its sentencing guidelines, be guided by the average sentence served except in certain cases; Page 381

(7) Hart U.P. No. 1099, to provide that sentencing guidelines reflect the general appropriateness of a sentence other than imprisonment for any first offender convicted of a nonviolent or nonserious offense; Page 382

(8) Hart U.P. No. 1100, to provide for a court sentence within the guidelines set by the Sentencing Commission except in certain cases; and Page 382

(9) Glenn U.P. No. 1102, to classify arson as a major crime under the FBI's Uniform Crime Reports System. Page 386

Rejected: Hart U.P. No. 1101, to prohibit imprisonment solely for purposes of rehabilitation of the defendant (tabled by 70 yeas to 13 nays). Page 383

Pending at adjournment was Scott amendment No. 1659, to delete provision establishing the U.S. Sentencing Commission, on which amendment there is a one hour time limitation agreement. Page 389

Pages 371–389

Presidential Messages: Senate received messages from the President, as follows:

Transmitting a series of proposals to reform the nation's tax system and provide net tax reductions for individuals and businesses in the amount of $25 billion—referred to Committee on Finance (PM–140); and Pages 325–332

Transmitting his proposed budget for fiscal year 1979 providing total budget outlays in the amount of $500 billion and receipts of $440 billion—referred jointly to Committees on Appropriations and the Budget (PM–141). Pages 332–334

Budgetary Messages and Communications: By unanimous consent it was agreed that the President's budget message and any communications with regard thereto be jointly referred to Committees on Appropriation and the Budget. Page 323

Swearing-In of Senator Paul Hatfield: Oath of office was administered to Paul G. Hatfield to fill the vacancy created by the death of the late Senator Lee Metcalf. Page 389

Message From the House: Page 334

Amendments Submitted for Printing: Pages 353–354

Statements on Introduced Bills: Pages 334–353

Additional Statements: Pages 355–371

Nomination: Senate received one Army nomination in the rank of General. Page 393

Record Vote: One record vote was taken today. Page 388

Adjournment: Senate met at 11:30 a.m. and adjourned at 5:27 p.m. Page 393

Committee Meetings

FOREIGN INDEBTEDNESS

Committee on Finance: Subcommittee on Taxation and Debt Management held hearings to receive testimony on the status of foreign debts owed to the United States from John L. Moore, President and Chairman of the Board, Export-Import Bank; C. Fred Bergsten, Assistant Secretary of the Treasury for International Affairs; and Robert Hormats, Senior Deputy Assistant Secretary of State for Economic and Business Affairs.

Hearings were recessed subject to call.

ANTI-TERRORISM

Committee on Governmental Affairs: Committee began hearings on S. 2236, to strengthen Federal programs and policies for combating international and domestic terrorism, receiving testimony from Secretary of State Cyrus R. Vance and Heyward Isham, Director, Office for Combating Terrorism, Department of State.

Hearings continue on Wednesday, January 25.

SMALL BUSINESS PROGRAMS

Select Committee on Small Business: Subcommittee on Economic Development, Marketing and the Family Farmer held hearings on S. 2157, to increase the availability of equity capital to small business, receiving testimony from Patricia Cloherty, Deputy Administrator, Small Business Administration, and Stanley Golder,

2430 JAN 1978

National Association of Small Business Investment Companies, Washington, D.C.

The Subcommittee also held oversight hearings on SBA's community development lending policies, receiving testimony from Walter D'alessio, Philadelphia Industrial Development Corporation, Philadelphia; William Swift, Special Assistant to Mayor Maynard Jackson, Atlanta; John Sower, National Association of Local Development Companies, Washington, D.C.; Samuel Beard, National Development Council, New York City; and George M. Minor, Administrative Assistant to Representative Mitchell of Maryland.

Subcommittee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 24 public bills, H.R. 10479–10502; 2 private bills, H.R. 10503 and 10504; and 9 resolutions, H.J. Res. 684 and 685, H. Con. Res. 457 and 458, and H. Res. 958–962 were introduced. Pages 455–456

Bills Reported: Reports were filed as follows:

H. Res. 958, providing for the consideration of H.R. 2664, to amend the Indian Claims Commission Act of August 13, 1946 (H. Rept. 95–844);

H. Res. 960, providing for the consideration of H.R. 2637, Cargo Capacity for Civil Aircraft (H. Rept. 95–845);

S. 1509, to provide for the return to the United States of title to certain lands conveyed to certain Indian pueblos of New Mexico and for such land to be held in trust by the United States for such tribes (H. Rept. 95–846); and

S. 2076, authorizing the Secretary of the Interior to transfer franchise fees received from certain concession operations at Grand Canyon National Park, Arizona, to the Grand Canyon Unified School District, Arizona, amended (H. Rept. 95–847). Page 455

Presidential Messages: Read the following messages from the President:

Economic Report: Message transmitting the Economic Report of the President—referred to the Joint Economic Committee and ordered printed (H. Doc. 95–279);

National Science Board: Message transmitting the Ninth Annual Report of the National Science Board—referred to the Committee on Science and Technology;

Cyprus negotiations: Message transmitting a report describing the progress that has been made during the last sixty days toward a negotiated settlement and Cyprus—referred to the Committee on International Relations and ordered printed (H. Doc. 95–282);

Tax reform: Message transmitting a series of proposals to reform the tax system and provide $25 billion in net tax reductions for individuals and businesses—referred to the Committee on Ways and Means and ordered printed with illustrations (H. Doc. 95–283); and

Budget: Message transmitting the President's proposed budget for fiscal year 1979—referred to the Committee on Appropriations and ordered printed with illustrations (H. Doc. 95–280). Pages 396–411

Suspensions: House voted to suspend the rules and pass the following bills:

George C. Marshall statue: H.R. 9165, to authorize the Secretary of State to acquire a statue or bust of George C. Marshall for placement in the Department of State (passed by a yea-and-nay vote of 351 yeas to 22 nays, Roll No. 5); Pages 417–418, 428–429

Payments to former spouses: H.R. 8771, to amend title 5, United States Code, to authorize the Civil Service Commission to comply with the terms of a court decree, order, or property settlement in connection with the divorce, annulment, or legal separation of a Federal employee who is under the civil service retirement system (passed by a yea-and-nay vote of 369 yeas to 7 nays, Roll No. 6); Pages 419–420, 429

Retirement credit for Japanese-Americans: H.R. 9471, to amend title 5, United States Code, to provide that Japanese-Americans shall be allowed civil service retirement credit for time spent in World War II internment camps (passed by a yea-and-nay vote of 366 yeas to 12 nays, Roll No. 7); and Pages 420–426, 430

Fishing vessel loan guarantees: H.R. 9169, amended, to amend title XI of the Merchant Marine Act, 1936, to permit the guarantee of obligations for financing fishing vessels in an amount not exceeding 87½ per centum of the actual or depreciated actual cost of each vessel (passed by a yea-and-nay vote of 309 yeas to 68 nays with 1 voting "present," Roll No. 8). Pages 426–428, 431

House Rules: Agreed to H. Res. 959, to amend clause 1 of Rule XXXIV of the Rules of the House. Pages 431–432

Referrals: Four Senate-passed measures were referred to the appropriate House committees. Page 454

Adjournment: Met at noon and adjourned at 3:13 p.m.

Committee Meetings

COMMERCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and Judiciary held a hearing on Commerce Department reprograming proposal on corporate social performance program.

U.S. PARTICIPATION IN IMF SUPPLEMENTARY FINANCING FACILITY

Committee on Banking, Finance and Urban Affairs: Met and ordered reported favorably to the House H.R. 9214, amended, to authorize the United States to participate in the Supplementary Financing Facility of the International Monetary Fund.

WHITE HOUSE CONFERENCE ON THE ARTS—WHITE HOUSE CONFERENCE ON THE HUMANITIES

Committee on Education and Labor: Subcommittee on Select Education held hearings on H.J. Res. 600, calling for a White House Conference on the Arts; and H.J. Res. 639, calling for a White House Conference on the Humanities. Testimony was heard from Livingston L. Biddle, Jr., Chairman, National Endowment for the Arts; Joseph D. Duffey, Chairman, National Endowment for the Humanities; Governor of Vermont Snelling; and representatives of various State and local arts and Humanities organizations and Commissions.

COAL PIPELINE ACT

Committee on Interior and Insular Affairs: Held a hearing on H.R. 1609, Coal Pipeline Act of 1977. Testimony was heard from Governor of Wyoming Hershler; and Russell Peterson, Director, Office of Technology Assessment.

ALASKA LANDS

Committee on Interior and Insular Affairs: Subcommittee on general Oversight and Alaska Lands continued markup of H.R. 39, Alaska National Interest Lands Conservation Act, and will resume tomorrow.

NATIONAL FOREIGN INTELLIGENCE PROGRAM

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization continued executive hearings on national foreign intelligence program.

DEEP SEABED HARD MINERALS ACT

Committee on International Relations: Subcommittees on International Economic Policy and Trade and on International Organizations held a joint hearing on H.R. 3350, Deep Seabed Hard Minerals Act. Testimony was heard from Ambassador Elliott Richardson, Chief Law of the Sea Negotiator, Department of State; Monte Canfield, Director, Energy and Minerals Division, GAO; and public witnesses.

Hearings continue tomorrow.

CHEMICAL CAUSES OF CANCER

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations began hearings on chemical causes of cancer. Testimony was heard from Dr. Arthur Upton, Director, National Cancer Institute; and Edward Baier, Deputy Director, National Institute for Occupational Safety and Health.

Hearings continue Thursday, January 26.

OCS LANDS ACT AMENDMENTS

Committee on Rules: Granted an open rule providing three hours of general debate, two hours to be equally divided and controlled by the chairman and ranking minority member of the ad hoc Select Committee on the Outer Continental Shelf, and one hour to be equally divided and controlled by Representative Breaux of Louisiana and Representative Fish of New York; waiving section 401(a) and 402(a) of the Congressional Budget Act of 1974; making in order the committee amendment in the nature of a substitute recommended by the ad hoc Select Committee on the Outer Continental Shelf as an original bill for the purpose of amendment and providing that the first reading of the bill shall be dispensed with, said substitute shall be considered for amendment by titles instead of by sections and each title of the substitute shall be considered as having been read, and waiving all points of order against said substitute for failure to comply with the provisions of clause 7 of Rule XVI (germaneness), clause 5 of Rule XXI (appropriations in a legislative measure), and section 401(a) of the Congressional Budget Act of 1974, providing for a motion to recommit with or without instructions and after the passage of H.R. 1614, it shall be in order in the House, section 401(a) of the Congressional Budget Act of 1974, to move to take from the Speaker's table and strike out all after the enacting clause of S. 9 and insert in lieu thereof the provisions of H.R. 1614 as passed by the House, Outer Continental Shelf Lands Act Amendments of 1971. Testimony was heard from Representatives Murphy of N.Y., Udall, Studds, Hughes, Boggs, Pickle, Krueger, Fish, Bauman, Treen and Goldwater. Statements for the record were submitted by Representatives Boggs, Udall and Breaux.

COMMITTEE ORGANIZATION

Committee on Ways and Means: Met for organizational purposes.

Tuesday, January 24, 1978

Senate

Chamber Action

Routine Proceedings, pages 565–670

Bills Introduced: Five bills and one resolution were

introduced, as follows: S. 2415–2419; and S. Res. 356. Pages 627, 629

Bill Reported: Report was made as follows:

S. 666, to extend special retirement benefits to certain non-preference employees of the Bureau of Indian Affairs and the Indian Health Service whose careers have been adversely affected by the application of Indian preference laws, with an amendment (S. Rept. 95–615). Page 627

Criminal Code Reform: Senate continued consideration of S. 1437, to revise and reform the Criminal Code of the United States, taking action on amendments proposed thereto as follows:

Adopted:

(1) Kennedy unprinted amendment No. 1103, embodying numerous specified committee amendments to the bill; Page 661

(2) Abourezk amendment No. 1662, providing slight reductions in the maximum sentence levels for the lowest classes of felonies; Page 668

Rejected:

(1) Scott amendment No. 1660, to strike from the bill section establishing a limited practice of appellate review of sentences in the Federal Criminal Justice System (tabled by 83 yeas to 9 nays); and Page 658

(2) Scott amendment No. 1659, to strike from the bill provision establishing a U.S. Sentencing Commission (tabled by 82 yeas to 8 nays). Page 665

Pages 658–670

Eulogies for Senators Metcalf and Humphrey: Numerous Senators eulogized the lives and service of the late Senators Lee Metcalf and Hubert H. Humphrey. By unanimous consent, it was agreed that the Record will remain open for an additional ten days for the inclusion of other such statements, at the expiration of which time they will all be gathered and printed as a Senate Document. Pages 565–623

Presidential Message: Senate received a message from the President transmitting the 1976 Annual Report of the Federal Prevailing Rate Advisory Committee—referred to Committee on Governmental Affairs (PM–142). Page 624

Committee Authority To Sit: The following committees were authorized to sit during sessions of the Senate, as indicated:

Committee on Rules and Administration on Wednesday, January 25;

Committee on Armed Services on January 25 and February 1 and 2; and

Armed Services Subcommittee on Military Construction and Stockpiles on January 26. Page 574

Message From the House: Page 624

Executive Communications: Pages 624–627

Statements on Introduced Bills: Pages 627–628

Additional Statements: Pages 629–658

Nominations: Senate received the nominations of the following named persons to be members of the General Advisory Committee of the United States Arms Control and Disarmament Agency: Harold M. Agnew, of New Mexico; McGeorge Bundy, of New York; Bert T. Combs, of Kentucky; Paul M. Doty, of Massachusetts; Douglas A. Fraser, of Michigan; Harry A. Huge, of Virginia; Joseph L. Kirkland, of the District of Columbia; Arthur B. Krim, of New York; Wolfgang K. H. Panofsky, of California; Brent Scowcroft, of the District of Columbia; Thomas J. Watson, Jr., of Connecticut; Margaret Bush Wilson, of Missouri; and Lawrence O. Cooper, Sr., of Mississippi. Page 670

Record Votes: Two record votes were taken today. Pages 664, 668

Recess: Senate met at 9 a.m. and recessed at 5:23 p.m. Page 670

Committee Meetings

FARMING—ECONOMIC CRISIS

Committee on Agriculture, Nutrition, and Forestry: Committee held hearings to receive testimony from Secretary of Agriculture Bob Bergland on the current economic crisis facing U.S. farmers.

Hearings were recessed subject to call.

PANAMA CANAL TREATIES/MILITARY IMPLICATIONS

Committee on Armed Services: Committee held hearings in open and closed sessions on the military aspects of the Panama Canal Treaty and Treaty Concerning Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.), receiving testimony from Admiral James L. Holloway III, Chief of Naval Operations; General Louis H. Wilson, Commandant, U.S. Marine Corps; and Lt. General Dennis McAuliffe, Commander, U.S. Southern Command, Department of the Army.

Hearings were recessed subject to call.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the prospective nomination of G. William Miller, of Rhode Island, to be a Member of the Board of Governors of the Federal Reserve System, after the nominee, who was introduced to the committee by Senators Pell and Chafee, testified and answered question on his own behalf.

NOMINATION

Committee on Environment and Public Works: Committee concluded hearings on the nomination of Stephen J. Gage, of Maryland, to be an Assistant Administrator of the Environmental Protection Agency, after testimony was received from Harold L. Dodson, American Federation of Government Employees, AFL–CIO, Washington, D.C., and the nominee, who testified and answered questions on his own behalf.

RIVER AND HARBOR DREDGING

Committee on Environment and Public Works: Subcommittee on Water Resources began hearings on H.R. 7744, to establish a policy with regard to the respective roles of the Army Corps of Engineers and private industry in order to meet the national dredging needs for improving rivers and harbors, receiving testimony from Brig. Gen. Drake Wilson, Assistant Director, Civil Works Division, Army Corps of Engineers; O. M. Gautreaux, Williams-McWilliams Co., Inc., New Orleans, Louisiana; Paul deMariano, American Association of Port Authorities, Washington, D.C.; James Church, Port of Portland, Oregon; Donald White, Washington Public Ports Association, Olympia; and H. E. Soike, Port of Grays Harbor, Aberdeen, Washington.

Hearings were adjourned subject to call.

COMMITTEE BUSINESS

Committee on Rules and Administration: Committee ordered favorably reported the following measures:

S. Res. 288, increasing by $35,000, to a total of $442,000, funds for the Special Committee on Aging;

S. Res. 291, increasing by $30,000, to a total of $330,000, funds for the Committee on Agriculture, Nutrition, and Forestry for its Subcommittee on Nutrition for the period January 1, 1978 to February 28, 1978;

S. Res. 314, increasing by $25,000, to a total of $508,700, funds for Committee on Armed Services for inquiries and investigations;

S. Res. 339, authorizing an increase of $3,100 of current Committee on Environment and Public Works allotment which may be used for procurement of consultants;

S. 2220, authorizing the Secretary of the Treasury to designate an Assistant Secretary to serve in his place as a member of the Library of Congress Trust Fund Board;

H.R. 2960, authorizing the Secretary of the Interior to memorialize the fifty-six signers of the Declaration of Independence in Constitution Gardens in the District of Columbia (amended); and

Two original resolutions to pay gratuities to the survivors of two deceased Senate employees.

Also, Committee heard oral arguments from David Hartquist and Ronald Plesser in the matter of Lester Kinsolving, Petitioner, v. Standing Committee of Correspondents, U.S. Senate and House of Representatives, Respondents, regarding Father Kinsolving's gallery membership reaccreditation. The Committee has taken this matter under advisement.

COMPETITION REVIEW COMMISSION

Select Committee on Small Business: Committee began hearings on S. 2071, to establish a Competition Review Commission to study the laws and policies of the U.S. and the major industries for their effect on competition, receiving testimony from Senator Hart; John Shenefield, Assistant Attorney General, Antitrust Division, Department of Justice; and Bernard Nash, Washington, D.C.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Special Committee on Aging: Committee held a business meeting where it discussed budgetary matters and a proposed work program for 1978, and approved guidelines of procedures for the Committee's use in investigations.

House of Representatives

Chamber Action

Bills Introduced: 30 public bills, H.R. 10505–10534; and 14 resolutions, H.J. Res. 686–688, H. Con. Res. 459, and H. Res. 963–972 were introduced. Pages 544–546

Reports Filed: Reports were filed as follows:

H. Res. 964, providing for the consideration of H.R. 1614, Outer Continental Shelf Lands Act (H. Rept. 95–848); and

H. Res. 965, providing for the consideration of H.R. 5503, Defense Officer Personnel Management Act (H. Rept. 95–849). Page 544

Suspensions: House voted to suspend the rules and pass the following bills:

Retirement pay for Tax Court judges: H.R. 8811, amended, to amend section 7447 of the Internal Revenue Code of 1954 with respect to the revocation of an election to receive retired pay as a judge of the Tax Court (passed by a yea-and-nay vote of 399 yeas to 1 nay, Roll No. 10); Pages 514–515, 524

Income of mutual telephone companies: H.R. 7581, to amend the Internal Revenue Code of 1954 to provide that certain income from a nonmember telephone company is not taken into account in determining whether any mutual or cooperative telephone company is exempt from income tax; Pages 515–516

Administrative Conference authorization: H.R. 7662, amended, to amend the Administrative Conference Act (passed by a yea-and-nay vote of 292 yeas to 103 nays, Roll No. 11). Subsequently, S. 1792, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed; and Pages 517–521, 524–525

Uranium radiation remedial action: S. 266, amended, to amend Public Law 92–314 to authorize appropriations to the Energy Research and Development Administration for financial assistance to limit radiation exposure

from uranium mill tailings. Agreed to amend the title of the Senate bill. Pages 521–524

Black Lung Benefits: House cleared for the President H.R. 5322, to provide duty-free treatment for istle (Black Lung Benefits Revenue Act of 1977); by agreeing to the Senate amendments thereto. Earlier, objection was heard to a similar unanimous-consent request to agree to the Senate amendments to H.R. 5322.

Page 516

Sexual Exploitation of Children: By a yea-and-nay vote of 401 yeas, Roll No. 12, the House agreed to the conference report on S. 1585, to amend title 18, United States Code, to make unlawful the use of minors engaged in sexually explicit conduct for the purpose of promoting any film, photograph, negative, slide, book, magazine, or other print or visual medium, or live performance—clearing the measure for the President.

Pages 525–531

FTC Amendments: House disagreed to the Senate amendment to H.R. 3816, Federal Trade Commission Amendments of 1977; and asked a conference. Appointed as conferees: Representatives Staggers, Eckhardt, Metcalfe, Krueger, Carney, Scheuer, Luken, Devine, Broyhill, and Rinaldo; and Butler (solely for consideration of section 112 of the Senate amendment and modification thereof). Pages 531–532

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 544

Adjournment: Adjourned at 2:52 p.m.

Committee Meetings

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Federal agency museum support activities.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW met for briefing by Secretary of Labor Marshall on fiscal year 1979 budget.

MILITARY RETIREMENT PROGRAMS

Committee on Armed Services: Met and ordered reported favorably to the House the following bills:

H.R. 10341, to authorize reserve enlisted members of the Army and the Air Force to retire with twenty years of service;

H.R. 10342, to revise the rule for recalculation of military retired or retainer pay to reflect later active duty performed between October 1, 1963, and October 1, 1973; and

H.R. 10343, to provide for recalculation of the retired pay of individuals who served as sergeant major of the Marine Corps before December 16, 1967.

H.R. 10340 was recommitted to the Subcommittee on Military Compensation for further consideration.

The Committee also approved an Army reprograming request.

UNION ORGANIZATION IN ARMED FORCES

Committee on Armed Services: Subcommittee on Investigations began but did not complete markup of S. 274, to prohibit union organization and membership in the armed forces.

SCHOOL VIOLENCE AND VANDALISM

Committee on Education and Labor: Subcommittee on Economic Opportunity held a hearing on school violence and vandalism. Testimony was heard from Representatives Biaggi and Chisholm; Dr. Patricia Grahem, National Institute of Education; John Rector, Law Enforcement Assistance Administration, Department of Justice; and public witnesses.

OCCUPATIONAL SAFETY AND HEALTH ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety held an oversight hearing on the Occupational Safety and Health Act of 1970. Testimony was heard from Leland Bartelt, Federal Grain Inspection Service, USDA; and David Hawkins, Assistant Administrator for Air and Waste Management, EPA.

Hearings continue tomorrow.

ALCOHOL AND DRUG ABUSE EDUCATION ACT EXTENSION

Committee on Education and Labor: Subcommittee on Select Education held a hearing on extension of the Alcohol and Drug Abuse Education Act. Testimony was heard from representatives of Office of Education; a panel on In-Service Training Programs; a panel on Pre-Service Training Programs; and other public witnesses.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts met for consideration of pending business, and approved all items except one which was set aside.

INTELLIGENCE BUDGET DISCLOSURE

Permanent Select Committee on Intelligence: Began hearings on disclosure of total intelligence budget figure. Testimony was heard from Admiral Turner, Director, CIA; Chairman Mahon; William Colby, former director, CIA; Senator Hathaway; and Morton Halperin, American Civil Liberties Union.

Hearings continue tomorrow.

ALASKA LANDS

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands continued markup of H.R. 39, Alaska National Interest Lands Conservation Act, and will resume tomorrow.

MIDDLE EAST TALKS

Committee on International Relations: Met in executive session for a briefing on the Middle East talks by Secretary of State Vance.

ROLE OF OPIC IN RAW MATERIALS

Committee on International Relations: Held a hearing on the role of OPIC in raw materials, hearing testimony from Representative Bingham.

DEEP SEABED HARD MINERALS ACT

Committee on International Relations: Subcommittees on International Economic Policy and Trade and on International Organizations continued joint hearings on H.R. 3350, Deep Seabed Hard Minerals Act, Testimony was heard from Representatives Studds, Breaux, Bedell and Pritchard; and public witnesses.

Hearings continue tomorrow.

U.S. ACADEMY FOR PEACE AND CONFLICT RESOLUTION COMMISSION ACT

Committee on International Relations: Subcommittee on International Operations held a hearing on H.R. 10192, to establish a Commission on proposals for a United States Academy for Peace and Conflict Resolution. Testimony was heard from Representative Meyner; Senator Randolph; and public witnesses.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Interstate and Foreign Commerce: Met and approved the full committee and subcommittee budgets for the second session of the 95th Congress.

HEALTH EFFECTS OF IONIZING RADIATION

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment began hearings on health effects of ionizing radiation. Testimony was heard from representatives of National Resources Defense Council; Science Applications, Inc.; and Georgia Institute of Technology.

Hearings continue tomorrow.

MAGISTRATE ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice met for markup of S. 1613, Magistrate Act of 1977, and will resume on Thursday, January 26.

INDOCHINA REFUGEES

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law held an oversight hearing on the parole of additional Indochina refugees. Testimony was heard from Patricia M. Derian, Assistant Secretary for Humanitarian Affairs, Department of State; and Leonel J. Castillo, Commissioner, Immigration and Naturalization Service.

REBATING PRACTICES IN U.S. FOREIGN TRADE

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 9518, to provide for a three-year period to reach a permanent solution of the rebating practices in the U.S. foreign trade. Testimony was heard from representatives of National Industrial Traffic League; Federal Maritime Commission; and Department of State.

FEDERAL PHYSICIANS PAY COMPARABILITY

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held a hearing on H.R. 4620, Federal Physicians Comparability Allowance Act of 1976. Testimony was heard from Representative Fisher and Dr. Joseph Smith, St. Elizabeth's Hospital.

ADVISORY COMMITTEE ON TIMBER SALES PROCEDURE

Committee on Rules: Granted an open rule providing one hour of general debate; and after passage of H.R. 6362, the Committee on Agriculture shall be discharged from further consideration of the bill S. 1360, and it shall then be in order to consider said bill in the House, on H.R. 6362, to establish an Advisory Committee on Timber Sales Procedure appointed by the Secretary of Agriculture. Testimony was heard from Chairman Foley and Representatives Weaver, Krebs, Panetta, Symms and Breckinridge. Statements for the record were submitted by Representatives Krebs, Panetta, Symms and Breckinridge.

NATIONAL PARK SYSTEM EXPANSION

Committee on Rules: Granted an open rule providing one hour of general debate; waiving all points of order against section 105(a) of said bill for failure to comply with the provisions of clause 5, Rule XXI and waiving all points of order against the amendment recommended by the Committee on Interior and Insular Affairs now printed in the bill, beginning at line 22, page 9 through line 3, page 10, for failure to comply with the provisions of clause 7, Rule XVI, on H.R. 8336, enhancing the outdoor recreation opportunities for the people of the United States by expanding the National Park System, by providing access to and within areas of the National Park System. Testimony was heard from Chairman

Udall and Representatives Levitas, McDonald, and Fowler. A statement for the record was submitted by Representative McDonald.

FUTURE SPACE PROGRAMS

Committee on Science and Technology: Began hearings on future space programs. Testimony was heard from public witnesses.

Hearings continue tomorrow.

NSF AUTHORIZATION

Committee on Science and Technology: Subcommittee on Science, Research and Technology held a hearing on National Science Foundation authorization with testimony from NSF Director Atkinson and other NSF officials.

Hearings continue tomorrow.

AIRPORT AND AIRWAYS TRUST FUND

Committee on Ways and Means: Subcommittee on Oversight held a hearing on airport and airways trust fund. Testimony was heard from Henry Eschwege, GAO; and public witnesses.

Hearings continue Friday, Jan. 27.

Wednesday, January 25, 1978

Senate

Chamber Action

Routine Proceedings, pages 692–805

Bills Introduced: Twelve bills and seven resolutions were introduced, as follows: S. 2420–2431; S.J. Res. 103 and 104; and S. Res. 357–361. Pages 718, 728–729

Bills Reported: Reports were made as follows:

S. 2220, to authorize the Secretary of the Treasury to designate an Assistant Secretary to serve in his place as a member of the Library of Congress Trust Fund Board (S. Rept. 95–616).

S. Res. 288, requesting an additional $35,000 for expenses of Special Committee on Aging (S. Rept. 95–617).

S. Res. 291, requesting an additional $30,000 for expenses of Committee on Agriculture, Nutrition, and Forestry (S. Rept. 95–618).

S. Res. 314, requesting an additional $25,000 for expenses of Committee on Armed Services (S. Rept. 95–619).

S. Res. 339, increasing by $3,100 funds which may be used for procurement of consultants by Committee on Environment and Public Works (S. Rept. 95–620).

H.R. 2960, authorizing the Secretary of the Interior to memorialize the fifty-six signers of the Declaration of Independence in Constitution Gardens in the District of Columbia, with an amendment (S. Rept. 95–621).

S. Res. 357 and 358, authorizing payment of gratuities to survivors of two deceased Senate employees (without written report).

S. Res. 361, authorizing an additional $2,723,000 for inquries and investigations of the Committee on Human Resources (without written report—referred to the Committee on Rules and Administration). Page 718

Criminal Code Reform: Senate continued consideration of S. 1437, to revise and reform the Criminal Code of the United States, taking action on amendments proposed thereto as follows:

Adopted:

(1) By 49 yeas to 41 nays, Dole unprinted amendment No. 1104, to allow local areas to apply their own standards of obscenity (motion to table rejected by tie vote of 44 yeas to 44 nays); Page 774

(2) Dole U.P. No. 1105, to allow denial of pretrial release to individuals charged with serious crimes against the person who pose a continuing danger to the community (motion to table rejected by 29 yeas to 62 nays); Page 776

(3) Stevens U.P. No. 1106, to provide that an information filed against an individual be current in regards to prohibiting his elegibility for acquiring a firearm in interstate commerce; Page 779

(4) Stevens U.P. No. 1107, to prevent attaching a penalty to a crime in which the firearm is not, or might not be, a central element and in which no threat is posed to a person or property; Page 779

(5) Kennedy U.P. No. 1108, embodying specified committee amendments to the bill; Page 781

(6) Wallop U.P. No. 1109, to make "child snatching" a Federal crime; Page 784

(7) Cranston U.P. No. 1110, to clarify Section 112, General Principles of Construction; Page 788

(8) Kennedy U.P. No. 1111 (for Glenn), to provide that the requirement that arson be placed on the FBI's Uniform Reporting List be effective upon enactment; Page 789

(9) Huddleston U.P. No. 1112, to provide disclosure of identity and location of certain witnesses relocated under Section 3121; Page 789

(10) Stevens U.P. No. 1113, to modify the definition of "receipt" as it relates to campaign contributions so that it will not be a crime to receive contributions which arrive at a Federal office incidentally and unavoidably; Page 791

(11) Sundry committee amendments appearing from pages 29 and 76 of the bill; Page 780

(12) Bartlett U.P. No. 1114, to delete from Section 111 the definition of an "individual." Page 795

Rejected: Scott U.P. No. 1115, embodying the text of S. 1382, to establish a rational criteria for the imposition of the death sentence (tabled by 65 yeas to 24 nays). Page 797

Also during consideration of this bill today Senate, by votes of 83 yeas to 6 nays and 87 yeas to 2 nays, agreed to motions to instruct the Sergeant at Arms to request the attendance of absent Senators. Pages 793, 802 Pages 773–804

Federal Trade Commission: Senate insisted on its amendments to H.R. 3816, authorizing funds for the Federal Trade Commission for fiscal year 1978, agreed to conference with the House and appointed as conferees Senators Magnuson, Ford, Durkin, Griffin, and Danforth. Pages 773–774

Extension of Time To Report: Time was extended until March 1, 1978, for Committee on Governmental Affairs to file its report on the desirability of establishing rules and regulations for the establishment and maintenance of blind trusts, or other similar financial arrangements, by high-level government officials during their period of governmental service. Page 796

Treaty Received: International Sugar Agreement, 1977 (Exec. A, 95th Cong., 2nd sess.), was received, the injunction of secrecy removed therefrom and the Treaty, together with accompanying papers, was referred to the Committee on Foreign Relations. Page 804

Bills Referred: H.R. 8811, retired pay for U.S. tax court judges, and H.R. 7581, taxation of telephone companies, were referred to Committee on Finance. Page 718

Messages From the House: Page 718

Amendments Submitted for Printing: Page 729

Statements on Introduced Bills: Pages 719–728

Additional Statements: Pages 731–773

Nominations: Senate received the following nominations:

Charles H. Gray, to be U.S. marshal for the eastern district of Arkansas;

Robert B. Lagather, of Virginia, to be Assistant Secretary of Labor for Mine Safety and Health;

Omi Gail Walden, of Georgia, to be an Assistant Secretary of Energy (Conservation and Solar Applications);

G. William Miller, of California, to be a Member of the Board of Governors of the Federal Reserve System; and

Sundry nominations in the Foreign Service. Page 805

Record Votes: Six record votes were taken today. Pages 780, 793, 802, 804

Recess: Senate met at 10:30 a.m. and recessed at 6:36 p.m. Page 805

Committee Meetings

SUBCOMMITTEE ORGANIZATION

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Nutrition held a business meeting to discuss future subcommittee activities, but made no announcements and recessed subject to call.

CONSUMER COOPERATIVE BANK

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Institutions began hearings on S. 1010 and H.R. 2777, to establish a National Consumer Cooperative Bank, receiving testimony from Representatives St Germain, Wylie, McKinney, and LaFalce; Stanley Dreyer, Cooperative League of the U.S.A., Ralph Nader, Congress Watch, William Hutton, National Council of Senior Citizens, and Victor Altman, Foundation Cooperative Housing, all of Washington, D.C.; William Harrison, Southern Rural Policy Congress, Washington, D.C.; Emile Curry, Fort Greene Consumers Cooperative Society, and Sister Sheila Buhse, NETWORK, both of Brooklyn, New York; Donald Rothenberg, Berkeley, California; Virginia Thornthwaite, Cooperative Services, Inc., Detroit; Lyle Mercer, Group Health Cooperative, Seattle; and Roger Willcox, National Association of Housing Cooperatives, Stanford, Connecticut.

Hearing continue tomorrow.

BEVERAGE CONTAINER REUSE

Committee on Commerce, Science, and Transportation: Consumer Subcommittee began hearings on S. 276, to establish a national system to promote the reuse and recycling of beverage containers, receiving testimony from Senator Hatfield of Oregon; Representative Jeffords; Barbara Blum, Deputy Administrator, Environmental Protection Agency; Harry Havens, Director, Program Analysis Division, General Accounting Office; Frank Sellinger, representing the United States Brewers Association, Dennis Devaney, Food Marketing Institute, Frank D. Register, National Association of Retail Grocers of the United States, and Jean Anderson, League of Women Voters, all of Washington, D.C.; Joseph K. Peden, Convenience Industries of America, Louisville, Kentucky, accompanied by Harry C. Hunter, National Association of Convenience Stores, Washington, D.C.; Dana Duxbury, League of Women Voters of Massachusetts, Andover; Russell G. Hopkins, National Beer Wholesalers Association of America, Chicago; Joseph E. Griesedeck, Falstaff Brewing Company, San Fran-

cisco; and Carl Mullen, General Brewery Company, Vancouver, Washington.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Energy and Natural Resources: Committee ordered favorably reported S. 1671, to designate the Absaroka-Beartooth Wilderness area within Custer and Gallatin National Forests in Montana; and

An original resolution requesting an additional $1,235,500 for inquiries and investigations of the committee for this session of the Congress.

Also, committee agreed to a committee resolution making note of the many contributions of the late Senator Lee Metcalf.

FOREIGN AFFAIRS BRIEFING

Committee on Foreign Relations: Committee met in closed session to receive a foreign policy briefing, including information on the current situation in the Middle East, from Secretary of State Cyrus Vance.

Committee recessed subject to call.

PANAMA CANAL TREATIES

Committee on Foreign Relations: Committee resumed hearings on the Panama Canal Treaty and Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.), receiving testimony from Representative Rudd; William D. Rogers Committee of Americans for the Canal Treaties, and Peter V. Baugher, The Ripon Society, all of Washington, D.C.; John P. Sheffey, National Association for Uniformed Services, Arlington, Virginia; and Reverend Jesse L. Jackson, Operation PUSH, Chicago, Illinois.

Committee will meet again tomorrow to conclude hearings and to begin consideration of these treaties.

ANTI-TERRORISM

Committee on Governmental Affairs: Committee resumed hearings on S. 2236, to strengthen Federal programs and policies for combating international and domestic terrorism, receiving testimony from Secretary of Transportation Brock Adams, who was accompanied by Richard F. Lally, Director, Civil Aviation Security, Federal Aviation Administration, DOT, and Joseph Hendrie, Chairman, Nuclear Regulatory Commission.

Hearings continue on Friday, January 27.

URBAN POLICY

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations began hearings to reexamine Federal urban policy, receiving testimony from Mayor Coleman Young of Detroit; James M. Roche and Lynn A. Townsend, both representing the Economic Growth Council of Detroit; and Keith Molin, Michigan Department of Commerce, Ann Arbor.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Human Resources: Committee ordered favorably reported S. 1883, to strengthen the remedies and expedite procedures under the National Labor Relations Act (amended), and an original resolution (S. Res. 361) requesting not to exceed $2,723,000 for inquiries and investigations of the Committee, of which amount not to exceed $100,000 may be expended after December 31, 1978, for support of activities transferred to the Committee from the Select Committee on Indian Affairs, and not to exceed $72,000 (including $2,000 for Indian Affairs activities) may be expended for the procurement of the services on individual consultants.

CIVIL RIGHTS

Committee on the Judiciary: Subcommittee on the Constitution began hearings on S. 2300, to extend for five years the U.S. Commission on Civil Rights, receiving testimony from Representative Panetta; Clarence Mitchell and Joseph Rauh, Conference on Civil Rights, Judy Lichtman and Steven Ralston, both of the Legal Defense Fund, Richard Larson, American Civil Liberties Union, Alan Perez, Mexican-American Legal Defense and Educational Fund, and Michael Cortez, National Council of La Raza, all of Washington, D.C.

Hearings continue tomorrow.

COMPETITION REVIEW COMMISSION

Select Committee on Small Business: Committee continued hearings on S. 2071, to establish a Competition Review Commission to study the laws and policies of the U.S. and the major industries for their effect on competition, receiving testimony from Michael Pertschuk, Chairman, Federal Trade Commission; Professor Willard F. Mueller, University of Wisconsin, Madison; and Keith Clearwaters, National Federation of Independent Business, Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 28 public bills, H.R. 10535–10562; 3 private bills, H.R. 10563–10565; and 12 resolutions, H.J. Res. 689 and 690, H. Con. Res. 460, and H. Res. 973–981 were introduced. Pages 902–903

Reports Filed: Reports were filed as follows:

H. Res. 974, providing for the consideration of H.R. 6362, to establish an Advisory Committee on Timber Sales Procedure appointed by the Secretary of Agriculture for the purposes of studying, and making recommendations with respect to, procedures by which timber is sold by the Forest Service, and to restore stability to the Forest Service timber sales program and provide an opportunity for congressional review (H. Rept. 95–850); and

Report entitled "Report of the Committee on Education and Labor Pursuant to Section 302(b) of the Congressional Budget Act of 1974" (H. Rept. 95–851). Page 902

Committee Election: Read and accepted a letter from Representative McHugh wherein he resigns as a member of the Committee on Agriculture and the Committee on Interior and Insular Affairs. Subsequently, agreed to H. Res. 973, electing Representative McHugh as a member of the Committee on Appropriations. Page 805

Presidential Message—Prevailing Rate System: Read a message from the President transmitting the 1976 Annual Report of the Federal Prevailing Rate Advisory Committee—referred to the Committee on Post Office and Civil Service. Page 807

Committee To Sit: Committee on Science and Technology and its subcommittees received permission to sit during proceedings of the House under the 5-minute rule on Thursday, January 26. Page 814

Late Report: Committee on Banking, Finance and Urban Affairs received permission to file a report by midnight Friday, January 27, on H.R. 9214, to amend the Bretton Woods Agreements Act to authorize the United States to participate in the Supplementary Financing Facility of the International Monetary Fund. Page 814

Outer Continental Shelf: House completed all general debate on H.R. 1614, Outer Continental Shelf Lands Act Amendments of 1977; but came to no resolution thereon. Proceedings under the 5-minute rule will begin on Thursday, January 26.

H. Res. 964, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 247 yeas to 158 nays, Roll No. 13. Pages 814–835

Adjournment: Adjourned at 6:58 p.m.

Committee Meetings

AGRICULTURE DEPARTMENT BUDGET

Committee on Agriculture: Held a hearing on the Department of Agriculture budget for fiscal year 1979 with testimony from USDA officials.

JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce and Judiciary held a hearing on the Judiciary budget for fiscal year 1979.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session for a briefing on worldwide intelligence by CIA Director Turner.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on BIA school construction.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on reprogramming for Southern African refugees.

NASA APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on the National Aeronautics and Space Administration.

U.S. STRATEGIC FORCES

Committee on Armed Services: Continued hearings on review of United States strategic forces, hearing testimony from Dr. Herbert Scoville, Vice President, Arms Control Association.

Hearings continue Friday, Jan. 27.

COMMITTEE BUSINESS

Select Committee on Assassinations: Met in executive session on committee business.

WATER SUPPLY POLICY

Committee on the District of Columbia: Subcommittee on Economic Development and Regional Affairs held a hearing on water supply policy and programs in the Washington Metropolitan Region. Testimony was heard from Secretary of the Army Clifford Alexander; and representatives of Corps of Engineers and Virginia jurisdictions.

Hearings continue Monday, Jan. 30.

COMMITTEE BUDGET

Committee on Education and Labor: Met and agreed to the committee budget resolution for the second session of the 95th Congress.

OCCUPATIONAL SAFETY AND HEALTH ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety continued oversight hearings on the Occupational Safety and Health Act of 1970. Testimony was heard from Dr. Eula Bingham, Administrator, Occupational Safety and Health Administration, Department of Labor; and Professor Richard Ginnold, University of Wisconsin School for Workers.

URBAN GRANT UNIVERSITY ACT

Committee on Education and Labor: Subcommittee on Postsecondary Education held a hearing on H.R. 7328, Urban Grant University Act of 1977. Testimony was heard from representatives of various universities.

INTELLIGENCE BUDGET DISCLOSURE

Permanent Select Committee on Intelligence: Continued hearings on disclosure of total intelligence budget figure. Testimony was heard from Lt. Gen. Samuel V. Wilson, USA Ret., former director, DIA; Professor Gerhard Casper, Chicago Law School; David W. Belin, attorney, former executive director, Rockefeller Commission on CIA; and Admiral Daniel J. Murphy, Deputy Under Secretary of Defense for Policy.

EMERGENCY DROUGHT RELIEF ACT—COMMITTEE BUSINESS

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House by unanimous consent H.R. 10532, amending the Emergency Drought Relief Act.

The committee also approved the committee funding resolution and two staff hiring resolutions.

DEEP SEABED HARD MINERALS ACT

Committee on International Relations: Subcommittees on International Economic Policy and on International Organizations continued joint hearings on H.R. 3350, Deep Seabed Hard Minerals Act. Testimony was heard from public witnesses.

Hearings continue Tuesday, Jan. 31.

U.S. ACADEMY FOR PEACE AND CONFLICT RESOLUTION COMMISSION ACT

Committee on International Relations: Subcommittee on International Operations continued hearings on H.R. 10192, to establish a Commission on proposals for a United States Academy for Peace and Conflict Resolution. Testimony was heard from Robert Coulson and William F. Lincoln, American Arbitration Association.

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations met in executive session on investigation of Korean-American relations.

HEALTH EFFECTS OF IONIZING RADIATION

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued hearings on health effects of ionizing radiation. Testimony was heard from representatives of Department of Defense; Department of Energy; Veterans' Administration; Center for Disease Control, Atlanta, Georgia; and public witnesses.

DOD MOVEMENT OF HOUSEHOLD GOODS

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on Department of Defense competitive rate program for the movement of Service members' household goods. Testimony was heard from representatives of Department of Defense, and various moving associations and companies and other public witnesses.

FLEXIBLE AND PART-TIME EMPLOYMENT FOR FEDERAL EMPLOYEES

Committee on Post Office and Civil Service: Met and ordered reported favorably to the House the following bills:

H.R. 7814 amended, Federal Employees Flexible and Compressed Work Schedules Act of 1977; and

H.R. 10126 technical amendments, Federal Employees Part-Time Career Employment Act of 1978.

DOE POSTURE

Committee on Science and Technology: Held a hearing with testimony from Department of Energy Secretary James R. Schlesinger on the posture of the Nation's energy program.

FUTURE SPACE PROGRAMS

Committee on Science and Technology: Continued hearings on future space programs with testimony from public witnesses.

Hearings continue tomorrow.

NSF AUTHORIZATION

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on the National Science Foundation authorization. Testimony was heard from Dr. John B. Slaughter, Assistant Director, Astronomical, Atmospheric, Earth and Ocean Sciences, NSF.

Hearings continue tomorrow.

ADMINISTRATION'S PROGRAM FOR STEEL INDUSTRY

Committee on Ways and Means: Subcommittee on Trade held a hearing on the Administration's comprehensive program for the steel industry released by the White House on December 6. Testimony was heard from Administration and public witnesses.

Hearings continue tomorrow.

JOBS AND INCOME ACT

Committee on Ways and Means: Subcommittee on Welfare Reform continued markup of H.R. 9630, Jobs and Income Act, and will resume tomorrow.

Joint Committee Meeting

WILDERNESS PRESERVATION

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 3454, to designate certain endangered public lands for preservation as wilderness.

Thursday, January 26, 1978

Senate

Chamber Action

Routine Proceedings, pages 1036–1158

Bills Introduced: Ten bills and one resolution were introduced, as follows: S. 2432–2441; and S.J. Res. 105. Page 1075

Bill Passed:

Executive Branch appointments: Senate passed without amendment and cleared for the President H.R. 5054, to repeal the statutory requirement that appointments to competitive service positions in executive branch agencies in the Washington, D.C., area be apportioned among the States on the basis of population. Page 1071

Criminal Code Reform: Senate continued consideration of S. 1437, to revise and reform the Criminal Code of the United States, taking action on amendments proposed thereto as follows:

Adopted:

(1) Wallop unprinted amendment No. 1116 (to amendment No. 1624, intended to be proposed), to permit the advertising of information pertaining to a lottery, etc., which is legal in both the State in which such game is conducted and the State in which the information is disseminated; Page 1037

(2) Kennedy U.P. No. 1117, making pharmacy robberies of drugs a Federal crime; Page 1041

(3) Kennedy U.P. No. 1118, to assure continuation of the Advisory Corrections Council; Page 1042

(4) Modified Thurmond U.P. No. 1119, to clarify Section 1524, Intercepting Correspondence; Page 1043

(5) By unanimous vote of 88 yeas, Culver U.P. No. 1120, to incorporate in the bill Protection of Children Against Sexual Exploitation Act of 1977; Page 1043

(6) Stevens U.P. No. 1121, preserving present law on Culpability standards with respect to offenses for transporting explosives or firearms destined for use to commit a serious crime; Page 1043

(7) Allen U.P. No. 1122, reducing from 200 feet to 100 feet the distance at which a demonstration may take place with respect to a Federal courthouse; Page 1044

(8) Javits U.P. No. 1123, making it a Federal crime to possess explosives within or on airport property subject to FAA Regulations; Page 1045

(9) Javits amendment No. 1674, to increase the grading of the offense of possessing or secreting a weapon or destructive device aboard an aircraft; Page 1046

(10) Modified Javits U.P. No. 1124 (modification of amendment No. 1675), to retain current law on the applicability of the crime of solicitation with respect to Section 1114; Page 1046

(11) Javits amendment No. 1671, to clarify the intent of current law that an agency proceeding must be convened pursuant to lawful authority; Page 1047

(12) Hart U.P. No. 1125, to prohibit a witness before a Congressional committee who misstates the truth to later use as a defense that such misstatement occurred in an effort to prevent disclosure of classified information; Page 1048

(13) Percy amendment No. 1661, to prohibit the color photocopying of certain securities; Page 1054

(14) Percy U.P. No. 1126, to strengthen the security protection provisions of the theft laws; Page 1055

(15) Percy U.P. No. 1127, transferring from Schedule III to Schedule I (highest potential for abuse) the drug phencyclidine; Page 1056

(16) Percy U.P. No. 1129, to increase the penalty for an offense involving the drug phencyclidine; Page 1058

(17) Thurmond U.P. No. 1128, of a conforming nature; Page 1058

(18) Percy U.P. No. 1130, directing the court responsible for placing a defendant in a suitable facility to consider rehabilitation programs most appropriate to the defendant's needs; Page 1059

(19) Metzenbaum U.P. No. 1131, to clarify Federal Jurisdiction over an offense; Page 1060

(20) Heinz U.P. No. 1132, to provide for bipartisan appointments to the U.S. Sentencing Commission; Page 1060

(21) By 48 yeas to 40 nays, committee amendment to Section 3311 (Venue for an Offense Committed in more than one District) concerning dissemination of obscene material (motion to table at first rejected by 38 yeas to 49 nays); Page 1066

(22) Long U.P. No. 1133 (to amendment No. 1624), relating to tax claims involving false statements not warranting felony prosecution; Page 1068

(23) Long U.P. No. 1134 (to amendment No. 1624), relating to expenditures by the IRS for wagering tax investigations; Page 1068

(24) Long U.P. No. 1135 (to amendment No. 1624), relating to misdemeanor section applicability to the delivery of materially false statements; Page 1068

(25) Long U.P. No. 1136, reserving jurisdiction of Senate committees to consider legislation establishing criminal offenses in connection with legislation within its jurisdiction; and Page 1068

(26) Modified Nunn U.P. No. 1137, to allow denial of

pretrial release to the major drug traffickers dealing in the most serious substances. Page 1069

Rejected: Mathias amendment No. 1670, to amend the venue provisions for obscenity offenses (tabled by 61 yeas to 26 nays); Page 1049

When Senate resumes consideration of this bill tomorrow, pending amendment will be committee amendment on page 172, relating to the definition of Defense of cases involving dissemination of obscene material.

Page 1070
Pages 1037–1070

Presidential Message: Senate received a message from the President transmitting proposed legislation designed to improve the operation of the Federal highway and transit programs—referred jointly to Committees on Environment and Public Works; Banking, Housing, and Urban Affairs; Finance; and Commerce, Science, and Transportation (PM-143). Pages 1071–1072

Vice Presidential Appointment: Vice President appointed Senator McGovern to fill the vacancy of the majority party membership on the Joint Economic Committee. Page 1070

Bill Jointly Referred: By unanimous consent it was agreed that S. 2420, to create an International Development Cooperation Administration, be jointly referred to Committees on Foreign Relations and Government Affairs, and that when one of the Committees orders the measure reported, the other shall have 30 days to report or be discharged from its further consideration. Page 1070

Executive Amendments Submitted for Printing: Pages 1111–1115

Executive Communications: Page 1073

Statements on Introduced bills: Pages 1075–1110

Additional Statements: Pages 1116–1157

Nominations: Senate received the following nominations:

To be members of the Board of Directors of the National Railroad Passenger Corporation: Frank H. Neel, of Georgia; James R. Mills, of California; Harry T. Edwards, of Michigan; Charles Luna, of Texas; Anthony Haswell, of Illinois; and Ronald G. Nathan, of the District of Columbia;

William M. Isaac, of Kentucky, to be a member of the Board of Directors of the Federal Deposit Insurance Corporation;

Louis Polk, of Ohio, to be Chairman of the U.S. Metric Board;

To be members of the U.S. Metric Board: Carl A. Beck, of Pennsylvania; Francis R. Dugan, of Ohio; Henry Kroeze, of Wisconsin; Paul Block, Jr., of Ohio; Thomas A. Hannigan, of Maryland; Frank Hartman, of Michigan; Sandra R. Kenney, of Maryland; Roger E. Travis, of Massachusetts; Sydney D. Andrews, of Florida; Joyce D. Miller, of New York; Glenn Nishimura, of Arkansas; Satenig S. St. Marie, of Connecticut; and Adrian G. Weaver, of Connecticut;

Ernest Ambler, of Maryland, to be Director of the National Bureau of Standards;

Lynn R. Coleman, of the District of Columbia, to be General Counsel of the Department of Energy;

George S. McIsaac, of the District of Columbia, to be an Assistant Secretary of Energy;

To be members of the Board for International Broadcasting: Rita E. Hauser, of New York; and Frank Markoe, Jr., of New Jersey;

Stephen J. Gage, of Maryland, to be an Assistant Administrator of the Environmental Protection Agency;

Robert C. Benedict, of Pennsylvania, to be Commissioner on Aging;

William P. Adams, of Virginia, to be a member of the Railroad Retirement Board;

Robert F. Collins, to be U.S. district judge for the eastern district of Louisiana;

A. David Mazzone, to be U.S. district judge for the district of Massachusetts;

Paul A. Simmons, to be U.S. district judge for the western district of Pennsylvania;

Larry D. Patton, to be U.S. attorney for the western district of Oklahoma;

Coy W. Rogers, to be U.S. marshal for the western district of Oklahoma;

Benjamin R. Civiletti, of Maryland, to be Deputy Attorney General;

Alvin H. Gandal, of Maryland, to be a Commissioner of the Postal Rate Commission;

Bertram R. Cottine, of the District of Columbia, to be a member of the Occupational Safety and Health Review Commission;

John A. Hewitt, Jr., of New Jersey, to be an Assistant Secretary of the Air Force;

Thomas J. Corcoran, of the District of Columbia, to be Ambassador to the Republic of Burundi;

David T. Schneider, of Maryland, to be Ambassador to the People's Republic of Bangladesh;

Philip H. Alston, Jr., of Georgia, Ambassador to Australia, to serve concurrently as Ambassador to the Republic of Nauru;

W. Howard Wriggins, of New York, Ambassador to the Republic of Sri Lanka, to serve concurrently as Ambassador to the Republic of Maldives;

Herman J. Cohen, of New York, Ambassador to the Republic of Senegal, to serve concurrently as Ambassador to The Gambia;

To be members of the Board of Directors of the Legal Services Corporation: Cecilia Denogean Esquer, of Arizona; Steven L. Engelberg, of Maryland; Hillary Diane Rodham, of Arkansas; Richard A. Trudell, of California; and Josephine Marie Worthy, of Massachusetts;

John W. Snyder, of the District of Columbia, to be a member of the Board of Trustees of the Harry S. Truman Scholarship Foundation;

Robert D. Thorne, of California, to be an Assistant Secretary of Energy;

Frank Gregg, of Massachusetts, to be Director of the Bureau of Land Management; and

Elwood T. Driver, of Virginia, to be a member of the National Transportation Safety Board. Page 1158

Record Votes: Four record votes were taken today. Pages 1059, 1061, 1065, 1066

Recess: Senate met at 10 a.m. and recessed at 7:02 p.m. Page 1158

Committee Meetings

APPROPRIATIONS—LABOR-HEW

Committee on Appropriations: Subcommittee on Labor-HEW began hearings on proposed budget estimates for fiscal year 1979, receiving testimony in behalf of funds for their respective activities from Graciela Olivarez, Director, Community Services Administration; Timothy Cleary, Chairman, Occupational Safety and Health Review Commission; Lt. Gen. F. T. Unger, USA (ret.), Governor of the Soldiers' and Airmen's Home; John Suker, Director, Railroad Retirement Board; and Frederick H. Burkhardt, Chairman, National Commission on Libraries and Information Science.

Subcommittee will meet again tomorrow.

ENERGY INITIATIVES

Committee on Armed Services: Subcommittee on Military Construction and Stockpiles held hearings to examine the potential for application of new energy initiatives at Defense installations, receiving testimony from Dale Myers, Undersecretary, Donald Beattie, Acting Assistant Secretary for Conservation and Solar applications, Dr. Bennett Miller, Acting Department Program Director for Solar, Geothermal, Electric and Storage Systems, and John Deutch, Director, Office of Energy Research, all of the Department of Energy.

Hearings were recessed subject to call.

CONSUMER COOPERATIVE BANK

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Institutions continued hearings on S. 1010 and H.R. 2777, to establish a National Consumer Cooperative Bank, receiving testimony from Senator Hayakawa; Representative Rousselot; Roger C. Altman, Assistant Secretary of the Treasury for Domestic Finance; Jeffry L. Perlman, Chamber of Commerce of the United States, Harry R. Sullivan, Food Marketing Institute, James D. McKevitt, National Federation of Independent Business, Frank D. Register, National Association of Retail Grocers of the United States, Stuart Gasner, National Retail Hardware Association, and Jacob H. Gilbert, National Tax Equality Association, all of Washington, D.C.

Hearings were recessed subject to call.

BEVERAGE CONTAINER REUSE

Committee on Commerce, Science, and Transportation: Subcommittee on the Consumer continued hearings on S. 276, to establish a national system to promote the reuse and recycling of beverage containers, receiving testimony from State Senator Bennie Bock, New Braunfels, Texas; Thomas Tatum, National League of Cities, Washington, D.C.; Mayor Les Proctor, Columbia, Missouri; Craig R. Schmidt, Sidney P. Mudd, and Richard A. Posner, all representing the National Soft Drink Association, Washington, D.C.; John M. Dunn, accompanied by Frank W. Considine, Malcolm W. Owings, and Judd H. Alexander, all on behalf of the Can Manufacturers Institute, Washington, D.C.; Mark Sullivan, National Wildlife Federation, Pamela Deuel, Environmental Action, Inc., and Brock Evans, Sierra Club, all of Washington, D.C.; J. M. Curto, accompanied by Fred Tucker and Thomas Wilson, on behalf of the Tin Mill Products Producers of the American Iron and Steel Institute, Washington, D.C.; Peter Chokola, Chokola Beverage Company, Wilkes Barre, Pennsylvania; and Daniel B. Syrek, Institute for Applied Research, Sacramento, California.

Hearings continue tomorrow.

COMMITTEE BUDGET

Committee on Finance: Committee held a business meeting to discuss its budget for this session of the Congress.

PANAMA CANAL TREATIES

Committee on Foreign Relations: Committee approved procedures for consideration, beginning tomorrow, of the Panama Canal Treaty and Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.).

Prior to this action committee received testimony on these treaties from Senator Robert C. Byrd.

SUBCOMMITTEE BUSINESS

Committee on Foreign Relations: Subcommittee on Foreign Economic Policy met in closed session to discuss future subcommittee activities, but made no announcements and recessed subject to call.

URBAN POLICY

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations continued hearings to reexamine Federal urban policy, receiving testimony from Governor Michael S. Dukakis, Massachusetts; Gloria K. Aull, South East Development, Inc., and William Araino and Elaine Smith, both of the South

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East Community Organization, all of Baltimore; and Ronald Grzywinski, Illinois Neighborhood Development Corporation, Chicago.

Hearings continue tomorrow.

EMPLOYEE CONDUCT

Committee on the Judiciary: Subcommittees on Citizens and Shareholders Rights and Remedies and Administrative Practice and Procedure began joint hearings on S. 2117, to expand the bases upon which the U.S. can be held liable for the conduct of its employees under the Tort Claims Act, receiving testimony from Attorney General Griffin B. Bell, who was accompanied by Irving Jaffe, Deputy Assistant Attorney General, Civil Division, both of the Department of Justice.

Hearings were recessed subject to call.

CIVIL RIGHTS

Committee on the Judiciary: Subcommittee on the Constitution continued hearings on S. 2300, to extend for 5 years the U.S. Commission on Civil Rights, receiving testimony from Debbie Caplan, Disability Rights Center, Edward King, Senior Citizens Law Center, James Venema, National Association for Neighborhood Schools, and William Taylor, Center for National Policy Research, all of Washington, D.C.; Naomi L. Bradford, Denver, Colorado; Hubert J. Walberg, Chicago; Ralph Scott, Cedar Falls, Iowa; Ted Nichols, Florida State Advisory Committee, Tallahassee; M. D. Taracidor and State Senator Carlos Truan, Texas State Advisory Committee, Austin; Dr. Dorothy Jones, Massachusetts State Advisory Committee, Boston; Ruth Harvey Charity, Virginia State Advisory Committee, Richmond; Marjorie Smith, Annapolis, Maryland; and Elizabeth Wolskill, Harrisburg, Pennsylvania.

Hearings were adjourned subject to call.

COMMITTEE BUSINESS

Select Committee on Ethics: Committee held a business meeting where it ordered favorably reported an original resolution to allow the committee to participate in judicial proceedings.

Also, the committee agreed that the Secretary of the Senate could charge reasonable copying fees for materials copied under Senate Rule 48, relative to the use of the franking privilege and mass mailings. Committee also discussed the use of a Senator's photo on the masthead of a newsletter, the uses of the Senate letterhead and aspects of the blind trust provisions of Senate Rule 42.

Also, committee agreed to a committee resolution authorizing the GAO to hold Senators' and employees' financial disclosure statements.

Committee will meet again on Tuesday, Jan. 31.

House of Representatives

Chamber Action

Bills Introduced: 31 public bills, H.R. 10566–10596; 4 private bills, H.R. 10597–10600; and 10 resolutions, H.J. Res. 691–696, H. Con. Res. 461, and H. Res. 982–984 were introduced. Pages 1034–1036

Report Filed: One report was filed as follows: H. Res. 982, providing for the consideration of H.R. 8336, Chattahooche River National Park (H. Rept. 95-852). Page 1034

Committee To Sit: Select Committee on Assassinations received permission to sit today during proceedings of the House under the 5-minute rule. Page 948

Outer Continental Shelf: House continued consideration of H.R. 1614, Outer Continental Shelf Lands Act Amendments of 1977; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Tuesday, January 31.

Pending when the Committee of the Whole rose was the committee amendment in the nature of a substitute.

Rejected an amendment in the nature of a substitute for the committee substitute that sought to limit use of alternative bidding systems to not more than 50 percent of the total areas offered for lease annually; eliminate dual leasing; make contracts granted by the Secretary for geological and geophysical explorations subject to annual appropriations and eliminate the Secretary's authority to permit on-structure exploratory drilling; omit the requirement that the Department of the Interior promulgate air quality standards for the OCS; and establish a revenue sharing program for coastal States funded by OCS revenues (rejected by a recorded vote of 187 ayes to 211 noes, Roll No. 15, after having been previously agreed to by a division vote of 26 ayes to 22 noes).

Previously, agreed to the following amendments to the preceding substitute:

An amendment that excluded lease or pre-lease exploratory drilling of any tract lying within 15 miles of the boundaries of any existing National Wilderness area;

An amendment that required the Secretary of Interior to make recommendations for a training program for personnel handling pollution control equipment on OCS operations;

An amendment that substituted new language for the provisions concerning the granting of certificates of public convenience and necessity for the transportation of natural gas by local distribution companies;

A technical amendment that clarified the use of the term "Secretary";

An amendment that required that six months after enactment all vessels, platforms, etc. meet minimum standards of design, construction, alteration, and repair as the Coast Guard establishes; and that one year after enactment all vessels, platforms, etc. be built or rebuilt in the United States;

An amendment that provided for disapproval of any rule or regulation issued pursuant to this legislation by either House of Congress;

An amendment that required new bidding systems hearings to be conducted under the Secretary of Energy and not the Federal Energy Regulatory Commission;

An amendment that made OCS oil subject to the provisions of the Export Administration Act of 1969; required the President to publish a report certifying that such exports will not increase our oil imports; and provided for Congressional disapproval of such exports; and

An amendment that deleted provisions in the bill related to compensation for lease cancellation and substituted language stating that "such cancellation shall not foreclose any claim for compensation as may be required by the Constitution".

Rejected an amendment in the nature of a substitute to the committee substitute that sought to eliminate the prohibition against joint bidding; eliminate dual leasing; set limits on use of alternative bidding systems to at least 10 percent of the time, but no more than 30 percent; eliminate the requirement that OCS operations comply with State standards; delete Offshore Oil Pollution Compensation Fund; create a revenue sharing program that would channel 20 percent of OCS revenues directly to States through the Coastal Energy Impact Program; and make the Coast Guard and the Interior Department responsible for safety regulations rather than OSHA (rejected by a recorded vote of 143 ayes to 229 noes, Roll No. 16).

Previously, agreed to the following amendments to the preceding substitute:

An amendment that made OCS oil subject to the provisions of the Export Administration Act of 1969 and provided for Congressional disapproval of oil exports if such exports would increase our oil imports;

A technical amendment that clarified the use of the term "Secretary";

An amendment that provided for disapproval of any rule or regulation issued pursuant to this legislation by either House of Congress;

An amendment that required the Secretary of Interior to make recommendations for a training program for personnel handling pollution control equipment on OCS operations; and

An amendment that assured that functions transferred to the Department of Energy and FERC are maintained.

Rejected an amendment to the preceding substitute that sought to require that six months after enactment all vessels, platforms, etc. meet minimum standards established by the Coast Guard; and that after one year all vessels, platforms, etc. be built or rebuilt in the United States (rejected by a division vote of 19 ayes to 23 noes). Pages 948–1013

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of February 1. Page 1013

Presidential Message—Transportation: Received and read a message from the President transmitting proposed legislation to improve the organization and operation of the Federal Government's highway and transit programs—referred to the Committee of the Whole on the State of the Union and ordered printed (H. Doc. 95-284). Pages 1014–1015, 1036

Adjournment: Adjourned at 5:43 p.m.

Committee Meetings

AGE STEREOTYPING AND TELEVISION

Select Committee on Aging: Held a hearing on age stereotyping and television. Testimony was heard from representatives of American Association of Advertising Agencies; National Advertising Review Board; Ogilvy-Mather Advertising Council; and National Council on Aging.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense continued with executive briefing on worldwide intelligence by CIA Director Turner.

NASA APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued hearings on National Aeronautics and Space Administration.

JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce and Judiciary continued hearings on the Judiciary budget for fiscal year 1979.

WORLD INTELLIGENCE ASSESSMENT

Committee on Armed Services: Met in executive session for an overall assessment of the world situation from the intelligence community standpoint by CIA Director Turner.

DEFENSE BUDGETING FOR CIVIL AIR PATROL

Committee on Armed Services: Subcommittee on Investigations held hearings on H.R. 6237, 6996, and

8129, to provide for the budgeting by the Secretary of Defense, the authorization of appropriations, and the use of those appropriated funds by the Secretary of the Air Force, for certain specified purposes to assist the Civil Air Patrol in providing services in connection with the noncombatant mission of the Air Force. Testimony was heard from Brig. Gen. Paul E. Gardner, Commander, Civil Air Patrol, U.S. Air Force.

COMMITTEE BUSINESS

Select Committee on Assassinations: Met in executive session for continued consideration of committee business.

TRADE WITH CHINA

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Trade, Investment and Monetary Policy held a hearing on trade with China. Testimony was heard from Ambassador Christopher Phillips, U.S. China Trade Council; and public witnesses.

FULL EMPLOYMENT AND BALANCED GROWTH ACT

Committee on Education and Labor: Subcommittee on Employment Opportunities held a hearing on the revised version of H.R. 50, Full Employment and Balanced Growth Act of 1977. Testimony was heard from public witnesses.

COMMITTEE BUSINESS

Committee on House Administration: Met for consideration of reports on House restaurants, Beauty Shop and Barber Shops.

ALASKA LANDS

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands continued markup of H.R. 39, Alaska National Interest Lands Conservation Act, and will resume tomorrow.

SEQUOIA NATIONAL PARK EXPANSION

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs held a hearing on H.R. 1771, to enlarge the Sequoia National Park in the State of California. Testimony was heard from Representative Ketchum; Assistant Secretary of Agriculture Cutler; and William Whalen, Director, National Park Service, Department of Interior.

CHEMICAL CAUSES OF CANCER

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on chemical causes of cancer with testimony from representatives of the Cosmetic, Toiletry and Fragrance Association, and the Environmental Defense Fund.

Hearings continue Friday, Feb. 3.

CLINICAL LABORATORY IMPROVEMENT ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment began markup of H.R. 6221, Clinical Laboratory Improvement Act of 1977, and will resume tomorrow.

DIPLOMATIC IMMUNITY

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations met for markup of H.R. 7679, to provide for actions against insurers on claims against persons entitled to diplomatic immunity, and will resume on Wednesday, Feb. 1.

MAGISTRATE ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice continued but did not complete markup of S. 1613, Magistrate Act of 1977.

COMMITTEE BUSINESS

Committee on the Judiciary: Subcommittee on Crime met for discussion of the subcommittee agenda.

MERCHANT MARINE ACADEMY APPOINTMENTS

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 3489, to entitle the Delegates in Congress from Guam and the Virgin Islands to make nominations for appointments to the U.S. Merchant Marine Academy. Testimony was heard from representatives of Department of Commerce and Guam Delegate Won Pat.

DOD MOVEMENT OF HOUSEHOLD GOODS

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine continued hearings on Department of Defense competitive rate program for the movement of Service members' household goods. Testimony was heard from public witnesses.

COMMITTEE ORGANIZATION

Select Committee on Population: Held an organizational meeting.

FUTURE SPACE PROGRAMS

Committee on Science and Technology: Continued hearings on future space programs. Testimony was heard from Dr. Frank Press, Office of Science and Technology Policy; Dr. Robert Frosch, Administrator, NASA; Gen. Thomas Stafford, Commander, Air Force Flight Test Center, Edwards Air Force Base, California; and R. L. Johnson, President, McDonnell-Douglas Astronautics Co.

NSF AUTHORIZATION

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on the National Science Foundation authorization for fiscal year 1979. Testimony was heard from officials of NSF, and Tom Gloor, president, Alabama Association of County Government Officials.

Hearings continue Thursday, Jan. 31.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy Research, Development and Demonstration held a hearing on Department of Energy authorization for fiscal year 1979. Testimony was heard from DOE and public witnesses.

DOE AUTHORIZATION FOR SOLAR ENERGY

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation RD&D held a hearing on the Department of Energy's fiscal year 1979 budget for solar energy. Testimony was heard from Dr. Eric Willis, Acting Program Director for Solar, Geothermal, Electric and Storage Systems, and Dr. Henry H. Marvin, Director, Division of Solar Technology, DOE.

Hearings continue tomorrow.

TELEVISION COVERAGE OF TAX HEARINGS

Committee on Ways and Means: Met and voted to allow television coverage of hearings on the President's tax proposals.

JOBS AND INCOME ACT

Committee on Ways and Means: Subcommittee on Welfare Reform continued markup of H.R. 9030, Jobs and Income Act, and will resume tomorrow.

STEEL INDUSTRY PROGRAM

Committee on Ways and Means: Subcommittee on Trade continued hearings on the Administration's comprehensive program for the steel industry. Testimony was heard from Treasury Department and public witnesses.

Joint Committee Meeting

LIBRARY REORGANIZATION

Joint Committee on the Library: Committee began hearings on the proposed reorganization of the Library of Congress, receiving testimony from Dr. Daniel J. Boorstin, the Librarian of Congress, who was accompanied by several of his associates; John Roberts, Law Library of Congress Association of Employees, Marlene C. McGuirl, Sidney Sachs, American Bar Association Standing Committee on the Law Library, Rachel Hecht, Jack S. Ellenberger, and Millard H. Ruud, Association of American Law Schools, all of Washington, D.C.; Professor Morris L. Cohen, Cambridge, Massachusetts, representing American Association of Law Libraries; Maureen M. Moore, Law Librarian's Society of Washington, Falls Church, Virginia; Hermine Herta Meyer, Chevy Chase, Maryland; and Mary Oliver, University of North Carolina Law Library, Chapel Hill.

Hearings were recessed subject to call.

Friday, January 27, 1978

Senate

Chamber Action

Routine Proceedings, pages 1209–1269

Bills Introduced: Ten bills and eleven resolutions were introduced, as follows: S. 2442–2451; S.J. Res. 106–108; and S. Res. 367–369. Pages 1237, 1246–1248

Bills Reported: Reports were made as follows:

S. Res. 367, requesting an additional $1,235,500 for expenses for Committee on Energy and Natural Resources (without written report—referred to Committee on Rules and Administration).

S. Res. 368, requesting an additional $575,410 for expenditure by the Select Committee on Indian Affairs (without written report—referred to Committee on Rules and Administration). Page 1237

Measures Passed:

Senate agreed to the following resolutions:

Committee ratios: S. Res. 362, making adjustments in the total number of Members who may serve on Committees on Commerce, Science, and Transportation; Energy and Natural Resources; and Governmental Affairs; Page 1210

Standing Committees: S. Res. 363, making appointments of several Senators to Standing Committees; Page 1210

Appropriations Committee Chairman: S. Res. 364, appointing Senator Magnuson as Chairman of the Committee on Appropriations; Page 1210

Commerce Committee Chairman: S. Res. 365, appointing Senator Cannon as Chairman of the Committee on Commerce, Science, and Transportation; Page 1210

Rules Committee Chairman: S. Res. 366, appointing Senator Pell as Chairman of the Committee on Rules and Administration. Page 1211

Calendar Bills: Senate took from the Calendar and passed the following measures:

Library of Congress Trust Fund Board: S. 2220, to authorize the Secretary of the Treasury to designate an

Assistant Secretary to serve in his place as a member of the Library of Congress Trust Fund Board;

Pages 1260–1261

Aging Committee funds: S. Res. 288, authorizing an additional $35,000 for expenses of the Special Committee on Aging; Pages 1261–1262

Agriculture Committee funds: S. Res. 291, authorizing an additional $30,000 for expenses of Committee on Agriculture, Nutrition, and Forestry;

Pages 1262–1263

Armed Services Committee funds: S. Res. 314, authorizing an additional $25,000 for expenses of Committee on Armed Services; Page 1263

Public Works Committee consultants: S. Res. 339, increasing by $3,100 funds which may be used for procurement of consultants by Committee on Environment and Public Works; Pages 1263–1264

Gratuities: S. Res. 357 and 358, authorizing payment of gratuities to survivors of two deceased Senate employees; and Page 1264

Declaration of Independence signers: H.R. 2960, authorizing the Secretary of the Interior to memorialize the fifty-six signers of the Declaration of Independence in Constitution Gardens in the District of Columbia.

Page 1264

Intelligence Committee Chairman: Majority Leader announced that Senator Bayh has been chosen as Chairman of the Select Committee on Intelligence.

Page 1210

Criminal Code Reform: Senate continued consideration of S. 1437, to revise and reform the Criminal Code of the United States, taking action on amendments proposed thereto as follows:

Adopted:

(1) By unanimous vote of 74 yeas, modified Allen unprinted amendment No. 1139 (to committee amendment on page 172), to provide that it is a Defense to a prosecution under Section 1842 that dissemination of obscene material was legal in a political subdivision or locality in which it was disseminated, rather than in the State; Page 1217

(2) Allen U.P. No. 1140 (to committee amendment on page 172), to modify the term "Defense" to a prosecution of cases involving dissemination of obscene material; Page 1220

(3) By 59 yeas to 14 nays, committee amendment on page 172, dealing with the definition of defense to a prosecution of cases involving dissemination of obscene material, as amended (motion to table at first rejected by 20 yeas to 53 nays); Page 1222

(4) McClure U.P. No. 1141, en bloc, to limit the application of the mandatory sentence in cases where a person uses force in his self-defense, and to restate existing law with respect to the exemption of black powder purchases; Page 1222

(5) Allen U.P. No. 1142, to stipulate that a firearm must be possessed in connection with the commission of a crime; Page 1227

(6) Allen U.P. No. 1143, to require, in connection with Section 1505, that the assembly related to civil rights activities be a lawful assembly; Page 1232

(7) Modified Biden U.P. No. 1145, clarifying conditions under which a Federal agency may employ former offenders; and Page 1233

(8) Allen U.P. No. 1147, to require that the grounds for a motion to determine competency of a defendant be in writing. Page 1235

Rejected:

(1) Allen U.P. No. 1138 (to Committee Amendment on page 172), to provide that it is a defense to a prosecution under Section 1842 that dissemination of obscene material had been legalized by a statute in a State in which it was disseminated (tabled by 46 yeas to 29 nays); Page 1216

Pending at recess was Allen amendment No. 1677, to modify Section 1343, Making a False Statement.

Page 1266

Also during consideration of this bill today Senate, by 73 yeas to 3 nays, agreed to motion to instruct the Sergeant at Arms to request the attendance of absent Senators. Page 1216

Pages 1211–1227, 1233–1236, 1260, 1264–1269

Presidential Messages: Senate received messages from the President as follows:

Transmitting three proposals to rescind previously provided budget authority and sundry deferrals of existing budget authority—jointly referred to Committees on Agriculture, Nutrition, and Forestry; Appropriations; Armed Services; Banking, Housing, and Urban Affairs; Budget; Commerce, Science, and Transportation; Finance; Foreign Relations; Human Resources; and the Judiciary (PM–144) and

Transmitting the Thirteenth Annual Report on Special International Exhibitions—referred to Committee on Foreign Relations (PM–145). Pages 1236–1237

Amendments Submitted for Printing:

Page 1248

Statements on Introduced Bills: Pages 1238–1246

Additional Statements: Pages 1248–1260

Record Votes: Five record votes were taken today.

Pages 1214, 1216, 1217, 1220, 1222

Recess: Senate met at 10 a.m. and recessed at 4:44 p.m.

Page 1269

Committee Meetings

APPROPRIATIONS—LABOR-HEW

Committee on Appropriations: Labor-HEW Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for certain related agencies, receiving testimony from Wayne Horwitz, Director, Federal Mediation and Conciliation Service; John H. Fanning, Chairman, National Labor Relations Board; George Ives, Chairman, National Mediation Board; and Henry Loomis, President, Corporation for Public Broadcasting.

Subcommittee will meet again on Monday, January 30.

CIA BRIEFING

Committee on Armed Services: Committee met in closed session to receive a briefing from the Director of Central Intelligence, Stansfield Turner.

Committee recessed subject to call.

HOUSING PROGRAM

Committee on Banking, Housing, and Urban Affairs: Committee held oversight hearings to review the past two years' housing programs, receiving testimony from Secretary of Housing and Urban Development, Patricia Roberts Harris.

Hearings were recessed subject to call.

BEVERAGE CONTAINER REUSE

Committee on Commerce, Science, and Transportation: Subcommittee on the Consumer concluded hearings on S. 276, to establish a national system to promote the reuse and recycling of beverage containers, after receiving testimony from Andrew J. Biemiller, accompanied by Robert McGlotten and George Taylor, AFL-CIO, Gordon J. Bronk, accompanied by Howard Chester, both representing Glass Bottle Blowers Association, AFL-CIO, Maudine Cooper, National Urban League, John Biggs and H. R. Looney, representing the Glass Packaging Institute, John J. Sheehan, United Steelworkers of America, and Thomas Garrett, Defenders of Wildlife, all of Washington, D.C.; Leon Richter, Lake Beverage Distributors, Rockway, New Jersey; Robert F. Testin, Reynolds Metals Company, Richmond, Virginia; Taylor Bingham, Research Triangle Park, North Carolina; Thomas L. Washington, Michigan United Conservation Clubs, and Albert Almy, Michigan Farm Bureau, both of Lansing; A. J. Petrie, Beverage Industry Recycling Program, Phoenix, Arizona; William Bree, Oregon Department of Environmental Quality, Salem; Mayor David Shepherd of Oak Park, Michigan, accompanied by Thomas Tatum, National League of Cities, Washington, D.C.; and State Representative Louis G. Pines, Committee for Massachusetts Bottle Bill, Boston.

PUBLIC BUILDINGS

Committee on Environment and Public Works: Committee held hearings on proposed authorizations for fiscal year 1979 for the Public Buildings Service of the General Services Administration, receiving testimony from Robert Griffin, Deputy Administrator, and James Shea, Commissioner, Public Buildings Service, who were accompanied by several associates, all of the General Services Administration.

Hearings were adjourned subject to call.

PANAMA CANAL TREATIES

Committee on Foreign Relations: Committee began Consideration of the Panama Canal Treaty and Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.), but did not complete action thereon and will meet again on Monday, January 30.

ANTI-TERRORISM

Committee on Governmental Affairs: Committee resumed hearings on S. 2236, to strengthen Federal programs and policies for combating international and domestic terrorism, receiving testimony from Dr. Frank Ochberg, Acting Director, Office of Program Development and Analysis, National Institute of Mental Health, Department of Health, Education, and Welfare; Dr. Charles Russell, Office of Special Investigations, Department of the Air Force; Conrad Hassell, Supervisory Special Agent, Federal Bureau of Investigation Academy, Department of Justice; Dr. Robert Kupperman, Chief Scientist, U.S. Arms Control and Disarmament Agency; and Brian Jenkins, Rand Corporation, Santa Monica.

Hearings continue on Monday, January 30.

URBAN POLICY

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations continued hearings to reexamine Federal urban policy, receiving testimony from John Shannon, Assistant Director, Advisory Commission on Intergovernmental Relations; Barbara R. Williams, The Rand Corporation, Washington, D.C.; Richard Eckfield, The Charles F. Kettering Foundation, Washington, D.C.; and Anthony Downs, The Brookings Institute, Washington, D.C.

Hearings were recessed subject to call.

NOMINATION

Select Committee on Intelligence: Committee began hearings on the nomination of Frank C. Carlucci, of Pennsylvania, to be Deputy Director of Central Intelligence, where the nominee, who was introduced to the committee by Senator Schweiker, testified and answered questions on his own behalf.

Hearings continue on Monday, January 30.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, January 30.

Committee Meetings

U.S. STRATEGIC FORCES

Committee on Armed Services: Continued hearings in executive session on review of United States strategic forces.

ALASKA LANDS

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands continued markup of H.R. 39, Alaska National Interest Lands Conservation Act, and will resume on Monday, Jan. 30.

OPIC IMPACT ON U.S. EMPLOYMENT

Committee on International Relations: Held a hearing on impact of OPIC on United States employment. Testimony was heard from Andrew J. Biemiller and Rudy Oswald, AFL-CIO; and Rutherford Poates, President, OPIC.

CLINICAL LABORATORY IMPROVEMENT ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment met and approved for full committee action a clean bill to be introduced in lieu of H.R. 6221, Clinical Laboratory Improvement Act of 1977.

REBATING PRACTICES IN U.S. FOREIGN TRADE

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine continued hearings on H.R. 9518, to provide for a three-year period to reach a permanent solution of the rebating practices in the U.S. foreign trade. Testimony was heard from public witnesses.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation R.D. & D. continued hearings on the Department of Energy authorization for fiscal year 1979 with testimony from DOE officials.

AIRPORT AND AIRWAYS TRUST FUND

Committee on Ways and Means: Subcommittee on Oversight continued hearings on the airport and airways trust fund. Testimony was heard from Quentin Taylor, Assistant Administrator, and other FAA officials.

Monday, January 30, 1978

Senate

Chamber Action

Routine Proceedings, pages 1310–1468

Bills Introduced: Seven bills and six resolutions were introduced, as follows: S. 2452–2458; S. J. Res. 109; S. Con. Res. 63 and 64; and S. Res. 370–372.

Pages 1312, 1322–1323, 1465

Bills Reported: Reports were made as follows:

H.R. 7766, to authorize the Mayor of the District of Columbia to enter into an agreement with the U.S. Postal Service with respect to the use of certain public air space in the District of Columbia (S. Rept. 95–622).

S. Res. 370, requesting an additional $4,466,231 for expenses of Committee on Governmental Affairs for this session of the Congress (without written report—referred to Committee on Rules and Administration).

S. Res. 371, requesting an additional $1,138,000 for expenses of Committee on Banking, Housing, and Urban Affairs, for this session of the Congress (without written report—referred to the Committee on Rules and Administration). Page 1311

Bills Passed:

Criminal Code Reform: By 72 yeas to 15 nays, Senate passed S. 1437, to revise and reform the Criminal Code of the United States, after taking action on additional proposed amendments, as follows:

Adopted:

(1) Committee amendment on page 76, line 19; Page 1353

(2) Allen unprinted amendment No. 1150, allowing the Attorney General, under certain circumstances, to surrender to the jurisdiction of an Indian tribe an Indian between the ages of 18 and 21 charged with a misdemeanor; Page 1354

(3) Committee amendment on page 78, line 15; Page 1369

(4) Morgan U.P. No. 1152, to insure that judges do not improperly invade the province of juries by intimation or action; Page 1357

(5) Allen U.P. No. 1153, to allow psychiatric examination after a motion for a hearing to determine mental competency to stand trial; Page 1359

(6) Allen U.P. No. 1154 (to Amendment No. 1624), to provide that the first offense after assessment of a penalty against an employer under the OSHA laws should constitute an offense; Page 1359

(7) Allen U.P. No. 1155 (to Amendment No. 1624), to retain prohibition against advertising for abortions; Page 1360

(8) Bumpers U.P. 1157, to provide that a person is guilty of perjury, false swearing, or making a false statement if he "knowingly" makes such a statement; Page 1363

(9) Allen U.P. No. 1158, to retain the law providing power of the court to modify a sentence; Page 1365

(10) Hatch U.P. No. 1159, to clarify the obscenity section of the bill; Page 1366

(11) Several committee amendments to the bill; Page 1370

(12) Thurmond U.P. No. 1160, to correct a clerical error; Page 1370

(13) Allen U.P. No. 1161 (to Amendment No. 1624), to provide reenactment of the Logan Act; Page 1370

(14) Kennedy U.P. No. 1162, making several clerical and conforming changes in the bill; and Page 1372

(15) All other committee amendments, en bloc, which had heretofore not been agreed to; and Page 1374

(16) By 82 yeas to 4 nays, Kennedy amendment No. 1624, as amended, making certain technical and conforming amendments. Page 1387

Rejected:

(1) Allen amendment No. 1677, to clarify intent of current law that political contributions between members of, members elected of, and candidates for Congress are not unlawful; and Page 1352

(2) Allen U.P. No. 1151, to strike Section 201(c), Jurisdiction Not An Element Of Offense (tabled by 75 yeas to 20 nays). Page 1354

Pages 1352–1465

Printing: Senate agreed to S. Res. 372, to print as a Senate document a recent history of the Senate Committee on Commerce, Science, and Transportation. Page 1465

Federal Employment Preference: Senate passed with committee amendment and sent to the House S. 666, to extend special retirement benefits to certain nonpreference employees of the Bureau of Indian Affairs and the Indian Health Service whose careers have been adversely affected by the application of Indian preference laws. Pages 1465–1467

Presidential Message: Senate received a message from the President transmitting the eleventh quarterly report of the Council on Wage and Price Stability covering its activities during the second quarter of 1977—referred to Committee on Banking, Housing, and Urban Affairs (PM–146). Page 1311

Vice Presidential Appointments: Vice President made appointments, as follows:

Senators Sparkman, chairman, Ribicoff, Bayh, Nelson, and Stafford to the Interparliamentary Union Spring Meeting, to be held in Lisbon, Portugal, March 27–31, 1978;

Senator Stevenson to the Technology Assessment Board; and

Senators Sparkman, Gravel, Leahy, Sasser, Durkin, Curtis, Griffin, and Stevens to the Canada-United States Interparliamentary Conference, to be held in New Orleans, Louisiana, February 9–13, 1978. Page 1468

Supplemental Appropriations: By unanimous consent it was agreed that at 10 a.m. on Wednesday, Feb. 1, 1978, Senate will consider its amendment No. 43 in disagreement (relating to funding for the B–1 bomber) to H.R. 9375, making supplemental appropriations for fiscal year 1978, with debate in connection therewith not to exceed five hours, and with vote thereon to occur not later than 3 p.m. Page 1352

Committee Authority To Sit: Committees on the Judiciary and Armed Services are authorized to meet during the session of the Senate on Tuesday, January 31, 1978; and Page 1310

Committee on Human Resources is authorized to meet during the session of the Senate on Thursday, February 2; and its Subcommittee on Employment, Poverty, and Migratory Labor is authorized to meet during the session of the Senate on Friday, February 3. Page 1468

Nuclear Nonproliferation: Senate laid down and made its unfinished business S. 897, to strengthen U.S. policies on nuclear nonproliferation and to reorganize certain export functions. Page 1467

Change of Legislative Day: Senate adjourned briefly, thereby changing the legislative day. Page 1467

Message From the House: Page 1311

Amendments Submitted for Printing: Pages 1323–1326

Statements on Introduced Bills: Pages 1311–1322

Additional Statements: Pages 1328–1351

Nominations: Senate received nominations as follows:

Thirty-two Army in the rank of General, 12 Navy in the rank of Admiral, 77 Air Force in the rank of General, 21 Marine Corps in the rank of General, 6 Coast Guard in the rank of Admiral, and sundry other nominations in the Army and Air Force.

Pages 1468–1473

Record Votes: Three record votes were taken today. Pages 1356, 1457, 1463

Recess: Senate met at 1 p.m. and recessed at 8:34 p.m. Page 1468

Committee Meetings

APPROPRIATIONS-LABOR

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the Department of Labor, receiving testimony in behalf of funds for employment and training programs from Ernest G. Green, Assistant Secretary for Employment and Training, who was accompanied by several of his associates, all of the Department of Labor.

Committee will meet again tomorrow.

COMMITTEE BUDGET/FOREIGN MILITARY SALES

Committee on Banking, Housing, and Urban Affairs: Committee announced that it had approved an original resolution (S. Res. 371) requesting an additional $1,138,000 for inquiries and investigations of the Committee for this session of the Congress.

Also, Committee held oversight hearings on financing of foreign military sales through the Federal Financing Bank, receiving testimony from Robert C. Altman, Assistant Secretary of the Treasury, and Vice President, Federal Financing Bank; Lt. Gen. H. M. Fish, Director, Defense Security Assistance Agency; and Leslie H. Gelb, Director, Bureau of Politico-Military Affairs, Department of State.

Hearings were recessed subject to call.

GRAZING FEES

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Resources began hearings on S. 2297 and S. Res. 311, calling for a moratorium on grazing fees pending an appropriate review of such fees, receiving testimony from Senator Cannon; Guy R. Martin, Assistant Secretary of the Interior, Land and Water; John R. McGuire, Chief, Forest Service, Department of Agriculture; Dean Rhodes, Public Lands Council, Daniel A. Poole, Wildlife Management Institute, John Burdick, Citizens' Committee on Natural Resources, Joseph Lane, National Cattlemen's Association, Louis Clapper, National Wildlife Federation, Dr. Michael Zagata, National Audubon Society, and John Datt, American Farm Bureau, all of Washington, D.C.

Hearings were recessed subject to call.

EPA BUDGET

Committee on Environment and Public Works: Committee held hearings on proposed authorizations for fiscal year 1979 for the Environmental Protection Agency, receiving testimony from Henry Eschwege, Director, Community and Economic Development Division, General Accounting Office; Langdon Marsh, New York State Department of Environmental Conservation, Albany; and Richard Ayers, Natural Resources Defense Council, Washington, D.C.

Hearings continue tomorrow.

PUBLIC DEBT

Committee on Finance: Subcommittee on Taxation and Debt Management held hearings on the public debt and the implications of President Carter's budget upon the debt, receiving testimony from Dr. Otto Eckstein, Data Resources, Inc., Cambridge, Massachusetts; Dr. Rudolph G. Penner, American Enterprise Institute, Washington, D.C.; Dr. David I. Meiselman, Washington, D.C., Northern Virginia Program, Virginia Polytechnic Institute; and Albert E. Sindlinger, Sindlinger & Co., Media, Pennsylvania.

Hearings were recessed subject to call.

PANAMA CANAL TREATIES

Committee on Foreign Relations: Committee approved, with certain recommendations, resolutions of ratification of Panama Canal Treaty and Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.).

COMMITTEE BUDGET AND ANTITERRORISM

Committee on Governmental Affairs: Committee ordered favorably reported on original resolution (S. Res. 370) requesting an additional $4,466,231 for inquiries and expenses of the Committee for this session of the Congress.

Also, committee resumed hearings on S. 2236, to strengthen Federal programs and policies for combating international and domestic terrorism, receiving testimony from Representative Clausen; Capt. J. J. O'Donnell, Airline Pilots Association, and James E. Landry, Air Transport Association of America, both of Washington, D.C.

Hearings were recessed subject to call.

NOMINATION

Committee on the Judiciary: Committee began hearings on the nomination of William H. Webster, of Missouri, to be Director of the Federal Bureau of Investigation, where the nominee testified and answered questions on his own behalf. Testimony was also received from Senator Danforth, Barbara Eagleton, representing Senator Eagleton; Attorney General Griffin B. Bell, Department of Justice; and Alex Netchvolodoff, Administrative Assistant to Senator Danforth.

Hearings continue tomorrow.

NOMINATION

Select Committee on Intelligence: Committee approved the nomination of Frank C. Carlucci, of Pennsylvania, to be Deputy Director of Central Intelligence, after receiving testimony in open session from Representative McDonald, and in closed session from the nominee.

DROUGHT DISASTER LOANS

Select Committee on Small Business: Subcommittee on Economic Development, Marketing, and the Family Farmer began joint hearings with Agriculture Subcommittee on Agricultural Credit and Rural Electrification on the problems that existed in the delivery of Small Business Administration drought disaster loans to farmers. Witnesses heard were Senator Hollings; SBA Administrator A. Vernon Weaver; and Gordon Cavanaugh, Administrator, Farmers Home Administration, Department of Agriculture.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 19 public bills, H.R. 10601–10619; 1 private bill, H.R. 10620; and 2 resolutions, H. Res. 985 and 986 were introduced. Pages 1291–1292

Bills Reported: Reports were filed as follows:

H.R. 9214, to amend the Bretton Woods Agreements Act to authorize the United States to participate in the Supplementary Financing Facility of the International Monetary Fund, amended (H. Rept. 95–853, filed on January 27);

H.R. 10532, to amend Public Law 95–18, providing for emergency drought relief measures (H. Rept. 95–854);

H.R. 10341, to amend title 10, United States Code, to authorize Reserve enlisted members of the Army and the Air Force to retire with twenty years of service (H. Rept. 95–855);

H.R. 10342, to amend section 1402(a) of title 10, United States Code, to revise the rule for recalculation of military retired or retainer pay to reflect later active duty (H. Rept. 95–856); and

H.R. 10343, to provide for recalculation of the retired pay of certain individuals who served as sergeant major of the Marine Corps (H. Rept. 95–857). Page 1291

Presidential Messages: Read the following messages from the President:

Special international exhibitions: Transmitting the Thirteenth Annual Report on Special International Exhibitions—referred to the Committee on International Relations;

Budget rescissions: Transmitting three proposals to rescind a total of $55.3 million in budget authority—referred to the Committee on Appropriations and ordered printed (H. Doc. 95–285); and

Council on Wage and Price Stability: Transmitting the eleventh quarterly report of the Council on Wage and Price Stability—referred to the Committee on Banking, Finance and Urban Affairs. Pages 1276–1277

Rail Public Counsel Authorization: By a yea-and-nay vote of 318 yeas to 44 nays, Roll No. 18, the House passed H.R. 5798, to amend the Interstate Commerce Act to authorize appropriations for the Office of Rail Public Counsel for fiscal year 1978. Pages 1277–1280

Subcommittee To Sit: Subcommittee on Advanced Energy Technologies and Energy Conservation Research, Development, and Demonstration of the Committee on Science and Technology received permission to sit today during proceedings of the House under the 5-minute rule. Page 1280

ConRail Medical Payments: By a yea-and-nay vote of 314 yeas to 50 nays, Roll No. 19, the House passed H.R. 5646, requiring ConRail to make premium payments under certain medical and life insurance plans.

Agreed to the committee amendment; and

A technical amendment. Pages 1280–1284

Emergency Drought Relief: By a voice vote, the House passed H.R. 10532, to amend Public Law 95–18, providing for emergency drought relief. Page 1284

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 1290

Adjournment: Adjourned at 1:31 p.m.

Committee Meetings

COMMITTEE BUSINESS

Committee on Armed Services: Subcommittee on Investigations—Nonappropriated Fund Panel met for review of pending business.

1977 MONETARY POLICY REVIEW

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy held a hearing on review of monetary policy of 1977. Testimony was heard from public witnesses.

WATER SUPPLY POLICY

Committee on the District of Columbia: Subcommittee on Economic Development and Regional Affairs held a hearing on water supply policy and programs in the Washington Metropolitan Region. Testimony was heard from representatives of District of Columbia, Prince Georges and Montgomery Counties, Md.; and Interstate Commission on Potomac River Basin.

Hearings continue Wednesday, Feb. 1.

ALASKA LANDS

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands continued markup of H.R. 39, Alaska National Interest Lands Conservation Act, and will resume tomorrow.

30 JAN 1979 OCT 14

REGULATING ACCOUNTANTS

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations began hearings on the need for mandatory Federal regulation of certified public accountants. Testimony was heard from Senator Percy; Stanley J. Scott, Chairman, Board of the American Institute of Certified Public Accountants, and other AICPA officials.

Hearings continue tomorrow.

HEALTH PLANNING AND RESOURCE DEVELOPMENT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment began hearings on H.R. 10460, Health Planning and Resource Development Amendments of 1978. Testimony was heard from Hale Champion, Under Secretary, HEW; James D. Martin, Deputy Director, Human Resources Division, GAO; and public witnesses.

Hearings continue tomorrow.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation RD&D held a hearing on the Department of Energy authorization relating to energy conservation. Testimony was heard from Dale D. Myers, Under Secretary, Department of Energy, and other DOE officials.

TAX REFORM

Committee on Ways and Means: Began hearings on the President's tax reform proposals with testimony from Secretary of the Treasury Blumenthal.

Hearings continue tomorrow.

Tuesday, January 31, 1978

Senate

Chamber Action

Routine Proceedings, pages 1502–1599

Bills Introduced: Nine bills and eleven resolutions introduced, as follows: S. 2459–2467; and S. Res. 373–383. Pages 1505, 1526–1527, 1595

Bills Reported: Reports were made as follows:

S. Res. 373, authorizing the Select Committee on Ethics to participate in judicial proceedings to obtain information regarding its Korean inquiry (S. Rept. 95–623).

S. 1671, to designate the Absaroka-Beartooth Wilderness area within Custer and Gallatin National Forests in Montana, with amendments (S. Rept. 95–624).

S. Res. 377, requesting an additional $1,231,000 for expenses of Committee on Foreign Relations for this session of the Congress—referred to Committee on Rules and Administration (S. Rept. 95–625).

Conference Report on H.R. 3454, to designate certain endangered public lands for preservation as wilderness areas (S. Rept. 95–626).

S. Res. 380, requesting an additional $739,000 for expenses of Committee on Rules and Administration for this session of the Congress (S. Rept. 95–627).

S. 2467, to amend the National Labor Relations Act to strengthen the remedies and expedite the procedures under such Act (together with minority views) (S. Rept. 95–628).

S. Res. 374, requesting an additional $2,677,800 for expenses of Committee on Commerce, Science, and Transportation for this session of the Congress (without written report—referred to Committee on Rules and Administration).

S. Res. 378, requesting an additional $285,500 for expenses of the Select Committee on Small Business for this session of the Congress (without written report—referred to Committee on Rules and Administration).

S. Res. 379, requesting an additional $1,414,500 for expenses of Committee on Environment and Public Works for this session of the Congress (without written report—referred to Committee on Rules and Administration).

S. Res. 382, requesting an additional $279,000 for expenses of Committee on Veterans' Affairs for this session of the Congress (without written report—referred to Committee on Rules and Administration).

S. Res. 383, requesting an additional $1,925,000 for expenses of Select Committee on Intelligence for this session of the Congress (without written report—referred to Committee on Rules and Administration). Pages 1504–1505

Measures Passed:

Redwood National Park lands: By 74 yeas to 20 nays, Senate passed S. 1976, to add certain lands to the Redwood National Park, California, after agreeing to committee amendments, en bloc, and taking action on other amendments proposed thereto as follows:

Adopted:

(1) Abourezk unprinted amendment No. 1163, of a technical nature; Page 1565

(2) Hayakawa U.P. No. 1164, requiring Secretary of Agriculture to study timber harvest scheduling alternatives on the Six Rivers National Forest; Page 1568

(3) Stevens U.P. No. 1166, to require that authorizations for the Act come from general revenues rather than from the Land and Water Conservation Fund; Page 1581

Rejected:

(1) By 36 yeas to 57 nays, Hayakawa U.P. No. 1165, retaining jurisdiction of the Court of Claims or District Court to initiate proceedings if landowners have not acted within six months of enactment; Page 1572

(2) By 28 yeas to 65 nays, Hayakawa U.P. No. 1167, to strike from the bill the section providing for Park Protection Zone; and Page 1583

(3) By division vote, Hayakawa U.P. No. 1168, which would have deleted from proposed Park expansion Skunk Cabbage and Lost Man Creeks. Page 1586
Pages 1562–1592

Emergency Drought Relief: Senate passed without amendment and cleared for the President H.R. 10532, to provide temporary authority to the Secretary of the Interior to facilitate measures to mitigate the effect of the drought of 1976–1977. Pages 1592–1594

Office of Rail Public Counsel: Senate passed without amendment and cleared for the President H.R. 5798, to authorize funds for the Office of Rail Public Counsel for fiscal year 1978. Page 1594

Budget Act Waiver: Senate agreed to S. Res. 286, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 897, to strengthen U.S. policies on nuclear nonproliferation and recognize certain export functions. Pages 1594–1595

Seattle Drug Abuse Conference: Senate agreed to S. Res. 381, expressing the sense of the Senate in supmembers of the National Council on the Arts; and

Utility Pole Attachments: Committee on Commerce, Science, and Transportation was discharged from the further consideration of H.R. 7442, to assure that those providing communication services are able to use existing space on poles which are owned by regulated utilities, and to simplify FCC forfeiture procedures, and the bill was then passed after striking all after the enacting clause and inserting in lieu thereof the text of the Senate companion measure, S. 1547, which had at first been amended by adoption of committee amendments, en bloc, and Hollings unprinted amendments Nos. 1169 and 1170, of a technical nature.

S. 1547 was then indefinitely postponed.

Pages 1595–1599

Bill Held at Desk: H.R. 5646, ConRail medical payments, was received and ordered held at the desk.

Page 1503

Messages From the House: Page 1504

Amendments Submitted for Printing. Pages 1527–1528

Statements on Introduced Bills: Pages 1505–1525

Additional Statements: Pages 1528–1561

Nominations: Senate received the nominations of Theodore Bikel, of Connecticut; Maureen Dees, of Alabama; and Jacob Lawrence, of Washington, to be members of the National Council on the Arts; and

One Army in the rank of General. Page 1600

Record Votes: Three record votes were taken today.

Pages 1581, 1586, 1590

Recess: Senate met at 10:45 a.m. and recessed at 4:22 p.m. Page 1599

Committee Meetings

ALCOHOL FUELS

Committee on Appropriations: Committee held hearings to determine where Federal policy and funds should be directed in the development of alcohol fuels. Witnesses heard were M. Rupert Cutler, Assistant Secretary for Conservation, Research, and Education, Dwight L. Miller, Assistant Center Director, Northern Regional Research Center, Agricultural Research Service, Jerome F. Saeman, Deputy Director, Forest Service, and Earl E. Gavett, Energy Conservation Leader, Economic Statistics, all of the Department of Agriculture; Leslie Goldman, Deputy Assistant Secretary for Policy Development and Competition, Eugene Ecklund, Director, Alternative Fuels Utilization Program, Dr. Roscoe Ward, Director, Fuels from Biomass Program, and Dr. Brian Harney, Director of Methanol from Coal Division, all of the Department of Energy; Professor George Tsao, Purdue University, West Lafayette, Indiana; Dr. Donald Dovich, Pioneer Hybrid Institute, Johnston, Iowa; Dr. William Burrows, John Deere Co., Moline, Illinois; Albert Turner, Southwestern Alabama Farmers' Cooperative, Selma, Alabama; Dr. Thomas Reed, Solar Energy Research Institute, and Dr. Thomas Sladek, Colorado School of Mines Research Institute, both of Golden, Colorado; Dr. Serge Gratch, Ford Motor Co., Dearborn, Michigan; Joseph Colucci, General Motors Research Laboratory, Detroit; and John Wise, Mobile Research and Development Corp., Mobile, Alabama.

Hearings were recessed subject to call.

APPROPRIATIONS—LABOR

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the Department of Labor, receiving testimony in behalf of funds for employment programs for youth and the elderly from Ernest G. Green, Assistant Secretary for Employment and Training, who was accompanied by several associates, all of the Department of Labor.

Subcommittee will meet again tomorrow.

PANAMA CANAL TREATIES

Committee on Armed Services: Committee resumed hearings on the military aspects of the Panama Canal Treaty and Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th

Cong., 1st sess.), receiving testimony from Herbert J. Hansell, Legal Advisor, Department of State; Lt. General Gordon Sumner, Jr., Army, Chairman, Inter-American Defense Board; William P. Clements, Dallas, Texas; Major General George L. Mabry, USA-Ret., Columbia, South Carolina; Admiral Thomas H. Moorer, USN-Ret., McLean, Virginia; and General Maxwell D. Taylor, USA-Ret., Washington, D.C.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported, with amendments, the following bills:

S. 2152, authorizing the United States to participate in the supplementary financing facility of the International Monetary Fund (amended to limit the salaries of the U.S. Executive Director and the Alternate U.S. Executive Director to the same level as paid to Assistant Secretaries and Deputy Assistant Secretaries in the Executive Branch); and

S. 2093, to bar availability of moneys in the Exchange Stabilization Fund for payment of administrative expenses of the Treasury Department (amended to provide for an annual authorization, and authorizing $23 million for fiscal year 1979).

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following business items:

An original resolution requesting an additional $2,677,800 for inquiries and investigations of the committee for this session of the Congress; and

The nominations of R. David Pittle, of Maryland, to be a Commissioner of the Consumer Product Safety Commission; Ernest Ambler, of Maryland, to be Director of the National Bureau of Standards; and 175 routine Coast Guard nominations.

Also, committee announced appointment of Aubrey Sarvis as its Staff Director and Chief Counsel and Ed Hall as its General Counsel.

EPA BUDGET

Committee on Environment and Public Works: Committee continued hearings on proposed authorizations for fiscal year 1979 for the Environmental Protection Agency, receiving testimony from Douglas M. Costle, Administrator, accompanied by William Drayton, Assistant Administrator for Planning and Management, Thomas C. Jorling, Assistant Administrator for Water and Hazardous Materials, David Hawkins, Assistant Administrator for Air and Waste Management, Stephen Gage, Assistant Administrator for Research and Development, and Charles Warren, Director, Office of Legislation, all of the Environmental Protection Agency.

Committee will meet again tomorrow.

COMMITTEE BUSINESS

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

An original resolution requesting $1,231,000 for expenses of the Committee for this session of the Congress; and

The following nominations: Richard J. Bloomfield, of Connecticut, to be Ambassador to Portugal; Robert W. Buchheim, of the District of Columbia, for the rank of Ambassador during the tenure of his service as the U.S. Commissioner of the U.S.-Soviet Standing Consultative Commission; William E. Schaufele, Jr., of Ohio, to be Ambassador to Poland; Arthur T. Tienken of Virginia, to be Ambassador to the Gabonese Republic and to the Democratic Republic of Sao Tome and Principe; and Thomas J. Watson, Jr., of Connecticut, to be a Member of the General Advisory Committee of the U.S. Arms Control and Disarmament Agency.

Prior to these actions committee held hearings where the above listed nominees were present to testify and answer questions on their own behalf. Mr. Watson was introduced by Senator Percy.

PRETRIAL DETENTION

Committee on Governmental Affairs: Subcommittee on Governmental Efficiency and the District of Columbia began hearings on H.R. 7747, to amend the D.C. code with regard to pretrial release or detention, receiving testimony from Earl J. Silbert, U.S. Attorney for the District of Columbia, Department of Justice; Judge Harold H. Greene, Chief Judge, Superior Court of the District of Columbia; Bertell M. Jefferson, Chief, Metropolitan Police Department, George E. Holland, Department of Corrections, and Bruce D. Beaudin, Director, District of Columbia Bail Agency, all of the District of Columbia Government; and Robert L. Curtis, Public Safety Committee, Washington, D.C.

Hearings continue on Monday, February 6.

ALCOHOL RISKS

Committee on Human Resources: Subcommittee on Alcoholism and Drug Abuse held hearings on S. 1464, to require a health warning on the labels of bottles containing certain alcoholic beverages, and on the potential need for placing such labels on alcoholic beverages which may be consumed by pregnant women. Witnesses heard were Senator Thurmond; Grant C. Spaeth, Deputy Assistant Secretary for Legislation (Health), Donald Kennedy, Commissioner, Food and Drug Administration, Richard M. Cooper, General Counsel, Food and Drug Administration, Gerald Klerman, Administrator, Alcohol, Drug Abuse, and Mental Health Administration, and Ernest P. Noble, Director, National Institute on Alcohol Abuse and Alcoholism, all of the Department of Health, Education, and Welfare; Richard Davis, Chief Deputy to the Undersecretary (Enforcement and Operations), and Rex D. Davis, Director, Bureau of Alcohol, Tobacco, and Firearms, both of the Department of the Treasury; Dr. Henry L. Rosett, Boston University School of Medicine, Massachusetts; Dr. Robert Sokol, Case Western Reserve University, Cleveland; Dr. Carrie Randall, Medical College of the University of South Carolina, Charleston; Dr. Bennett Shaywitz, Yale University School of Medicine, New Haven, Connecticut; State Senator Bennett Katz, Augusta, Maine; and Barbara Luke, R.N., Sloane Hospital for Women, Columbia Presbyterian Medical Center, New York City.

Hearings were adjourned subject to call.

NOMINATION

Committee on the Judiciary: Committee continued hearings on the nomination of William H. Webster, of Missouri, to be Director of the Federal Bureau of Investigation, receiving testimony from Leon Friedman, Committee for Public Justice, Theodore Glick, Peoples' Alliance, and Dianne Feeley, Socialist Workers Party, all of New York City; Jacqueline M. Bell, ACTION, St. Louis; and Richard Tyson, Alvin, Texas. Also, the nominee testified and answered questions on his own behalf.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Select Committee on Ethics: Committee held a business meeting where it agreed that the use of a Senator's photo on the masthead of a newsletter be permitted, but that the photo be included in the count of the number of personal references allowed in such newsletters.

Committee also discussed (1) the use of the frank on congratulatory letters, (2) adoption of guidelines relative to the use of the 10 percent discretionary portion of Senator's official office expense accounts, and (3) the possible development of a Senate rule concerning unauthorized disclosure of intelligence information.

Committee will meet again on Thursday, February 9.

DROUGHT DISASTER LOANS

Select Committee on Small Business: Subcommittee on Economic Development, Marketing, and the Family Farmer continued joint hearings with Agriculture Subcommittee on Agricultural Credit and Rural Electrification on the problems that existed in the delivery of Small Business Administration drought loans to farmers, receiving testimony from Representative Smith of Iowa; Benjamin Grey III, Douglas, Georgia, Melvyn Rowan, Sparks, Georgia; James Hays, Huntsville, Alabama; and James Tolar, Jr., Marion, Alabama.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 46 public bills, H.R. 10621–10666; 1 private bill, H.R. 10667; and 17 resolutions, H.J. Res. 697–708, H. Con. Res. 462 and 463, and H. Res. 987–989 were introduced. Pages 1660–1663

Bills Reported: Reports were filed as follows:

H.R. 7843, to provide for the appointment of additional district and circuit judges, amended (H. Rept. 95–858);

H.R. 9757, Grazing Fee Moratorium of 1977 (H. Rept. 95–859);

S.J. Res. 4, establishing the Aboriginal Hawaiian Claims Settlement Study Commission, amended (H. Rept. 95–860); and

Conference report on H.R. 3454, Endangered American Wilderness Act of 1978 (H. Rept. 95–861). Page 1660

Bicentennial Medals: House cleared for the President H.J. Res. 386, to provide for the striking of a national medal to be issued annually in commemoration of the bicentennials of outstanding historic events and personalities from 1777 to 1789; by agreeing to the Senate amendments thereto. Page 1601

Cargo Air Service: By a yea-and-nay vote of 403 yeas with 1 voting "present", Roll No. 20, the House voted to suspend the rules and pass H.R. 9851, to amend the Federal Aviation Act of 1958 to improve air cargo service. Pages 1601–1604

Outer Continental Shelf: House continued consideration of H.R. 1614, Outer Continental Shelf Lands Acts Amendments of 1977; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Wednesday, February 1.

Agreed to the following amendments to the committee substitute:

An amendment that eliminates dual leasing;

An amendment, as amended by a substitute, that strikes language allowing the Secretary or other Federal agencies to conduct geological and geophysical explorations; strikes the words "core and test drilling"; and permits only the Secretary to authorize explorations (agreed to by a recorded vote of 328 ayes to 77 noes, Roll No. 21);

An amendment that excludes lease or pre-lease exploratory drilling of any tract lying within 15 miles of the boundaries of any existing National Wilderness area;

A technical amendment that clarifies the use of the term "Secretary";

An amendment that clarifies the definition of "frontier area" as it pertains to the Santa Barbara Channel;

An amendment that strikes provisions in the bill on compensation for lease cancellation, and substitutes language stating that "such cancellation shall not foreclose any claim for compensation as may be required by the Constitution" (agreed to by a recorded vote of 208 ayes to 194 noes, Roll No. 22, after having been previously rejected by a division vote of 20 ayes to 24 noes);

An amendment that requires lessees to comply with national ambient air quality standards pursuant to the Clean Air Act;

An amendment that makes OCS oil subject to the provisions of the Export Administration Act of 1969 and provides for Congressional disapproval of oil exports, not exported pursuant to an existing international agreement, if such exports would increase our oil imports;

An amendment that provides that OCS pipelines must accept, convey, transport or purchase oil delivered by other companies at reasonable rates and without discrimination, as common carriers must do under the Mineral Leasing Act (agreed to by a division vote of 20 ayes to 19 noes);

An amendment, as amended by a substitute (substitute agreed to by a recorded vote of 219 ayes to 188 noes, Roll No. 24), that limits the mandatory use of alternative bidding systems to not more than 50 percent but not less than 20 percent of the total area offered for lease. Rejected a previous substitute amendment that sought to limit the mandatory use of alternative bidding systems to not more than 30 percent but not less than 10 percent (rejected by a recorded vote of 196 ayes to 207 noes, Roll No. 23);

An amendment that assures that bidding systems hearings will be conducted under the Secretary of Energy and not the Federal Energy Regulatory Commission; and

An amendment that stipulates that any oil sold to small refiners out of Federal royalty oil be credited against the amount producers are required to sell small refiners. Pages 1604–1643

Joint Economic Report: By unanimous consent, the Joint Economic Committee was granted an extension of time from March 1 to March 31 to file a report of its findings and recommendations with respect to the Economic Report of the President. Page 1643

Pueblo Indian Lands: House cleared for the President H.R. 2719, to authorize the Secretary of the Interior to contract with the Middle Rio Grande Conservancy District of New Mexico for the payment of operation and maintenance charges on certain Pueblo Indian lands; by agreeing to the Senate amendments thereto. Pages 1647–1648

Adjournment: Adjourned at 5:45 p.m.

Committee Meetings

CRIMES AGAINST THE ELDERLY

Select Committee on Aging: Together with Science and Technology Subcommittee on DISPAC began joint hearings on research into crimes against the elderly. Testimony was heard from public witnesses.

Hearings continue tomorrow.

NUTRITION INFORMATION

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition continued hearings on the role of the food industry in providing nutrition information. Testimony was heard from executives of the food industry.

SANTA CRUZ WATERSHED

Committee on Agriculture: Subcommittee on Conservation and Credit held a hearing on USDA proposals to improve the Santa Cruz watershed. Testimony was heard from Representative Lujan and John Hass, USDA.

NASA BUDGET

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued hearings on the NASA budget for fiscal year 1979.

U.S. STRATEGIC FORCES

Committee on Armed Services: Continued hearings on review of U.S. strategic forces with testimony from Dr. Richard L. Garwin, Adjunct Professor of Physics, Columbia University.

COMMITTEE BUSINESS

Committee on Armed Services: Subcommittee on Military Personnel met in executive session for review of pending business.

DISTRICT OF COLUMBIA CHARTER AMENDMENTS

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs held hearings on and approved for full committee action clean resolutions in lieu of the following:

H. Con. Res. 435 as amended, approving an amendment to the District of Columbia Charter providing for recall of elected officials; and

H. Con. Res. 436 as amended, approving an amendment to the District of Columbia Charter providing for initiative and referendum.

Testimony was heard from D.C. Council members Harrington Dixon and Hilda Mason.

FULL EMPLOYMENT AND BALANCED GROWTH ACT

Committee on Education and Labor: Subcommittee on Employment Opportunities continued hearings on the revised version of H.R. 50, Full Employment and Balanced Growth Act of 1977. Testimony was heard from Senator McGovern and public witnesses.

FAA PROCUREMENT OF MICROWAVE LANDING SYSTEM

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on FAA procurement of a Microwave Landing System. Testimony was heard from Representative Goldwater; and Walter Morrow, Lincoln Laboratory, MIT.

COMMITTEE FUNDING AND MISCELLANEOUS

Committee on House Administration: Met and ordered reported favorably to the House the following resolutions and bill:

H. Res. 984, providing funds for the Committee on House Administration;

H. Res. 977 amended, providing funds for the House Information Systems; (by unanimous consent); and

H.R. 5981, to amend the American Folklife Preservation Act to extend the authorizations of appropriations contained in such Act;

The Committee also approved miscellaneous items pertaining to committee regulations.

COMMITTEE BUSINESS

Committee on House Administration: Met for consideration of committee business.

ALASKA LANDS

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands continued markup of H.R. 39, Alaska National Interest Lands Conservation Act, and will resume on Thursday, February 2.

UNITED STATES—SOUTH AFRICA RELATIONS

Committee on International Relations: Subcommittees on Africa and on International Organizations held a joint hearing on United States-South Africa Relations. Testimony was heard from Donald Woods, British journalist escapee from South Africa.

RECENT DEVELOPMENTS IN EUROPE

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on recent developments in Europe. Testimony was heard from George S. Vest, Assistant Secretary of State for Bureau of European Affairs.

STATE DEPARTMENT AUTHORIZATION

Committee on International Relations: Subcommittee on International Operations held a hearing on the State Department authorization for fiscal year 1979, hearing testimony from officials of the State Department.

Hearings continue tomorrow.

REGULATING ACCOUNTANTS

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on the need for mandatory Federal regulation of certified public accountants. Testimony was heard from representatives of accounting firms.

Hearings continue tomorrow.

HEALTH PLANNING AND RESOURCE DEVELOPMENT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued hearings on H.R. 10460, Health Planning and Resource Development Amendments of 1978, with testimony from public witnesses.

Hearings continue tomorrow.

DISTRICT OF COLUMBIA REPRESENTATION IN CONGRESS

Committee on the Judiciary: Met and ordered reported favorably to the House H.J. Res. 554 as amended, to amend the Constitution to provide for representation of the District of Columbia in the Congress.

REBATING PRACTICES IN U.S. FOREIGN TRADE

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine met and approved for full committee action H.R. 9518 as amended, to provide for a three-year period to reach a permanent solution of the rebating practices in the U.S. foreign trade.

UNION ORGANIZATION IN ARMED FORCES

Committee on Post Office and Civil Service: Subcommittee on Civil Service held a hearing on S. 274, to prohibit union organization and membership in the armed forces. Testimony was heard from representatives of Department of Defense and employee unions and associations.

Hearings continue tomorrow.

FEDERAL EMPLOYEES GROUP LIFE INSURANCE PROGRAM

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employees Benefits held an oversight hearing on Federal Employees' Life Insurance Program. Testimony was heard from H.L. Krieger, GAO.

Hearings continue tomorrow.

REGISTRATION OF AIRCRAFT

Committee on Public Works and Transportation: Met and ordered reported favorably to the House H.R.

10368, to amend the Federal Aviation Act of 1958 relating to eligibility for registration of aircraft.

AQUACULTURE ACT

Committee on Rules: Granted an open rule providing one hour of general debate; waiving section 402(a) of the Congressional Budget Act, making the Committee substitute in order as an original bill for the purpose of amendment and providing for a motion to recommit with or without instructions, on H.R. 9370, Aquaculture Act of 1977. Testimony was heard from Representatives Leggett and Forsythe. Statements for the record were submitted by Chairman Murphy and Representatives Leggett, Pritchard, Forsythe, and Breaux.

U.S. PARTICIPATION IN IMF SUPPLEMENTARY FINANCING FACILITY

Committee on Rules: Granted an open rule providing one hour of general debate; waiving section 401(a) of the Congressional Budget Act, and waiving all points of order against the committee amendment printed in the bill, beginning on line 16, page 2 through line 14, page 3, for failure to comply with the provisions of clause 7, Rule XVI on H.R. 9214, To authorize the United States to participate in the Supplementary Financing Facility of the International Monetary Fund. Testimony was heard from Representatives Neal and Stanton.

NSF AUTHORIZATION

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on the NSF authorization for fiscal year 1979 with testimony from public witnesses.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy Research, Development and Demonstration continued hearings on the Department of Energy authorization. Testimony was heard from representatives of National Coal Association; American Gas Association; Gulf Mineral Resources; and Institute of Gas Technology.

Hearings continue tomorrow.

TAX REFORMS

Committee on Ways and Means: Continued hearings on the President's tax reform proposals. Testimony was heard from Treasury Secretary Blumenthal; OMB Director McIntyre; and CEA Chairman Schultze.

Hearings continue tomorrow.

Joint Committee Meetings

PRESIDENT'S ECONOMIC REPORT

Joint Economic Committee: Committee began hearings on the President's Economic Report to the Congress, receiving testimony from Charles Schultze, Chairman, Council of Economic Advisers.

Hearings continue tomorrow.

BLACK LUNG BENEFITS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 4544, making reforms in the administration of the black lung benefits program.

Wednesday, February 1, 1978

Senate

Chamber Action

Routine Proceedings, pages 1702–1780

Bills Introduced: Seven bills and four resolutions were introduced, as follows: S. 2468–2474; and S. Res. 384–387. Pages 1744–1745

Bills Reported: Reports were made as follows:

Annual Report of Select Committee on Small Business (S. Rept. 95–629).

S. Res. 384, requesting an additional $766,000 for expenses of Committee on Agriculture, Nutrition, and Forestry for this session of the Congress (without written report—referred to Committee on Rules and Administration).

S. Res. 385, requesting an additional $817,000 for expenses of Committee on Armed Services for this session of the Congress (without written report—referred to Committee on Rules and Administration).

S. Res. 387, requesting an additional $2,430,800 for expenses of Committee on the Budget for this session of the Congress (without written report—referred to Committee on Rules and Administration). Pages 1744–1745

Resolution Agreed to:

Florida A&M Football Team: Senate agreed to S. Res. 386 commending Florida A&M University Football Team on becoming the only NCAA team to finish its season undefeated and untied. Page 1743

Supplemental Appropriations: By 58 yeas to 37 nays, Senate agreed to motion to further insist on its amendment No. 43 to H.R. 9375, making supplemental appropriations for fiscal year 1978, request a further conference with the House, and appoint as conferees Senators Magnuson, Stennis, Proxmire, Inouye, Young, Case, and Stevens. Amendment No. 43 proposes rescission of $462 million of the $1,073 million appropriated in fiscal year 1977 for production of additional B-1 R&D aircraft. Pages 1703–1743

Prior to this action, Senate, by 57 yeas to 38 nays, tabled Hayakawa motion that Senate recede from its amendment No. 43. Page 1743

Bill Referred: H.R. 9851, to improve air cargo service, was referred to Committee on Commerce, Science, and Transportation. Page 1744

Message From the House: Page 1744

Amendments Submitted for Printing: Page 1760

Statements on Introduced Bills: Pages 1746–1759

Additional Statements: Pages 1762–1780

Confirmations: Senate confirmed the following nominations:

R. David Pittle, of Maryland, to be a Commissioner of the Consumer Product Safety Commission;

Ernest Ambler, of Maryland, to be Director of the National Bureau of Standards;

Arthur T. Tienken, of Virginia, to be Ambassador to the Gabonese Republic;

William E. Schaufele, Jr., of Ohio, to be Ambassador to Poland;

Richard J. Bloomfield, of Connecticut, to be Ambassador to Portugal;

Robert W. Buchheim, of the District of Columbia, for the rank of Ambassador during the tenure of his service as the U.S. Commissioner of the U.S.-Soviet Standing Consultative Commission;

Thomas J. Watson, Jr., of Connecticut, to be a Member of the General Advisory Committee of the U.S. Arms Control and Disarmament Agency; and

Sundry nominations in the Coast Guard. Page 1780

Record Votes: Two record votes were taken today. Page 1743

Recess: Senate met at 9:30 a.m. and recessed at 3:47 p.m. Page 1780

Committee Meetings

COMMITTEE BUSINESS

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the following measures:

S. 2370, removing the $100,000 limitation on the the National Forests Act of 1977;

amount authorized annually under the Volunteers in

An original resolution expressing the sense of the Senate that the President and the Secretary of Agriculture should exercise the broad authority vested in them under the Food and Agriculture Act of 1977 to increase farm income;

An original resolution urging that any reorganization of the Department of Agriculture be one to strengthen that department; and

An original resolution (S. Res. 384) requesting an additional $766,000 for inquiries and investigations of the Committee for this session of the Congress.

Also, Senator Stone was designated Chairman of the Foreign Agricultural Policy Subcommittee, and Senator Hodges was added as a member of Subcommittees on Agricultural Production, Marketing, and Stabilization of Prices; Rural Development; and Foreign Agricultural Policy.

Committee also agreed to a committee resolution paying tribute to the late Senator Humphrey.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee held oversight hearings on the proposed budget for the District of Columbia government, receiving testimony from Mayor Walter E. Washington; Sterling Tucker, Chairman of the City Council; Burtell Jefferson, Chief of Police; and Comer S. Coppie, Special Assistant to Mayor for Budget and Management, all of the District of Columbia government.

Hearings were recessed subject to call.

APPROPRIATIONS—LABOR

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the Department of Labor, receiving testimony in behalf of funds for their respective activities from Eula Bingham, Assistant Secretary, Occupational Safety and Health Administration; Francis X. Burkhardt, Assistant Secretary for Labor-Management Relations, Donald E. Elisburg, Assistant Secretary for Employment Standards, all of the Department of Labor, and Matthew M. Lind, Executive Director, Pension Benefit Guaranty Corporation.

Subcommittee will meet again tomorrow to hear Secretary of Labor Marshall and Secretary of HEW Califano.

COMMITTEE FUNDS/NOMINATIONS/PANAMA CANAL TREATIES

Committee on Armed Services: Committee ordered favorably reported an original resolution (S. Res. 385) requesting an additional $817,000 for inquiries and investigations of the committee for this session of the Congress; and 2,704 routine nominations in the Army, Navy, and Air Force.

Also, committee continued hearings on the military aspects of the Panama Canal Treaty and Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.), receiving testimony from Major General H. R. Parfitt, Governor, Canal Zone Government; Elmer B. Staats, Comptroller General of the U.S.; and Frank Nicolai, American Management Systems, Inc., Washington, D.C.

Hearings were recessed subject to call.

TRUTH IN LENDING

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported an original bill

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to simplify the truth-in-lending laws by providing the consumer with clearer information limiting creditor liability to material violations and increasing the authority of enforcement agencies.

CONGRESSIONAL BUDGET RESOLUTION

Committee on the Budget: Committee began hearings in preparation for reporting the first concurrent resolution on the fiscal year 1979 congressional budget, receiving testimony from Charles Schultze, Chairman, Council on Economic Advisors, and Alice M. Rivlin, Director, Congressional Budget Office.

Hearings continue tomorrow.

INTERIOR DEPARTMENT AUTHORIZATION

Committee on Energy and Natural Resources: Committee held hearings on proposed authorizations for fiscal year 1979 for the Department of the Interior and related activities, receiving testimony from Secretary Cecil D. Andrus, who was accompanied by Robert L. Herbst, Assistant Secretary for Fish, Wildlife, and Parks, Joan M. Davenport, Assistant Secretary, Energy and Minerals, and Francis M. Wiles, Budget Officer, Office of the Secretary, all of the Department of the Interior; M. Rupert Cutler, Assistant Secretary for Conservation, Research and Education, who was accompanied by John R. McGuire, Chief, Forest Service, both of the Department of Agriculture.

Hearings were recessed subject to call.

EPA BUDGET

Committee on Environment and Public Works: Committee continued hearings on proposed authorizations for fiscal year 1979 for the Environmental Protection Agency, receiving testimony from Stephen Gage, Acting Assistant Administrator for Research and Development, who was accompanied by several of his associates of the Environmental Protection Agency.

Hearings were recessed subject to call.

U.S.-JAPANESE TRADE

Committee on Finance: Subcommittee on International Trade held hearings on U.S.-Japanese trade relations and on the status of the multilateral trade negotiations, receiving testimony from Representative Ireland and Ambassador Robert S. Strauss, Special Representative for Trade Negotiations.

Hearings were recessed subject to call.

OLDER AMERICANS

Committee on Human Resources: Subcommittee on Aging held oversight hearings on the administration of the Older Americans Act, receiving testimony from Senator Domenici; Steve Dietz, Westat Study, Washington, D.C., and Raymond Steinberg, Steinberg Study, Los Angeles, who were accompanied by Donald F. Reilly, Deputy Commissioner, and Howard White, Chief of Evaluation, both of the Administration on Aging, Department of Health, Education, and Welfare; Nelson Cruikshank, Chairman, Federal Council on Aging; and Dr. Robert H. Binstock, Cambridge, Harvard University School of Public Health, and Brandeis University.

Subcommittee will meet again on Friday, February 3.

DROUGHT DISASTER LOANS

Select Committee on Small Business: Subcommittee on Economic Development, Marketing, and the Family Farmer continued joint hearings with Agriculture Subcommittee on Agricultural Credit and Rural Electrification on the problems that existed in the delivery of Small Business Administration drought loans to farmers, receiving testimony from Robert L. Newby, Jr. and Ronald Edge, Bank of Pinehurst, Pinehurst, Georgia; Theodore Gallo, Southeastern Bank, Bradenton, Florida; Walter Minger, American Bankers Association, and Charles O. Maddox and Boyd Hopkins, Independent Bankers Association, all of Washington, D.C.; Robert Hughs, City National Bank, Dothan; Wayne D. O'Stean, Central Bank, Huntsville, both of Alabama; and Wallace Miller, Farmers' and Merchants' Bank, Dublin, Ga.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 39 public bills, H.R. 10668–10706; 4 private bills, H.R. 10707–10710; and 14 resolutions, H.J. Res. 709–711, H. Con. Res. 464–466, and H. Res. 990–997 were introduced. Pages 1873–1875

Report Filed: One report was filed as follows: H. Res. 990, providing for the consideration of H.R. 9214, to amend the Bretton Woods Agreements Act to authorize the United States to participate in the Supplementary Financing Facility of the International Monetary Fund (H. Rept. 95–862). Page 1873

Utility Pole Attachments: House agreed, with amendments, to the Senate amendment to H.R. 7442, to amend the Communications Act of 1934 to provide for the regulation of utility pole attachments—returning the measure to the Senate. Pages 1781–1782

Bankruptcy Reform: By a voice vote, the House passed H.R. 8200, to establish a uniform Law on the subject of Bankruptcies.

On a demand for a separate vote, rejected an amendment that sought to retain the present court structure for dealing with bankruptcies; expand the jurisdiction of bankruptcy courts; provide for appointment of bankruptcy judges by courts of appeals; lengthen the term of judges from 6 to 15 years; and place the U.S. trustees under the supervision of the Judicial Conference rather than the Justice Department (rejected by a yea-and-nay vote of 146 yeas to 262 nays, Roll No. 26, after having been agreed to in the Committee of the Whole on October 28, 1977, by a recorded vote of 183 ayes to 158 noes with 1 voting "present").

By a yea-and-nay vote of 405 yeas to 4 nays, Roll No. 25, the House agreed to a motion to resolve itself into the Committee of the Whole.

Agreed to the committee amendment in the nature of a substitute as amended by:

An amendment that prohibits Federally insured student loans from being discharged through bankruptcy for 5 years after the loan becomes due, except in hardship cases (agreed to by a division vote of 54 ayes to 26 noes). Rejected an amendment to this amendment that sought to prohibit the discharge of the loan through bankruptcy only if it constituted more than 65 percent of the indebtedness (rejected by a division vote of 21 ayes to 34 noes);

An amendment that requires the Secretary of Agriculture to determine whether automatic termination of a license is required when the license has been discharged in bankruptcy; and

An amendment that shortens from 14 years to 7 years the time that a bankruptcy may be carried on a credit report. Pages 1783–1804

Outer Continental Shelf: House continued consideration of H.R. 1614, Outer Continental Shelf Lands Act Amendments of 1977; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Thursday, February 2.

Pending when the Committee of the Whole rose was an amendment that seeks to require that 6 months after enactment the Coast Guard must issue standards for design, construction, alteration, and repair of vessels, structures, etc. used in OCS operations; and that one year after enactment, with certain exceptions, all vessels, structures, etc. must be manned by American citizens or permanent residents and building or rebuilding of such be performed in the United States; and

An amendment in the nature of a substitute to the previous amendment that seeks to delete the documentation, registry, and manning requirements from the bill.

Agreed To:

An amendment, as amended, that substitutes new language for provisions concerning the Fishermen's Gear Compensation Fund that, among other things, raises the limit of compensation from $10,000 to $75,000;

An amendment that gives the Justice Department and the FTC 30 days to review any prospective lease for possible anticompetitive consequences before the lease is issued (agreed to by a recorded vote of 241 ayes to 162 noes, Roll No. 27, after having been previously rejected by a division vote of 15 ayes to 24 noes). Rejected an amendment to this amendment that sought to substitute the words "in violation of" for "inconsistent with" antitrust laws;

An amendment that gives Congress the authority to withdraw lands from prospective lease sales by a concurrent resolution (agreed to by a division vote of 40 ayes to 39 noes);

An amendment that deletes provisions requiring random selection of tracts to be offered under new bidding systems (agreed to by a recorded vote of 225 ayes to 174 noes, Roll No. 28);

An amendment that strikes OSHA's jurisdiction to regulate working conditions on the OCS (agreed to by a division vote of 58 ayes to 23 noes). Rejected a substitute to this amendment that sought to strike only language requiring promulgation of interim regulations pursuant to OSHA applying to diving activities and other unregulated hazardous working conditions. Earlier, a point of order against the previous substitute was overruled;

An amendment that assures that new regulations concerning waste prevention and conservation of natural resources on the OCS would continue to be applied to existing and new operations, as under existing law;

A technical amendment;

An amendment that requires the Secretary of Interior to submit a report to Congress not later than 30 days before a lease sale identifying bidding systems to be used, lease tracts selected to be offered, and the reasons lease tracts are to be offered under a particular bidding system;

An amendment that provides for public hearings, when requested, within the area of a State adjacent to the area of the OCS where lease tracts are located;

An amendment that changes the litigation procedure to assure that the Attorney General has control of litigation;

An amendment that defines "small refiner" according to Small Business Administration standards;

An amendment that substitutes new language for provisions concerning employment restrictions (agreed to by a division vote of 20 ayes to 15 noes); and

An amendment that changes provisions requiring environmental impact statements for development and production so that an environmental impact study can be based on any of several plans submitted by prospective lessees.

Rejected an amendment that sought to strike language requiring environmental impact predictions to be included in baseline studies. Pages 1804–1836

Adjournment: Adjourned at 9:36 p.m.

Committee Meetings

RESEARCH INTO CRIMES AGAINST ELDERLY

Select Committee on Aging: Together with Science and Technology Subcommittee on DISPAC continued joint

hearings on research into crimes against the elderly with testimony from public witnesses.

CURRENT FARM SITUATION

Committee on Agriculture: Met for discussion of the current farm situation with Secretary of Agriculture Bergland.

BUDGET OVERVIEW

Committee on Appropriations: Held an overview hearing on the fiscal year 1979 budget with testimony from Treasury Secretary Blumenthal; OMB Director McIntyre; and CEA Chairman Schultze.

Hearings continue tomorrow.

UNION ORGANIZATION IN ARMED FORCES

Committee on Armed Services: Subcommittee on Investigations met and approved for full committee action S. 274 as amended, to prohibit union organization and membership in the armed forces.

WATER SUPPLY POLICY

Committee on the District of Columbia: Subcommittee on Economic Development and Regional Affairs continued oversight hearings on water supply policy and programs in the Washington Metropolitan Region. Testimony was heard from representatives of the Metropolitan Washington Board of Trade; and Fire Chiefs of Washington, D.C.; Fairfax County, Virginia; and Montgomery County, Maryland.

DEFENSE DEPENDENTS EDUCATION ACT

Committee on Education and Labor: Subcommittees on Elementary, Secondary and Vocational Education and on Labor Standards held a joint hearing on H.R. 9892, Defense Dependents Education Act of 1977. Testimony was heard from Dr. Anthony Cardinale, Director, Department of Defense Dependent Schools; and representatives of various education associations.

EDUCATION MISCELLANY

Committee on Education and Labor: Subcommittee on Select Education met and approved for full committee action the following measures:

H.R. 10569 as amended, to amend the Alcohol and Drug Abuse Education Act to extend the authorizations and appropriations for carrying out the provisions of such Act;

H.R. 10570 as amended, to amend the Environmental Education Act to extend the authorizations of appropriations for carrying out the provisions of such Act; and

H.J. Res. 649 as amended, calling for a White House Conference on the Arts and a White House Conference on the Humanities.

FAA PROCUREMENT OF MICROWAVE LANDING SYSTEM

Committee on Government Operations: Subcommittee on Government Activities and Transportation continued hearings on FAA procurement of a Microwave Landing System. Testimony was heard from representatives of Federal Aviation Administration; British Civil Aviation Authority; and public witnesses.

COMMITTEE FUNDS

Committee on House Administration: Subcommittee on Accounts met and approved for full committee action by unanimous consent resolutions providing funds for the following committees:

H. Res. 971, Select Committee on Ethics; and

H. Res. 975, Committee on Education and Labor.

PRESIDENT'S CONVENTIONAL ARMS TRANSFER POLICY

Committee on International Relations: Subcommittee on International Security and Scientific Affairs held a hearing on the President's Conventional Arms Transfer Policy. Testimony was heard from Under Secretary of State Lucy W. Benson; Lt. Gen Howard M. Fish, USAF, Director, Defense Security Assistance Agency; Barry M. Blechman, Assistant Director, Arms Control and Disarmament Agency; and Leslie M. Gelb, Director, Bureau of Political Affairs, Department of State.

Hearings continue tomorrow.

STATE DEPARTMENT AUTHORIZATION

Committee on International Relations: Subcommittee on International Operations continued hearings on Department of State authorization for fiscal year 1979. Testimony was heard from Robert M. Sayre, and Barbara M. Watson, Department of State; and a representative of General Accounting Office.

UNITED STATES-UGANDA RELATIONS

Committee on International Relations: Subcommittees on Africa; on International Organizations; and on International Economic Policy and Trade held a joint hearing on United States-Uganda relations. Testimony was heard from Henry Kyemba, former Minister of Health of Uganda; William Butler, Chairman, International Commission of Jurists; Professor Carlos Russell, Brooklyn College; and Remigius Kintu, executive secretary, Committee on Uganda.

Hearings continue tomorrow.

REGULATING ACCOUNTANTS

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on the need for mandatory Federal regulation of certified public accountants. Testimony was heard from SEC Chairman Harold M. Williams, and public witnesses.

HEALTH PLANNING AND RESOURCES DEVELOPMENT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued hearings on H.R. 10460, Health Planning and Resource Development Amendments of 1978. Testimony was heard from public witnesses.

Hearings continue tomorrow.

MAGISTRATE ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice continued markup of S. 1613, Magistrate Act of 1977, and will resume tomorrow.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice met for briefing on revision of the Criminal Code, and will resume tomorrow.

CONTRACT DISPUTES ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations began markup of H.R. 664, Contract Disputes Act of 1977, and will resume tomorrow.

MARINE PROTECTION, RESEARCH AND SANCTUARIES ACT AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittees on Oceanography and on Fisheries and Wildlife Conservation and the Environment held a joint hearing on the Marine Protection, Research and Sanctuaries Act authorization. Testimony was heard from Thomas Jorling, Assistant Administrator for Water and Hazardous Materials, EPA; Dr. Wilmot Hess, Acting Assistant Administrator, and Samuel A. Bliecher, Director, Office of Ocean Management, NOAA.

UNION ORGANIZATION IN ARMED FORCES

Committee on Post Office and Civil Service: Subcommittee on Civil Service continued hearings on S. 274, to prohibit union organization and membership in the Armed Forces. Testimony was heard from representatives of National Guard Association and Missouri National Guard.

FEDERAL EMPLOYEES LIFE INSURANCE PROGRAM

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits continued oversight hearings on Federal Employees Life Insurance Program. Testimony was heard from Kenneth T. Blaylock, AFGE; and James Pierce, NFFE.

HIGHWAY AND PUBLIC TRANSPORTATION IMPROVEMENT ACT

Committee on Public Works and Transportation: Subcommittee on Surface Transportation held a hearing on the Highway and Public Transportation Improvement Act of 1978. Testimony was heard from Secretary of Transportation Brock Adams.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation R.D. & D. held hearings on the DOE authorization for Office of Energy Research. Testimony was heard from Dr. John Deutch, Director, Office of Energy Research.

NASA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Space Science and Applications began hearings on NASA authorization for fiscal year 1979. Testimony was heard from John Yardley, Associate Administrator, Office of Space Transportation Systems.

Hearings continue tomorrow.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy Research, Development and Demonstration continued hearings on DOE authorization for fiscal year 1979. Testimony was heard from Eric Willis, George Fumich, and John Belding, DOE; and public witnesses.

Hearings continue tomorrow.

SMALL BUSINESS IMPACT ACT

Committee on Small Business: Subcommittee on Special Small Business Problems held a hearing on H.R. 7739, Small Business Impact Act of 1977, with testimony from public witnesses.

TAX REFORMS

Committee on Ways and Means: Continued hearings on the President's tax reform proposals with testimony from Representative Horton, Chairman, Commission on Federal Paper Work; and Peter Henley, Department of Labor.

Joint Committee Meetings

PRESIDENT'S ECONOMIC REPORT

Joint Economic Committee: Committee continued hearings on the President's Economic Report to the Congress, receiving testimony from John Burns, Committee for Economic Development, Washington, D.C.; Beatrice Reubens, Columbia University, New York City; and Michael Wiseman, University of California, Berkeley.

Hearings continue on Friday, February 3.

FTC AUTHORIZATION

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 3816, authorizing funds for fiscal years 1978 through 1981 for the Federal Trade Commission.

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Résumé of Congressional Activity

SECOND SESSION OF THE NINETY-FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 19 through January 31, 1978

	Senate	House	Total
Days in session	9	7	.
Time in session	60 hrs., 59′	28 hrs., 44′	..
Congressional Record:			
Pages of proceedings	970	454	1,424
Extension of Remarks	..	..	305
Public bills enacted into law	..	..	..
Private bills enacted into law	..	..	..
Bills in conference	1	13	14
Bills through conference	1	..	1
Measures passed, total	37	23	60
Senate bills	8	2	..
House bills	6	11	..
Senate joint resolutions	..	..	.
House joint resolutions	1	..	..
Senate concurrent resolutions	..	..	..
House concurrent resolutions	1	1	.
Simple resolutions	21	9	..
Measures reported, total	•25	•18	43
Senate bills	4	2	
House bills	2	9	..
Senate joint resolutions	.	1	.
House joint resolutions	.	.	.
Senate concurrent resolutions	..	.	..
House concurrent resolutions	..	..	..
Simple resolutions	19	6	
Special reports	..	1	.
Conference reports	1	1	2
Measures pending on calendar	34	66	
Measures introduced, total	87	337	..
Bills	40	255	
Joint resolutions	7	27	
Concurrent resolutions	2	12	
Simple resolutions	38	43	
Quorum calls	4	5	
Yea-and-nay votes	24	12	
Recorded votes	.	7	
Bills vetoed			
Vetoes overridden	..		

•These figures include all measures reported, even if there was no accompanying report. A total of 14 reports have been filed in the Senate, a total of 20 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 19 through January 31, 1978

Army nominations, totaling 1,319, disposed of as follows:	
Unconfirmed	1,319
Navy nominations, totaling 1,553, disposed of as follows:	
Unconfirmed	1,553
Air Force nominations, totaling 959, disposed of as follows:	
Unconfirmed	959
Marine Corps nominations, totaling 21, disposed of as follows:	
Unconfirmed	21
Civilian nominations, totaling 276, disposed of as follows:	
Unconfirmed	276
Summary	
Total nominations received	4,128
Total unconfirmed	4,128

Thursday, February 2, 1978

Senate

Chamber Action

Routine Proceedings, pages 1916–2043

Bills Introduced: Eleven bills and one resolution were introduced, as follows: S. 2475–2485; and S. Res. 388. Pages 1971, 1983

Bill Reported: Report was made as follows:

S. Res. 268, to provide for radio coverage of Senate proceedings during its consideration of the Panama Canal Treaty and Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal, with amendments (S. Res. 95–630). Pages 1970–1971

Resolution Agreed to:

Panama Canal Treaty Coverage: Senate agreed to S. Res. 268, to authorize radio coverage of Senate proceedings during its consideration of the Panama Canal Treaty and Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal, after agreeing to committee amendment. Page 1967

Nuclear Nonproliferation: Senate began consideration of S. 897, to strengthen U.S. policies on nuclear nonproliferation and to reorganize certain export functions, agreeing to Foreign Relations Committee amendment in the nature of a substitute, and the bill, as thus amended, will be considered as original text for purpose of further amendment. Page 1921

Senate agreed to other amendments proposed to this bill as follows:

(1) Glenn unprinted amendent No. 1171, making authorizations under Title V, for development of nonnuclear resources, effective for fiscal year 1979, instead of fiscal year 1978; Page 1943

(2) Percy U.P. No. 1172, requiring the concurrence of the Department of Commerce, in addition to other Departments, in determining matters concerning technology transfers; Page 1948

(3) Percy U.P. No. 1173, to assure continued U.S. authority to incorporate arbitration provisions in agreements which may be concluded pursuant to an agreement for cooperation; Page 1948

(4) Nineteen amendments, en bloc, offered by Senator McClure, as follows: Amendment Nos. 1582, 1584, 1585, 1586, 1588, 1590–1593, 1596, 1598, 1599, 1600, 1602, 1605, 1606, 1608, 1610, 1611; and Page 1960

(5) Hart U.P. No. 1174, to include the Nuclear Regulatory Commission among those who shall submit recommendations with regard to negotiation of agreements for cooperation. Page 1960

By unanimous consent it was agreed that at 11 a.m. on Monday, February 6, when Senate resumes consideration of this bill, debate on question of its passage shall be limited to four hours; three hours on an amendment which may be proposed by Senator McClure relating to spent fuel; one hour on any other amendment in the first degree; 30 minutes on amendments in the second degree; that at 1:30 p.m. on Tuesday, February 7, Senate will proceed to consider the so-called "spent fuel" amendment, with vote thereon to occur no later than 4:30 p.m.; following disposition of which there will be one hour of debate on the bill, to be followed by a vote on question of its passage. Page 1959 Pages 1920–1967

Committee Authority To Meet: Committee on Rules and Administration is authorized to meet on February 22–24, and 28, during sessions of the Senate. Page 1920

Senate Authorizations: During the forthcoming recess of the Senate until 10:30 a.m. on Monday, February 6, the Secretary of the Senate is authorized to receive messages from the President and House of Representatives and the Vice President, President pro tempore, or Acting President pro tempore are authorized to sign duly enrolled bills and joint resolutions.

Also, all committees are authorized until midnight, Friday, February 3, to file reports. Page 2043

Vice Presidential Appointments: Vice President appointed Senators Bellmon and Scott to the Interparliamentary Union Spring Meeting, to be held in Lisbon, Portugal, March 27–31, 1978; and Page 1949

The following Senators to attend the International Conference on Tanker Safety and Pollution Prevention, to be held in London, February 6–17, 1978: Magnuson, Hollings as an alternate to attend the conference in the absence of Senator Magnuson, and Stevens. Page 2043

Printing Requirement Waiver: By unanimous consent it was agreed that the requirement to publish the rules of each Senate committee in the Congressional Record not later than March 1 of each year be waived for this year. Page 1949

Report of Delegation to Panama: By unanimous consent it was agreed that a report on the visit of the Senate delegation to Panama on November 9–12, 1977, be printed as a Senate document. Page 1984

Message From the House: Page 1969

Amendments Submitted for Printing: Pages 1983–1987

Executive Communications: Pages 1969–1970

Statements on Introduced bills: Pages 1971–1982

Additional Statements: Pages 1988–2042

Confirmations: Senate confirmed 37 Army nominations in the rank of General; 2 Navy in the rank of Admiral; 55 Air Force in the rank of General; and sun-

dry nominations in the Army, Navy, and Air Force.

Pages 2043–2044

Recess: Senate met at 10:45 a.m. and recessed at 5:29 p.m. Page 2046

Committee Meetings

APPROPRIATIONS—LABOR-HEW

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the Departments of Labor and Health, Education, and Welfare, receiving testimony from Secretary of Labor Ray F. Marshall and Secretary of HEW Joseph A. Califano, Jr.

Subcommittee will meet again tomorrow.

PANAMA CANAL

Committee on Armed Services: Committee voted to submit a report to the Senate on the hearings which it held on the defense, maintenance, and operation of the Panama Canal, including information on the administration of the Canal Zone Government.

CONGRESSSIONAL BUDGET RESOLUTION

Committee on the Budget: Committee continued hearings in preparation for reporting the first concurrent resolution on the fiscal year 1979 congressional budget, receiving testimony from Secretary of the Treasury W. Michael Blumenthal.

Hearings continue tomorrow.

NOMINATIONS

Committee on Energy and Natural Resources: Committee concluded hearings on the nominations of George S. McIsaac, of the District of Columbia, to be an Assistant Secretary of Energy, and Frank Gregg, of Massachusetts, to be Director of the Bureau of Land Management after the nominees testified and answered questions on their own behalf.

INTERIOR AUTHORIZATIONS

Committee on Environment and Public Works: Committee held hearings on proposed fiscal year 1979 authorizations for the Department of the Interior, receiving testimony in behalf of funds for the Fish and Wildlife Service for Robert Herbst, Assistant Secretary for Fish, Wildlife and Parks, and Lynn Greenwalt, Director, Fish and Wildlife Service, both of the Department of the Interior, and in behalf of funds for the John F. Kennedy Center for the Performing Arts—from Jack M. Fish, Director, National Capitol Region, National Park Service, Department of the Interior.

Hearings were recessed subject to call.

CUSTOMS PROCEDURAL REFORM

Committee on Finance: Subcommittee on International Trade held hearings on H.R. 8149, the proposed Customs Procedural Reform Act, receiving testimony from Robert E. Chasen, Commissioner, U.S. Customs Service, Department of the Treasury; Shirley Kallek, Bureau of the Census, Department of Commerce; William D. Eberle, Boston, on behalf of numerous trade and business organizations; Roland R. Hummel, Jr., New York City, National Customs Brokers & Forwarders Association of America, Inc.; James C. Trombetta, JFK Airport Customs Brokers Association, Inc., New York City; J. J. Greene, San Francisco, representing the Pacific Merchant Shipping Association and the Foreign Shipowners Association of the Pacific Coast; Robert Herzstein, Washington, D.C., American Bar Association; Donald S. Dawson, Washington, D.C., St. Thomas-St. John Chambers of Commerce; George Watts, George Watts & Sons, Inc., Milwaukee, and Charles S. Andrews, American Automobile Association, Washington, D.C.

Hearings were recessed subject to call.

FULL EMPLOYMENT

Committee on Human Resources: Committee held joint hearings with Committee on Banking, Housing, and Urban Affairs on S. 50, the proposed Full Employment and Balanced Growth Act, receiving testimony from Coretta King and Murray Finley, Full Employment Action Council, Rudolph Oswald, AFL-CIO, and Irving Bluestone, United Automobile, Aerospace, and Agricultural Implement Workers of America.

Hearings on S. 50 continue tomorrow before the Subcommittee on Employment, Poverty, and Migratory Labor.

HEALTH PLANNING

Committee on Human Resources: Subcommittee on Health and Scientific Research began hearings on S. 2410, to amend certain sections of the Public Health Service Act relative to health planning and health resources development, receiving testimony from Hale Champion, Undersecretary of Health, Education, and Welfare; Governor J. Joseph Garrahy of Rhode Island, and Governor Edward Herschler of Wyoming, both representing the National Governors' Conference; Herbert Semmel, Consumer Coalition for Health, Washington, D.C.; Stephen Suittes, Southern Regional Council, Atlanta, and Willie Mitchell, National Health Law Program, Newman, Georgia.

Hearings continue tomorrow.

PANAMA CANAL TREATY COVERAGE

Committee on Rules and Administration: Committee approved S. Res. 268, providing for coverage of Senate proceedings during its consideration of the Panama Canal Treaty and the Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (amended to limit such coverage to radio broadcasts).

House of Representatives

Chamber Action

Bills Introduced: 39 public bills, H.R. 10711–10749; 1 private bill, H.R. 10750; and 8 resolutions, H.J. Res. 712, H. Con. Res. 467–470, and H. Res. 998–1000 were introduced. Pages 2141–2143

Reports Filed: Reports were filed as follows:

H. Res. 998, providing for the consideration of H.R. 9370, to provide for the development of aquaculture in the United States (H. Rept. 95–863); and

Conference report on H.R. 4544, Black Lung Benefits Reform Act of 1977 (H. Rept. 95–864). Page 2141

Journal: By a yea-and-nay vote of 368 yeas to 21 nays, Roll No. 29, the House approved the Journal of Wednesday, February 1. Page 2044

Subcommittee To Sit: All subcommittees of the Committee on Science and Technology received permission to sit today during proceedings of the House under the 5-minute rule. Page 2047

Outer Continental Shelf: By a yea-and-nay vote of 291 yeas to 91 nays, Roll No. 35, the House passed H.R. 1614, Outer Continental Shelf Lands Act Amendments of 1977.

Rejected a motion to recommit the bill to the ad hoc Select Committee on the Outer Continental Shelf.

On a demand for a separate vote, rejected an amendment that sought to require OCS pipelines to accept, convey, transport or purchase oil delivered by other companies at reasonable rates and without discrimination, as common carriers must do under the Mineral Leasing Act (previously agreed to in the Committee of the Whole on January 31 by a division vote of 20 ayes to 19 noes).

Agreed To:

An amendment that adds clarifying language to assure that existing Coastal Zone Management Act requirements are preserved and are consistent with the bill;

A clarifying amendment;

An amendment, as amended by a substitute, that changes language requiring the Secretary to use the best and safest "technology" in OCS operations to the best and safest "technologies";

Three technical amendments en bloc;

An amendment that substitutes the language of H.R. 6803, Oil Spill Liability and Compensation Act, for language in the bill concerning the Offshore Oil Spill Pollution Fund;

A technical amendment to the preceding amendment;

An amendment that authorizes grants to States to help them carry out their responsibilities under the OCS Lands Act;

An amendment that directs up to 20 percent (not more than $200 million) of OCS funds to coastal States for impact of offshore development (agreed to by a recorded vote of 279 ayes to 120 noes, Roll No. 33);

An amendment that changes the formula for allocation of funds to States to include offshore production as a 25 percent factor and reduces landings to a 25 percent factor;

An amendment that allows the 2 percent minimum grant to coastal States only if the Secretary determines it continues to be an "affected State";

Two conforming amendments;

An amendment that provides for disapproval of any rule or regulation issued pursuant to this legislation by either House of Congress;

An amendment that prohibits discriminatory employment practices pursuant to the provisions of title VII of the Civil Rights Act, and includes aliens and employment outside of the United States within the antidiscriminatory provisions;

An amendment that requires the Secretary of Interior to make recommendations for a training program for personnel handling pollution control equipment on OCS operations;

An amendment that assures that functions transferred to the Department of Energy and the Federal Energy Regulatory Commission are maintained;

An amendment that substitutes new language relating to investigations by the Secretary of the availability of oil and natural gas on the OCS that, among other things, requires a determination of the "maximum attainable rate" of production rather than the "maximum efficient rate";

An amendment that substitutes new language for provisions concerning the granting of certificates of public convenience and necessity for the transportation of natural gas by local distribution companies; and

Sundry technical amendments.

Rejected:

An amendment that sought to require that 6 months after enactment the Coast Guard must issue standards for design, construction, alteration, and repair of vessels, structures, etc., used in OCS operations; and that one year after enactment, with certain exceptions, all vessels, structures, etc., must be manned by American citizens or permanent residents and all building or rebuilding of such be performed in the United States (rejected by a recorded vote of 201 ayes to 208 noes, Roll No. 31);

An amendment to the previous amendment that sought to delete the documentation, registry, and manning requirements from the bill (rejected by a recorded vote of 118 ayes to 280 noes, Roll No. 30, after having been previously agreed to by a division vote of 22 ayes to 21 noes);

An amendment that sought to strike language requiring the use of the best and safest technology available in

OCS operations and require instead the establishment of standards for the use of technology that is economically achievable and to insure that operations are conducted in a safe manner, permitting the use of any equipment that meets or exceeds such standards (rejected by a division vote of 16 ayes to 18 noes);

An amendment that sought to require the court to award such costs of litigation to the appropriate party if it found the litigation was frivolous (rejected by a division vote of 14 ayes to 15 noes); and

An amendment that sought to permit coastal States that do not have a Federally approved coastal zone management program to receive Coastal Energy Impact Program funds (rejected by a recorded vote of 159 ayes to 230 noes, Roll No. 34).

Subsequently, this passage was vacated and S. 9, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed.

The Clerk was authorized to correct section numbers, spelling, and cross references in the engrossment of the amendment to the Senate bill. Pages 2047–2114

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of February 8. Page 2115

Late Report: Committee on House Administration received permission to file a report by midnight Friday, February 3, on H.R. 5481, American Folklife Preservation Act.

Adjournment: Adjourned at 5:31 p.m.

Committee Meetings

FOREST RESOURCES PLANNING AND EXTENSION ACTS

Committee on Agriculture: Subcommittee on Forests held hearings on H.R. 8020, 8021 and related bills, to amend the Forest and Rangeland Renewable Resources Planning Act; and H.R. 8022, Forest Resources Extension Act of 1977. Testimony was heard from Dr. M. Rupert Cutler, USDA; Dr. Robert Cook, Fish and Wildlife Service, Department of Interior; and public witnesses.

BUDGET OVERVIEW

Committee on Appropriations: Continued overview hearings on the fiscal year 1979 budget with further testimony from Treasury Secretary Blumenthal; OMB Director McIntyre; and CEA Chairman Schultze.

MILITARY POSTURE

Committee on Armed Services: Began hearings on military posture in executive session. Testimony was heard from Secretary of Defense Harold Brown; and Joint Chiefs of Staff Chairman George S. Brown.

Hearings continue tomorrow.

SEX DISCRIMINATION ON BASIS OF PREGNANCY

Committee on Education and Labor: Subcommittee on Employment Opportunities met and approved for full committee action H.R. 6075 as amended, to prohibit sex discrimination on the basis of pregnancy.

COMMITTEE FUNDS

Committee on House Administration: Subcommittee on Accounts met and approved for full committee action H. Res. 954 amended, providing funds for the Committee on Agriculture; and acted on other committee business.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts met and completed consideration of all pending matters.

ALASKA LANDS

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands continued markup of H.R. 39, Alaska National Interest Lands Conservation Act, and will resume tomorrow.

KOREAN-AMERICAN RELATIONS INVESTIGATION

Committee on International Relations: Met and took the following action: Approved a committee resolution authorizing an extension of the investigation of Korean-American relations to October 31, 1978; and

Approved the purpose of a draft House resolution relating to the Subcommittee on International Organization's investigation of Korean-American relations.

PRESIDENT'S CONVENTIONAL ARMS TRANSFER POLICY

Committee on International Relations: Subcommittee on International Security and Scientific Affairs continued hearings on the President's Conventional Arms Transfer Policy. Testimony was heard from Thomas Jones, President, Northrop Corporation; and Edward Luck, Project Director, Conventional Arms Transfer, United Nations Association of the U.S.A.

MIA'S IN SOUTHEAST ASIA

Committee on International Relations: Subcommittee on Asian and Pacific Affairs met and approved for full committee action H. Con. Res. 331 amended, to express the sense of Congress that a United Nations special investigatory commission should be established to secure a full accounting of Americans listed missing in Southeast Asia.

UNITED STATES–UGANDA RELATIONS

Committee on International Relations: Subcommittees on International Economic Policy and Trade; on Africa; and on International Organizations continued hearings on United States-Uganda relations. Testimony was heard from Representative Pease; William C. Harrop, Deputy Assistant Secretary of State for African Affairs; Rauer Meyer, Director, Office of Export Administration; and Max Myles, Country Marketing Manager for Africa Bureau of Export Development.

Hearings continue Thursday, February 9.

HEALTH PLANNING AND RESOURCE DEVELOPMENT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment concluded hearings on H.R. 10460, Health Planning and Resource Development Amendments of 1978, with testimony from public witnesses.

CHEMICAL CAUSES OF CANCER

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on chemical causes of cancer. Testimony was heard from Dr. Joseph Highland, Environmental Defense Fund; and David Fine, Thermo Electron Corporation.

Hearings continue tomorrow.

FAIR HOUSING

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held hearings on Title II, Fair Housing, of H.R. 3504, and H.R. 7787. Testimony was heard from Patricia R. Harris, Secretary, Department of Housing and Urban Development,

MAGISTRATE ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued but did not complete action on S. 1613, Magistrate Act of 1977.

CRIMINAL CODE

Committee on the Judiciary: Subcommittee on Criminal Justice met for continuation of briefing on revision of the Criminal Code, and will resume on Wednesday, February 8.

CONTRACT DISPUTES ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued but did not complete markup of H.R. 664, Contract Disputes Act of 1977.

COMMITTEE BUDGET

Committee on Merchant Marine and Fisheries: Met and approved the committee budget for the second session of the 95th Congress.

BROADCASTING OF HOUSE PROCEEDINGS

Committee on Rules: Subcommittee on The Rules and Organization of the House met and approved for full committee action a report of its findings and recommendations on broadcasting the proceedings of the House of Representatives pursuant to H. Res. 866.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation R.D. & D. continued hearings on the Department of Energy authorization for fiscal year 1979. Testimony was heard from Dr. Eric Willis and Dr. James C. Bresee, Department of Energy.

Hearings continue tomorrow.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy Research, Development, and Demonstration continued hearings on the Department of Energy authorization.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Space Science and Applications continued hearings on NASA authorization for fiscal year 1979, hearing testimony from Dr. Noel Hinners, Associate Administrator, Office of Space Science.

Hearings continue Tuesday, February 7.

FIRE PREVENTION AND CONTROL

Committee on Science and Technology: Subcommittee on Science, Research, and Technology began hearings on the National Fire Prevention and Control Administration authorization. Testimony was heard from Howard D. Tipton, Administrator, National Fire Prevention and Control Administration; Dr. Fred Clarke, Acting Director, Center for Fire Research; Oregon House of Representatives Majority Leader Edward Lindquist; and representatives of Montclair Fire Department, The Joint Council of National Fire Service Organizations; the National League of Cities; and The International Conference of Building Officials.

Hearings continue Tuesday, February 7.

SBA AND SBIA AMENDMENTS

Committee on Small Business: Subcommittee on Minority Enterprise and General Oversight met and approved for full committee action a clean bill to be introduced in lieu of H.R. 567, H.R. 2377, H.R. 2379, and H.R. 4960, Amendments to the Small Business Act and the Small Business Investment Act of 1978.

KOREAN INFLUENCE INVESTIGATION

Committee on Standards of Official Conduct: Met in executive session and decided to begin the questioning

of Tongsun Park on Tuesday, February 21, in executive session. Open sessions will be held at a later date.

JOBS AND INCOME ACT

Committee on Ways and Means: Subcommittee on Welfare Reform continued markup of H.R. 9030, Jobs and Income Act, and will resume on Tuesday, February 7.

HIGHWAY TRUST FUND

Committee on Ways and Means: Subcommittee on Oversight held a hearing on the Highway Trust Fund. Testimony was heard from Representative Findley; Chester Davenport, Assistant Secretary of Transportation; William Cox, Administrator, Federal Highway Administration; and public witnesses.

Joint Committee Meeting

CONFERENCE ON FAMILIES

Joint Hearing: Subcommittee on Child and Human Development of the Senate Committee on Human Resources began joint hearings with Subcommittee on Select Education of the House Committee on Education and Labor to consider plans for the proposed Carnegie/White House Conference on Families. Witnesses heard were Richard D. Warden, Assistant Secretary of Health, Education, and Welfare for Legislation; Ralph J. Perrotta, Italian American Foundation, Washington, D.C.; Theodore Taylor, Black Child Development Institute, Inc., Washington, D.C.; Rudolfo Sanchez, National Conference on Hispanic Families, Washington, D.C.; Msgr. Francis J. Lally, Catholic Coordinating Committee for the White House Conference on Families, Washington, D.C.; Rabbi Daniel Polish, Synagogue Council of America, Washington, D.C.; Rev. Eileen W. Lindner, National Council of Churches, New York City; Robert B. Hill, National Urban League, Washington, D.C.; Sheila Kamerman, Columbia University, New York City; Paul E. Hopkins, Washington, D.C. Coalition for the White House Conference on Families; W. Keith Daugherty, Family Service Association of America, New York City; Michael Garanzini, National Council of State Committees for Children and Youth, Boston; and Arthur and Elsa Fitzgerald, National Parents' Rights Coalition, Boston.

Hearings continue tomorrow.

Monday, February 6, 1978

Senate

Chamber Action

Routine Proceedings, pages 2185–2356

Bills Introduced: Twenty bills and four resolutions were introduced, as follows: S. 2486–2505; S.J. Res. 110; and S. Res. 389–391. Pages 2191, 2194–2195, 2330

Bill Reported: Report was made as follows:

S. 2493, proposed Air Transportation Regulatory Reform Act of 1978 (together with additional and minority views) (S. Rept. 95–631). Page 2194

Bills Passed:

D.C. air space: Senate passed without amendment and cleared for the President H.R. 7766, to authorize the Mayor of the District of Columbia to enter into an agreement with the U.S. Postal Service with respect to the use of certain public air space in the District of Columbia. Page 2188

Ethics Committee inquiry: Senate agreed to S. Res. 373, authorizing the Select Committee on Ethics to participate in judicial proceedings to obtain information regarding its Korean inquiry. Page 2188

Rules Committee funds: Senate agreed to S. Res. 380, authorizing an additional $739,000 for expenses of Committee on Rules and Administration for this session of the Congress. Page 2188

National Band Association: Senate agreed to S. Res. 389, commending Troy State University (Alabama) on becoming the home of the National Band Association Hall of Fame of Distinguished Persons. Page 2191

Mount Pleasant, Pennsylvania: Senate agreed to S. Res. 390, commemorating the one hundred and fiftieth anniversary of the founding of the borough of Mount Pleasant, Pa. Page 2326

Committee assignment: Senate agreed to S. Res. 391, appointing Senator Humphrey to service on Committee on Foreign Relations and Committee on Governmental Affairs. Page 2330

Black Lung Benefits Reform: Senate agreed to the conference report on H.R. 4544, making reforms in the administration of the black lung benefits program, thus clearing the measure for action of the House. Pages 2330–2336

Nuclear Nonproliferation: Senate continued consideration of S. 897, to strengthen U.S. policies on nuclear nonproliferation and to reorganize certain export functions, taking action on amendments proposed thereto as follows:

Adopted:

(1) Modified McClure amendment No. 1589, calling for Secretary of Energy to establish expeditious procedures for consideration of requests for authorizations under Technology Transfers Section; Page 2317

(2) Glenn unprinted amendment No. 1177 (as a substitute for McClure amendment No. 1597), requiring Secretary of State to establish expeditious procedures for preparation of Executive Branch judgment on applications for export licenses; Page 2318

(3) McClure amendment No. 1597, as amended; Page 2317

(4) Percy unprinted amendment No. 1178 (as a substitute for McClure amendment No. 1594), requiring Secretary of Energy to establish expeditious procedures for consideration of requests under Subsequent Arrangements section; Page 2319

(5) McClure amendment No. 1594, as amended; Page 2319

(6) Percy unprinted amendment No. 1179, of a technical and corrective nature; Page 2320

(7) Glenn unprinted amendment No. 1180 (as a substitute for McClure amendment No. 1603), vesting in the Nuclear Regulatory Commission, in consultation with others, responsibility for establishing physical security guidelines; Page 2321

(8) McClure amendment No. 1603, as amended; Page 2321

(9) Glenn unprinted amendment No. 1181 (as a substitute for McClure amendment No. 1601), having as its objective the placement of certain limitations on the time normally available to the Nuclear Regulatory Commission for ruling on an export license application; Page 2325

(10) McClure amendment No. 1601, as amended; Page 2324

(11) Dole unprinted amendment No. 1182, to assure that the bill does not prohibit reprocessing permanently or unconditionally; Page 2327

(12) McClure amendment No. 1607 (as amended by Percy unprinted amendment No. 1183 of a technical nature), to allow for initial exports under an agreement for cooperation to proceed for a one year period after which requirement for periodic Congressional approval of a further Presidential exemption of the full scope safeguards criteria be reimposed; Page 2328

(13) McClure amendment No. 1587 (as modified by Percy unprinted amendment No. 1184), modifying Section 301 which deals with direct government to government transfers of nuclear materials; Page 2329

(14) McClure amendment No. 1604 (as modified by Percy unprinted amendment No. 1185), requiring Nuclear Regulatory Commission to consult with the Secretaries of State, Energy, and Commerce and the Director of the ACDA before designating nuclear components; Page 2329

(15) McClure unprinted amendment No. 1186, to insure that matters to be decided on the basis of a hearing on the record would be retained within the jurisdiction of the Secretary of Energy; Page 2336

(16) McClure amendments Nos. 1609 (as amended by Glenn unprinted amendment No. 1187) and 1612, relating to the protection of the international environment from contamination arising from nuclear and nonnuclear energy activities; Page 2337

(17) Glenn unprinted amendment No. 1188, providing for participation of the Armed Services Committees of the Senate and House of Representatives in the case of certain agreements for cooperation; Page 2339

(18) McClure unprinted amendment No. 1189, modifying Section establishing a procedure for expedited Congressional consideration of additional export criteria; Page 2340

(19) Glenn unprinted amendment No. 1190, to insure protection of the environment; Page 2340

(20) McClure unprinted amendment No. 1191, relating to the time frame for Euratom/IAEA renegotiation; Page 2341

(21) Church unprinted amendment No. 1192, to eliminate the retroactive application of certain export licensing criteria in the bill; Page 2341

(22) Glenn unprinted amendment No. 1193, to insure that no controls comparable to phase one licensing criteria be relinquished during the renegotiation of any agreement; Page 2342

(23) Percy amendment No. 1194, to insure that the Nuclear Regulatory Commission will receive needed information from the Executive branch; Page 2342

(24) Percy unprinted amendment No. 1195, of a technical nature; Page 2343

(25) McClure unprinted amendment No. 1196, calling for Comptroller General report to the Congress on operations and impact of the Act 3 years following its enactment; Page 2343

(26) Glenn unprinted amendment No. 1198, as a substitute for McClure unprinted amendment No. 1197, establishing time period of not to exceed 60 days for Executive branch consideration of licensed applications in preparation for their transmittal to NRC; Page 2349

(27) McClure unprinted amendment No. 1199, to provide that the NRC is neither required nor prohibited from site specific visitations in its consideration of the application of IAEA guidelines; and Page 2350

(28) Glenn unprinted amendment No. 1200, of a technical nature. Page 2352

Committee on Foreign Relations was discharged from the further consideration of the House companion bill, H.R. 8638, and the bill was placed on the Senate calendar. Pages 2316–2330, 2336–2356

Utility Pole Attachments: Senate disagreed to House

amendments Nos. 1, 2, and 3 to the Senate amendment to H.R. 7442, to assure that those providing communication services are able to use existing space on poles which are owned by regulated utilities, and to simplify FCC forfeiture procedures, and agreed to the House amendment No. 4 to the Senate amendment with an amendment by Senator Hollings (unprinted amendment No. 1175), making provisions of the bill effective 30 days after enactment, with a proviso. Page 2187

Swearing-in of Senator Humphrey: Oath of office was administered to Muriel Humphrey to fill the vacancy created by the recent death of her husband, Senator Hubert H. Humphrey. Page 2330

Change of Legislative Day: Senate adjourned briefly, thereby changing the legislative day. Page 2350

Executive Reports: On Friday, February 3, Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal and The Panama Canal Treaty (Exec. N. 95th Cong., 1st sess.), was reported with minority and supplemental views (Exec. Rept. 95-12).

By unanimous consent it was agreed that on Wednesday, February 8, Senate will proceed to consider the Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal. Page 2194

Also, report was filed on the nomination of Frank C. Carlucci, of Pennsylvania, to be Deputy Director of Central Intelligence (Exec. Rept. 95-13). Page 2194

Artists in Press Gallery: By unanimous consent it was agreed that during forthcoming Senate consideration of the matter of the Panama Canal Treaties, four artists may have access to the Press Gallery, one each for the three networks and one for public television. Page 2350

Amendments Submitted for Printing: Pages 2233–2239

Executive Communications: Page 2192

Statements on Introduced Bills: Pages 2195–2233

Additional Statements: Pages 2241–2316

Nominations: Senate received the following nominations:

Robert J. McCloskey, of Maryland, to be Ambassador to Greece;

James B. King, of Massachusetts, to be Chairman of the National Transportation Safety Board;

John E. Reinhardt, of Maryland, to be Director of the International Communication Agency;

Charles W. Bray III, of Maryland, to be Deputy Director of the International Communication Agency;

The following persons to be members of the Board of Regents of the National Library of Medicine, Public Health Service: Thomas C. Chalmers, of New York, Kelly M. West, of Oklahoma, Samuel R. Hill, Jr., of Alabama, Doris H. Merritt, of Indiana, Cecil G. Sheps, of North Carolina, James F. Williams II, of Michigan, and Nicholas E. Davies, of Georgia; and

Thirty-one Navy in the rank of Admiral, and sundry nominations in the Navy, Air Force, Marine Corps, Coast Guard, and Foreign Service. Pages 2356–2372

Recess: Senate met at 10:45 a.m. and recessed at 5:24 p.m. Page 2356

Committee Meetings

APPROPRIATIONS—LABOR

Committee on Appropriations: On Friday, February 3, Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the Department of Labor, receiving testimony from Robert E. Barrett, Administrator, Mine Safety and Health Administration; Alfred M. Zuck, Assistant Secretary for Administration and Management; Julius Shiskin, Commissioner, Bureau of Labor Statistics, all of the Department of Labor; and Harold Russell, Chairman, The President's Committee on Employment of the Handicapped.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee began closed hearings on proposed budget estimates for fiscal year 1979 for the defense establishment, receiving testimony from Secretary of Defense Harold Brown and General George S. Brown, USAF, Chairman of the Joint Chiefs of Staff.

Hearings continue on Wednesday, February 8.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee on Public Works began hearings on proposed budget estimates for fiscal year 1979 for civil works programs, receiving testimony from Lt. Gen. John W. Morris, Chief of Engineers, and Charles T. McGinnis, Director of Civil Works, both of the Army Corps of Engineers.

Subcommittee will meet again tomorrow.

VOLUNTEER FORCES

Committee on Armed Services: Subcommittee on Manpower and Personnel held hearings on the cost of the all-volunteer Army, receiving testimony from Elmer B. Staats, Comptroller General of the United States, General Accounting Office, and John P. White, Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics.

Hearings were recessed subject to call.

EXCHANGE RATE

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance held oversight hearings on exchange rate policy and U.S. export policy. Witnesses heard were Anthony M. Solomon, Under Secretary of the Treasury for Monetary Affairs; Henry C. Wallich, Member, Board of Governors of the Federal Reserve System; Dr. Lawrence A. Fox, National Association of Manufacturers, Washington, D.C.; Tilford Gaines, Manufacturers Hanover Trust Company, New York City; Dr. Lawrence Krause, The Brookings Institution, Washington, D.C., and John Norris, Chase Econometrics, Bala Cynwood, Pennsylvania.

Hearings were recessed subject to call.

CONGRESSIONAL BUDGET RESOLUTION

Committee on the Budget: on Friday, February 3, Committee continued hearings in preparation for reporting the first concurrent resolution on the fiscal year 1979 congressional budget, receiving testimony from James T. McIntyre, Jr., Acting Director, Office of Management of Budget.

Hearings continue on Wednesday, February 8.

HISTORIC PARK

Committee on Energy and Natural Resources: On Friday, February 3, Subcommittee on Parks and Recreation held hearings on S. 1829, to establish the Jean Lafitte National Historic Park, Louisiana, receiving testimony from William J. Whalen, Director, who was accompanied by Dr. Richard Curry, Chief, Office of Legislation, both of the National Park Service, Department of the Interior.

Hearings were recessed subject to call.

DAM SAFETY/FLOOD CONTROL

Committee on Environment and Public Works: On Friday, February 3, Subcommittee on Water Resources held hearings on Federal dam safety, and to consider possible amendments to the National Dam Inspection Act (Public Law 92-367). Witnesses heard were Brig. Gen. Drake Wilson, Deputy Director of Civil Works, Army Corps of Engineers; Lt. Gen. Fred J. Clarke, Jr. (Ret.), American Society of Civil Engineers; Robert A. Tompson III and Gerald W. Farquhar, National Society of Professional Engineers; Steve Allred, Idaho State Department of Water Resources, Boise; Jack Barnett, Western States Water Council, Salt Lake City, Utah; and Dr. Bruce Tschantz, University of Tennessee, Knoxville.

Also on Friday, February 3, Subcommittee held hearings on the Army Corps of Engineers' plan for the Tug Valley flood control project, West Virginia and Kentucky, receiving testimony from Maj. Gen. Charles McGinnis, Director of Civil Work, who was accompanied by his associates of the Army Corps of Engineers; Gerald L. Chafin, Citizens Committee To Study Flood Causes and Prevention, Iaeger, W. Va.; Mayor Robert McCoy, Pearly Epling, Daniel Deaton, and James Davis, all of Matewan, West Virginia; and Syd Young, Tug Valley, West Virginia.

Subcommittee recessed subject to call.

COMMITTEE BUSINESS

Committee on Finance: On Friday, February 3, Committee ordered favorably reported the following bills:

S. 2360, authorizing $543 million for fiscal year 1979 to settle certain long standing disputed claims by the States for reimbursement of social services expenditures under the Public Assistance Titles of the Social Security Act;

H.R. 6715, making technical, clerical, conforming, and clarifying amendments to the Tax Reform Act of 1976 (amended—one of which would suspend until December 31, 1979, the carryover basis provision under estate tax);

H.R. 9251, extending the effective date of several provisions of the Tax Reform Act of 1976 and prohibiting the Department of the Treasury (Internal Revenue Service) from issuing certain rulings on regulations effective prior to specific dates in 1978 (amended);

H.R. 7581, clarifying the income-source requirement which must be satisfied by a mutual or cooperative telephone company as a condition for exemption from Federal income taxation (amended); and

H.R. 3790, relative to suspension of duty on concentrate of poppy straw used in producing codeine or morphine, with an amendment in the nature of a substitute which would allow an additional one year carryover, through December 31, 1978, for investment tax credits which would have expired at the end of 1977.

A press release summarizing all actions taken by the Committee on Friday is available at the Committee office in 2227 Dirksen Office Building.

PUBLIC DEBT

Committee on Finance: Subcommittee on Taxation and Debt Management continued hearings on the public debt and the implications of President Carter's budget upon the debt, receiving testimony from Roger Altman, Assistant Secretary of the Treasury for Domestic Finance; W. Bowman Cutter, Executive Associate Director for Budget, Office of Management and Budget; and Stephen S. Gardner, Member of the Board of Governors of the Federal Reserve System.

Hearings were recessed subject to call.

FOREIGN AFFAIRS—AFRICA

Committee on Foreign Relations: On Friday, February 3, Subcommittee on African Affairs held hearings to receive testimony on conditions in South Africa from Donald Woods, London.

Subcommittee recessed subject to call.

ANTARCTIC RESOURCES

Committee on Foreign Relations: Subcommittee on Arms Control, Oceans and International Environment held hearings on U.S. policy with respect to the exploitation of Antarctic resources, receiving testimony from

Patsy Mink, Assistant Secretary of State for Oceans and International Environment and Scientific Affairs; Paul L. Leventhal, National Oceanic and Atmospheric Administration, Department of Commerce; John Slaughter, Assistant Director, National Science Foundation; Robert Stein, International Institute for Environment and Development, Washington, D.C.; and Leonard Meeker, Center for Law and Social Policy, Washington, D.C.

Hearings were recessed subject to call.

LOBBYING ACTIVITIES DISCLOSURE

Committee on Governmental Affairs: Committee resumed hearings on S. 1785 and S. 2026, to require public disclosure of certain lobbying activities, receiving testimony from Fred Wertheimer, Common Cause; Joel T. Thomas, National Wildlife Federation; Wayne H. Smithey, Ford Motor Company; Maurice Rosenblatt, National Counsel Associates, Inc., Andy Feinstein, Congress Watch; David Landau, American Civil Liberties Union; and Larry Gold, AFL-CIO, all of Washington, D.C.

Hearings continue tomorrow.

PRETRIAL DETENTION

Committee on Governmental Affairs: Subcommittee on Governmental Efficiency and the District of Columbia resumed hearings on H.R. 7747, to amend the D.C. Code with regard to pretrial release or detention, receiving testimony from Rev. Albion Ferrell, Board of Parole, and Patrick Hickey, Director, Public Defender Service, both of the District of Columbia Government; Professor Paul R. Rice, The American University, Washington, D.C.; Ralph J. Temple, American Civil Liberties Union of the National Capital Area; Judge Harry T. Alexander, NAACP; Eugene L. Rhoden, Jr., Washington Urban League; Bernice Just, Friends Committee on National Legislation; Rev. John J. Mudd, Archiocese of Washington, D.C.; and Professor William MacDonald and William Hamilton, Institute for Law and Social Research, Washington, D.C.

Hearings were recessed subject to call.

OLDER AMERICANS

Committee on Human Resources: On Friday, February 3, Subcommittee on Aging resumed oversight hearings on the administration of the Older Americans Act, receiving testimony from Senator Clark; Doris Dealaman, Sommerset County, New Jersey, representing the National Association of Counties; Dr. Aaron Hendy and Dr. Dolores Davis, National Center on the Black Aged, Leon Harper, National Association of Area Agencies on Aging, both of Washington, D.C.; George Effman, National Indian Council on the Aging, Inc., Sacramento; Carmela Lacayo, National Association of Spanish Speaking Elderly, Los Angeles; Robert Ahrens, Urban Elderly Coalition, Chicago; and Gerald Blowedow, Minneapolis, representing the National Association of State Units on Aging.

Hearings continue tomorrow.

FULL EMPLOYMENT

Committee on Human Resources: On Friday, February 3, Subcommittee on Employment, Poverty, and Migratory Labor continued hearings on S. 50, the proposed Full Employment and Balanced Growth Act, receiving testimony from Professor Robert Eisner, Northwestern University, Chicago: Dr. Lawrence R. Klein, University of Pennsylvania, Philadelphia; Professor Lester C. Thurlow, Massachusetts Institute of Technology, Cambridge; Professor Charles C. Killingsworth, Michigan State University, Ann Arbor; and Jack Carlson, Chamber of Commerce of the United States, Washington, D.C.

Hearings continue tomorrow.

HEALTH PLANNING

Committee on Human Resources: Subcommittee on Health and Scientific Research continued hearings on S. 2410, to amend certain sections of the Public Health Service Act relative to health planning and health resources development, receiving testimony from Senators Clark and Leahy; Bert Seidman, AFL-CIO, Stanley Wisniewski, Service Employees International Union, Robert McGarrah, American Federation of State, County and Municipal Employees, and Patrick Kileen, United Auto Workers, all of Washington, D.C.; Neil Hollander, Blue Cross Association, Chicago; Henry A. DiPrete, John Hancock Mutual Life Insurance Co., Boston; Dr. Walter Robb, General Electric Co., Milwaukee; and Michael Grimm, Technicare Corp., Solom, Ohio.

On Friday, February 3, Subcommittee received testimony on this bill from Terrence L. Pitts, representing the National Association of Counties, John A. McMahon, American Hospital Association, and Michael Bromberg, Federation of American Hospitals, both of Washington, D.C.; Dr. Frank J. Jirka, American Medical Association, Chicago; Anthony Mott, Finger Lakes Health Systems Agencies, Rochester, N.Y.; James Suter, West Virginia Health Systems Agencies, Charleston; Dorothy Hoskins, Western Colorado Health Systems Agencies, Grand Junction; Richard Martin, Goodyear Time & Rubber Co., Akron; and John L. Brown, GENESCO, Inc., Nashville, Tenn.

Hearings were recessed subject to call.

DIPLOMATIC IMMUNITY

Committee on the Judiciary: Subcommittee on Citizens and Shareholders Rights and Remedies held hearings on the substance of S. 476, 477, 478, 1256, 1257, and H.R. 7819, bills to amend the laws concerning diplomatic immunity, receiving testimony from Senators Mathias and Hathaway; Representative Fisher; Bruno Ristau, Chief, Foreign Litigation Unit, Civil Division, Department of Justice; Evan S. Dobelle, Chief of Protocol, accompanied by Horace F. Shamwell, Deputy Assistant Legal Adviser for Management, both of the Department of State; Lawrence Blumberg, New York City; Stacey L. Williams, Government Employees Insurance Co., John Nangle, National Association of Independent Insurers, and Howard Clark, all of Washington, D.C.; and Fred Bruney, Pennam Company Insurance Service, Inc., Arlington, Va.

Hearings were recessed subject to call.

VETERANS' AND SURVIVORS' INCOME SECURITY

Committee on Veterans' Affairs: On Friday, February 3, Committee held hearings on S. 2384, to provide for a comprehensive reform of the veterans' pension program, receiving testimony from Dorothy L. Starbuck, Chief Benefits Director, Veterans' Administration; Harold Say, Veterans of World War I, Inc., Alexandria, Virginia; Jean Arthurs, Society of Military Widows, Arlington, Virginia; Robert E. Lyngh, The American Legion, Donald H. Schwab, Veterans of Foreign Wars, Dennis McClure, AMVETS, Larry Roffee, Paralyzed Veterans of America, and William G. Gardiner, Disabled American Veterans.

Hearings were recessed subject to call.

VETERANS' HEALTH CARE

Committee on Veterans' Affairs: Committee held hearings on the National Academy of Sciences Study of Health Care for American Veterans and the Veterans' Administration response to such survey, receiving testimony from Dr. John D. Chase, Chief Medical Director, Veterans' Administration; Gregory J. Ahart, Director, Human Resources Division, General Accounting Office; Ann Zimmerman, American Nurses' Association, Washington, D.C.; and Wood McCue, American Health Planning Association, Washington, D.C., of all whom were accompanied by associates.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 37 public bills, H.R. 10751–10787; 3 private bills, H.R. 10788–10790; and 22 resolutions, H.J. Res. 713–727, H. Con. Res. 471 and 472, and H. Res. 1001–1005 were introduced. Pages 2426–2428

Bill Reported: One report was filed as follows: H.R. 5841, American Folklife Preservation Act (H. Rept. 95–865, filed on February 3). Page 2426

Consent Calendar: On the call of the Consent Calendar, the House passed the following bills:

Cleared for the President:

Indian lands: S. 1509, to provide for the return to the United States of title to certain lands conveyed to certain Indian pueblos of New Mexico and for such land to be held in trust by the United States for such tribes.

Sent to the Senate, amended:

Umatilla Indians: H.R. 2540, pertaining to the inheritance of trust or restricted lands on the Umatilla Indian Reservation.

Eligible bills not considered:

Passed over without prejudice: H.R. 10341 and 10343.

By unanimous consent, H.R. 2540 was stricken from the Consent Calendar. Pages 2373–2374

National Commission on Social Security: The Speaker appointed as members of the National Commission on Social Security the following people from private life: Mr. Wilbur J. Cohen and Mr. Robert Julius Myers. Page 2374

Canada-United States Interparliamentary Group: The Speaker appointed as members of the United States delegation of the Canada-United States Interparliamentary Group to be held in New Orleans the following Members on the part of the House: Representatives Fascell (chairman), Johnson of California, Gibbons, Hanley, Meeds, Baucus, Oberstar, Fowler, Broomfield, McEwen, Winn and Stangeland. Page 2374

Utility Pole Attachments: House agreed to the Senate amendment to House amendment No. 4 to the Senate amendment to H.R. 7442, to amend the Communications Act of 1934 to provide for the regulation of utility pole attachments; and receded from its amendments Nos. 1, 2, and 3 to the Senate amendment—clearing the measure for the President. Page 2375

Suspensions: House voted to suspend the rules and pass the following bills:

Grand Canyon schools: S. 2076, amended, to authorize the Secretary of the Interior to transfer franchise fees received from certain concession operations at Grand Canyon National Park, Arizona, to the Grand Canyon Unified School District, Arizona. Agreed to amend the title of the Senate bill; and

Pages 2375–2379

Medicaid amendments: H.R. 9434, to amend the Social Security Act to increase the dollar limitations and Federal medical assistance percentages applicable to the medicaid programs of Puerto Rico, the Virgin Islands, and Guam (passed by a yea-and-nay vote of 253 yeas to 106 nays, Roll No. 36). Pages 2379–2386

Subcommittee To Sit: Subcommittee on Government Activities and Transportation of the Committee on Government Operations received permission to sit today

during proceedings of the House under the 5-minute rule.

Sioux Indian Claims: By a voice vote, the House agreed to H. Res. 958, providing for the consideration of H.R. 2664, to amend the Indian Claims Commission Act of August 13, 1946. Pages 2387–2388

Chattahooche River National Park: By a yea-and-nay vote of 323 yeas to 41 nays with 1 voting "present", Roll No. 37, the House agreed to H. Res. 982, providing for the consideration of H.R. 8336, to enhance the outdoor recreation opportunities for the people of the United States by expanding the National Park System and by providing access to and within areas of the National Park System. Pages 2388–2390

Timber Sales: By a voice vote, the House passed H.R. 6362, to establish an Advisory Committee on Timber Sales Procedure appointed by the Secretary of Agriculture for the purposes of studying, and making recommendations with respect to, procedures by which timber is sold by the Forest Service, and to restore stability to the Forest Service timber sales program and provide an opportunity for congressional review.

Rejected a motion to recommit the bill to the Committee on Agriculture.

Agreed to an amendment in the nature of a substitute (text of S. 1360) that authorizes the Secretary to select the bidding method which best insures fair competition, economic stability for communities dependent on public timber, full value to the government on timber sales, and prevention of collusive practices; and does not establish an advisory committee (agreed to by a recorded vote of 295 ayes to 78 noes, Roll No. 40).

Rejected an amendment to the substitute that sought to direct the Secretary to "take such action as he may deem appropriate to obviate collusive practices" in bidding (rejected by a recorded vote of 136 ayes to 239 noes, Roll No. 39); and

Rejected an amendment that sought to require that any oral auction must begin at the amount of the highest sealed qualifying bid.

Subsequently, this passage was vacated and S. 1360, a similar Senate-passed bill, was passed in lieu—clearing the measure for the President.

H. Res. 982, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 2390–2408

Adjournment: Adjourned at 5:41 p.m.

Committee Meetings

AGRICULTURAL SITUATION

Committee on Agriculture: Held a hearing on the general agricultural situation with testimony from Members of Congress and public witnesses.

Hearings continue tomorrow.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development and Related Agencies held a hearing on fiscal year 1978 supplementals.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing with testimony from Chief of Engineers and Director of Civil Works.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing with testimony from Secretary of Transportation Adams.

MILITARY POSTURE

Committee on Armed Services: Continued hearings on military posture with testimony from Secretary of the Army Alexander and Chief of Staff of the Army Rogers.

Hearings continue tomorrow.

DR. KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr. held an executive hearing, and will continue tomorrow.

1979 BUDGET

Committee on the Budget: Began hearings on the first budget resolution for fiscal year 1979. Testimony was heard from Alice Rivlin, Director, Congressional Budget Office; and public witnesses.

Hearings continue tomorrow.

Committee on the Budget: On Friday, February 3, Task Forces on Human Resources and on Community and Physical Resources held a joint hearing on the President's fiscal year 1979 budget. Testimony was heard from representatives of National Association of Counties; Urban League; Ad Hoc Low Income Housing Coalition; Council of the Great City Schools; and Coalition for Health Funding.

BUDGET IMPLICATIONS OF NATIONAL URBAN POLICY

Committee on the Budget: On Friday, February 3, Task Force on State and Local Government began hearings on the budget implications of a national urban policy. Testimony was heard from Alice Rivlin, Director, Congressional Budget Office, and public witnesses.

INTELLIGENCE AUTHORIZATION

Select Committee on Intelligence: On Friday, February 3, Subcommittee on Program and Budget Authorization held a hearing on the fiscal year 1979 budget authorization for intelligence and intelligence-related activities. Testimony was heard from representatives of Federal Bureau of Investigation; DOD Counterintelligence; and Department of State.

Hearings continue Friday, February 10.

FAA PROCUREMENT OF MICROWAVE LANDING SYSTEM

Committee on Government Operations: Subcommittee on Government Activities and Transportation continued hearings on FAA procurement of a microwave landing system. Testimony was heard from Michael Whitney, British Civil Aviation Authority; and Charles Varnell, Bendix Corp.

ALASKA LANDS

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands continued markup of H.R. 39, Alaska National Interest Lands Conservation Act, and will resume tomorrow.

On Friday, February 3, the subcommittee continued markup of H.R. 39 (title above).

NRC AUTHORIZATION

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held a hearing on the Nuclear Regulatory Commission appropriation authorization. Testimony was heard from NRC Chairman Hendrie and Lee Gossick, NRC.

Hearings continue Thursday, February 9.

MIDDLE EAST AID

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on fiscal year 1979 aid request for the Middle East: Syria and Lebanon. Testimony was heard from representatives of Department of State; Agency for International Development; and Defense Supply Assistance Agency, DOD.

CHEMICAL CAUSES OF CANCER

Committee on Interstate and Foreign Commerce: On Friday, February 3, Subcommittee on Oversight and Investigations concluded hearings on chemical causes of cancer. Testimony was heard from Donald Kennedy, Federal Drug Administration; and representatives of GAO.

VOTING RIGHTS ACT PROVISIONS

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on the GAO report on bilingual provisions of the Voting Rights Act of 1965. Testimony was heard from Victor L. Lowe, Director, General Government Division, GAO.

PAY COMPARABILITY

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held a hearing on pay comparability between Federal and non-Federal employees. Testimony was heard from officials of Department of Defense and General Accounting Office.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation Research Development and Demonstration continued hearings on the DOE authorization for fiscal year 1979. Testimony was heard from public witnesses.

On Friday, February 3, the subcommittee continued hearings on the DOE authorization.

AIRPORT AND AIRWAYS TRUST FUND

Committee on Ways and Means: Held a hearing on the Airport and Airways Trust Fund. Testimony was heard from Secretary of Transportation Adams; and public witnesses.

JOBS AND INCOME ACT

Committee on Ways and Means: Subcommittee on Welfare Reform continued markup of H.R. 9030, Jobs and Income Act, and will resume tomorrow.

Joint Committee Meetings

PRESIDENT'S ECONOMIC REPORT

Joint Economic Committee: Committee continued hearings on the President's Economic Report to the Congress, receiving testimony from Gerard F. Adams, Wharton Econometric Forecasting Associates, Philadelphia; Jack Carlson, Chamber of Commerce of the United States, Washington, D.C.; and Harold Shapiro, University of Michigan, Ann Arbor.

On Friday, February 3, Committee received testimony on this subject from Julius Shiskin, Commissioner, Bureau of Labor Statistics, Department of Labor, and Sar Levitan, National Commission on Employment and Unemployment Statistics.

Committee will meet again tomorrow.

CONFERENCE ON FAMILIES

Joint Hearing: On Friday, February 3, Subcommittee on Child and Human Development of the Senate Committee on Human Resources continued joint hearings with Subcommittee on Select Education of the House Committee on Education and Labor to consider plans for the proposed Carnegie/White House Conference on Families. Witnesses heard were Representatives Schroeder and Fisher; Michael Pertschuk, Chairman, Federal Trade Commission; Stephanie Smith Kinney, Office of the Director General, Department of State; Dr. Robert Hayles, Organizational Effectiveness Research Program, Department of the Navy; Barbara L. Fiss, Bureau of Policies and Standards, Civil Service Commission; Ken-

neth Keniston, Carnegie Council on Children, Washington, D.C.; and Marna Wattenberg, National Council of Jewish Women, Washington, D.C.

Hearings were recessed subject to call.

SBA MINORITY PROGRAM

Joint Hearing: Senate Select Committee on Small Business held joint hearings with Subcommittee on Minority Enterprise and General Oversight of the House Committee on Small Business to receive a report on the SBA minority contracting program from Patricia Cloherty, Deputy Administrator, Small Business Administration.

Hearings were recessed subject to call.

Tuesday, February 7, 1978

Senate

Chamber Action

Routine Proceedings, pages 2510–2609

Bills Introduced: Ten bills and four resolutions were introduced, as follows: S. 2506–2515; S. Con. Res. 65; and S. Res. 392–394. Pages 2543, 2549, 2562–2565

Bills Reported: Reports were made as follows:

S. 2360, to authorize $543 million to enable the Secretary of HEW to settle social service claims of the States for the period prior to October 1, 1975, with an amendment (S. Rept. 95-632).

Special Report of Committee on Armed Services relating to the "Defense, Maintenance, and Operation of the Panama Canal. Including Administration and Government of the Canal Zone" (together with additional views) (S. Rept. 95-633).

S. Res. 393, expressing the sense of the Senate that emergency action should be taken by the President and the Secretary of Agriculture to bolster the farm economy (S. Rept. 95-634).

S. Res. 392, requesting an additional $635,000 for expenses of Committee on Finance for this session of the Congress (without written report—referred to Committee on Rules and Administration). Page 2549

Bills Passed:

Nuclear nonproliferation:

By 88 yeas to 3 nays, Senate passed H.R. 8638, to strengthen U.S. policies on nuclear nonproliferation and to reorganize certain nuclear export functions, after striking all after the enacting clause and inserting in lieu thereof text of the Senate companion bill, S. 897, to which Senate had at first taken action on additional proposed amendments, as follows: Page 2542

Adopted:

(1) Glenn unprinted amendment No. 1201, to insure that Senate Foreign Relations Committee and House International Relations Committee have sufficient opportunity to take any action based on Secretary of Energy's report describing subsequent arrangements for the reprocessing or retransfer of nuclear materials; Page 2511

(2) Percy U.P. No. 1202, relating to notification of the Congress by the President in cases of certain extended agreements of cooperation; Page 2514

(3) Glenn U.P. No. 1204 (as a substitute for Church U.P. No. 1203), providing substitute language for Section 104, International Undertakings; Page 2516

(4) Church U.P. No. 1203, as amended; Page 2515

(5) Church U.P. No. 1205, to provide that funding for Title V, U.S. Assistance to Developing Countries, be part of the annual Department of Energy authorization; Page 2517

(6) Percy U.P. No. 1207, making certain technical and clerical corrections in the bill; Page 2529

(7) Percy U.P. No. 1208, to strengthen provisions of the bill dealing with the exporting of materials pending final negotiation of an agreement for cooperation; Page 2530

(8) By 47 yeas to 44 nays, Glenn U.P. No. 1209 (to McClure U.P. No. 1206), to require a prior affirmative action of both Houses of the Congress (rather than a one-House veto) on any plan to bring spent nuclear fuel from foreign nuclear reactors to the U.S. for storage; Page 2532

(9) By unanimous vote of 91 yeas, McClure U.P. No. 1206, as amended by Glenn U.P. No. 1209; and Page 2533

(10) Glenn U.P. No. 1211, of a perfecting nature. Page 2537

Rejected: Domenici U.P. No. 1210, calling for periodic review of export licenses by the Nuclear Regulatory Commission (tabled by 56 yeas to 36 nays). Page 2533

Senate insisted on its amendment, requested conference with the House, and appointed as conferees Senators Sparkman, Pell, Church, Ribicoff, Glenn, Muskie, Jackson, Case, Javits, Percy, Mathias, and McClure. Page 2542

S. 897 was then indefinitely postponed. Page 2543

Pages 2511–2543

Commonwealth Club of California: Senate agreed to S. Res. 394, commemorating the Diamond Jubilee of the Commonwealth Club of California. Page 2543

Judgeships: Senate passed H.R. 7843, to provide for the appointment of additional Federal circuit and district court judges, after striking all after the enacting clause and inserting in lieu thereof provisions of the Senate companion bill, S. 11, as passed by the Senate on May 24, 1977.

Senate insisted on its amendment, requested conference with the House, and appointed as conferees Senators Eastland, Kennedy, Bayh, Robert C. Byrd, DeConcini, Thurmond, Scott, and Hatch. Page 2536

Radiation Exposure: Senate agreed to the House amendments to S. 266, authorizing funds for the Energy Research and Development Admistration to render financial assistance to limit radiation exposure from uranium mill tailings used for construction, thus clearing the measure for the President. Pages 2543–2544

Wilderness Areas: Senate considered conference report on H.R. 3454, to designate certain endangered public lands for preservation as wilderness areas, and, by unanimous consent, agreed that record vote thereon will occur on Wednesday, February 8, at 12 noon, or at the conclusion of the orders for recognition of Senators, whichever is later. Pages 2544–2548

Messages From the House: Page 2548

Amendment Submitted for Printing: Pages 2565–2566

Executive Amendments Submitted for Printing: Pages 2608–2609

Statements on Introduced Bills: Pages 2549–2562

Additional Statements: Pages 2566–2608

Confirmation: Senate confirmed the nomination of A. David Mazzone, to be U.S. District Judge for the District of Massachusetts. Page 2609

Nominations: Senate received the nominations of John P. Condon, of Oklahoma, to be Ambassador to the Dominion of Fiji; and

James P. Walsh, of the District of Columbia, to be Deputy Administrator of the National Oceanic and Atmospheric Administration. Page 2609

Nomination Reported: The nomination of William H. Webster, of Missouri, to be Director of the Federal Bureau of Investigation, was favorably reported (Exec. Rept. 95-14). Page 2549

Record Votes: Four record votes were taken today. Pages 2533, 2536, 2542

Recess: Senate met at 10 a.m. and recessed at 7:12 p.m. Page 2609

Committee Meetings

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for public works projects, receiving testimony from Brig. Gen. Robert L. Moore, Division Engineer, North Central Division, and Brig. Gen. E. R. Heiberg III, Division Engineer, Ohio River Division, both of the Army Corps of Engineers.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—ACTION

Committee on Appropriations: Subcommittee on Labor/HEW resumed hearings on proposed budget estimates for fiscal year 1979, receiving testimony in behalf of funds for ACTION from its Director, Samuel W. Brown, Jr.

Subcommittee recessed subject to call.

MILITARY PROCUREMENT AUTHORIZATION

Committee on Armed Services: Committee began hearings on proposed military procurement authorizations for fiscal year 1979, receiving testimony from Secretary of Defense Harold Brown and General George S. Brown, USAF, Chairman of the Joint Chiefs of Staff.

Hearings were recessed subject to call.

COMPTROLLER OF THE CURRENCY AND FDIC BUDGETS

Committee on Banking, Housing, and Urban Affairs: Committee held oversight hearings on the proposed 1978 budgets of the office of the Comptroller of the Currency and the Federal Deposit Insurance Corporation, receiving testimony from George A. LeMaistre, Chairman, Federal Deposit Insurance Corporation, and John G. Heimann, Comptroller of the Currency.

Hearings continue tomorrow.

SPACE SCIENCE

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space held hearings on the future of space science and space applications, receiving testimony from Dr. Hans H. Mark, Under Secretary of the Air Force; Dr. Herbert Friedman, Superintendent, Space Science Division, Naval Research Laboratory; Robert Frosch, Administrator and Dr. Noel Hinners, Associate Administrator for Space Sciences, both of the National Aeronautics and Space Administration; Ivan Bekey, Aerospace Corporation, Los Angeles; William M. Brown, Hudson Institute, Croton-on-Hudson, New York; Dr. Krafft A. Ehricke, Space Global, La Jolla, California; Dr. Klaus Heiss, ECON, Inc., Princeton, New Jersey; Dr. George Van Reeth, European Space Agency, Paris, France; Professor James R. Arnold, University of California, La Jolla, California.

Subcommittee adjourned subject to call.

HIGHWAY LEGISLATION

Committee on Environment and Public Works: Subcommittee on Transportation held hearings on proposed authorizations for fiscal year 1979 for the Federal Highway Administration, and to receive testimony on the Administration's highway legislative proposals. Witnesses heard were Secretary Brock Adams, who was accompanied by several of his associates of the Department of Transportation; and Dr. Alice M. Rivlin, Di-

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rector, who was accompanied by her associates of the Congressional Budget Office.

Subcommittee will meet again tomorrow.

WELFARE REFORM

Committee on Finance: Subcommittee on Public Assistance held hearings on S. 2084, to replace the existing Federal welfare programs with a single coordinated program, receiving testimony from Joseph A. Califano, Secretary of Health, Education, and Welfare, and Manuel D. Plotkin, Director, Bureau of the Census, Department of Commerce.

Hearings continue on Thursday, February 9.

PANAMA CANAL TREATIES BRIEFING

Committee on Foreign Relations: Committee met in closed session jointly with Select Committee on Intelligence to receive a briefing from Senators Bayh and Goldwater on issues relative to the Panama Canal Treaty and Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.)

Committees recessed subject to call.

LOBBYING ACTIVITIES DISCLOSURE

Committee on Governmental Affairs: Committee continued hearings on S. 1785 and S. 2026, to require public disclosure of certain lobbying activities, receiving testimony from Lt. Gen. Wallace H. Robinson, Jr., Ret., National Security Industrial Association, Washington, D.C.; Barney Sellers, National Health Council, Inc., Washington, D.C.; Glenn Ferguson, American Council on Education, Washington, D.C.; and William G. Mullen, National Newspaper Association, Washington, D.C.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Human Resources: Committee concluded hearings on the following nominations: Robert C. Benedict, of Pennsylvania, to be Commissioner on Aging;

Cecilia Denogean Esquer, of Arizona, Steven L. Engelberg, of Maryland, Hillary Diane Rodham, of Arkansas, Richard A. Trudell, of California, and Josephine Marie Worthy, of Massachusetts, to be members of the Board of Directors of the Legal Services Corporation;

Robert B. Lagather, of Virginia, to be Assistant Secretary of Labor for Mine Safety and Health;

William P. Adams, of Virginia, to be a member of the Railroad Retirement Board;

Frederick H. Schultz, of Florida, to be a member of the National Council on Educational Research; and

John W. Snyder, of the District of Columbia, to be a member of the Board of Trustees of the Harry S Truman Scholarship Foundation.

Senator Heinz introduced Mr. Benedict; Senator DeConcini introduced Ms. Esquer; Senator Cranston introduced Mr. Engelberg; Senator Bumpers introduced Ms. Rodham; Senator Anderson introduced Mr. Lagather; Representatives Rooney and Staggers introduced Mr. Adams; Senator Chiles introduced Mr. Schultz and testimony on this nomination was received from Patricia Graham, Director, National Council on Educational Research. The nominees all testified and answered questions on their own behalf.

OLDER AMERICANS

Committee on Human Resources: Subcommittee on Aging continued oversight hearings on the administration of the Older Americans Act, receiving testimony from Senator Stone; John W. Anderson, National Association of Title VII Project Directors, Chicopee, Massachusetts; Judy Olson, President, Meals on Wheels, Baltimore; Roger Schwartz, Food Research and Action Center, Washington, D.C.; Alice McDougle, Miami Meals on Wheels, Florida; and Natalie Ruff, Morris County Nutrition Program, Dover, New Jersey.

Hearings continue tomorrow.

HEALTH CARE RESEARCH

Committee on Human Resources: Subcommittee on Health and Scientific Research began hearings on S. 2466, proposing the establishment of a National Institute of Health Care Research, to extend and revise the assistance programs for health services research and health statistics, and to establish the National Center for the Evaluation of Medical Technology, receiving testimony from Dr. Julius B. Richmond, Assistant Secretary for Health and Surgeon General of the Public Health Service, Department of Health, Education, and Welfare; Dr. David A. Hamburg, President, Institute of Medicine, National Academy of Sciences; Dr. Philip R. Lee, University of California, San Francisco; and Dr. Richard Remington, University of Michigan, Ann Arbor.

Subcommittee will meet again tomorrow.

NOMINATIONS

Committee on the Judiciary: Committee ordered favorably reported the nomination of William H. Webster, of Missouri, to be Director of the Federal Bureau of Investigation.

Also, committee held hearings on the nominations of Jack E. Tanner, to be U.S. district judge for the eastern and western districts of Washington; Robert F. Collins, to be U.S. district judge for the eastern district of Louisiana; A. David Mazzone, to be U.S. district judge for the district of Massachusetts; and Almeric L. Christian, to be a judge for the district court of the Virgin Islands, where the nominees testified and answered questions on their own behalf. Senators Kennedy and Brooke and Representative Staggers introduced Mr. Mazzone; Senators Magnuson and Jackson introduced Mr. Tanner; and Senators Long and Johnston introduced Mr. Collins.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Select Committee on Intelligence: Committee held a closed business meeting, but made no announcements.

Committee will begin hearings tomorrow on S. 1566, to establish procedures for electronic surveillance in the area of foreign intelligence information.

SBA PROGRAMS

Select Committee on Small Business: Committee held oversight hearings on the SBA procurement program, receiving testimony from Patricia Cloherty, Deputy Administrator, Small Business Administration.

Also, committee began hearings on S. 2259, to expand and revise procedures for insuring small business participation in Government procurement activities, receiving testimony from William Anderson, Small Business Association of New England, Waltham, Massachusetts; Walter L. Lachman, Fiber Materials, Inc., Biddeford, Maine; and Paul LaHaye, Hague International, South Portland, Maine.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 36 public bills, H.R. 10791–10826; 2 private bills, H.R. 10827 and 10828; and 7 resolutions, H.J. Res. 728, and H. Res. 1006–1011 were introduced. Pages 2508–2509

Report Filed: One report was filed as follows: H. Res. 1006, providing for the consideration of H.R. 3813, to amend the Act of October 2, 1968, an Act to establish a Redwood National Park in the State of California (H. Rept. 95–866). Page 2508

Private Calendar: On the call of the Private Calendar, the House passed over without prejudice H.R. 1798 and 3084. Page 2442

Additional Federal Judgeships: By a yea-and-nay vote of 319 yeas to 80 nays with 1 voting "present", Roll No. 42, the House voted to suspend the rules and pass H.R. 7843, amended, to provide for the appointment of additional district and circuit judges.

Objection was heard to a subsequent request for the consideration of S. 11, a similar Senate-passed bill. Pages 2443–2459

Subcommittees To Sit: Subcommittee on Science, Research and Technology and the Subcommittee on The Environment and the Atmosphere of the Committee on Science and Technology received permission to sit today during proceedings of the House under the 5-minute rule. Page 2459

Consumer Representation: House concluded all general debate and began reading for amendment on H.R. 6805, to establish an Agency for Consumer Protection in order to secure within the Federal Government effective protection and representation of the interests of consumers; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Wednesday, February 8.

Pending when the Committee of the Whole rose was an amendment in the nature of a substitute (text of H.R. 9718) that seeks to create an independent, nonregulatory Office of Consumer Representation to represent the interests of consumers before Federal agencies and the courts, but without authority to overrule, veto or impair the final determinations of any Federal agency.

Rejected an amendment in the nature of a substitute to the pending substitute that sought to establish an Office of Consumer Counsel within each of 23 major Federal departments and agencies and a Division of Consumer Protection and Advocacy in the Justice Department (rejected by a recorded vote of 93 ayes to 313 noes, Roll No. 44, after having been previously agreed to by a division vote of 27 ayes to 26 noes).

H. Res. 872, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 271 yeas to 138 nays, Roll No. 43. Pages 2459–2492

Adjournment: Adjourned at 5:35 p.m.

Committee Meetings

AGRICULTURAL SITUATION

Committee on Agriculture: Continued hearings on the general agricultural situation with testimony from Members of Congress and public witnesses.

Hearings continue tomorrow.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on fiscal year 1979 Army posture statement.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on Department of Labor.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held hearings on North Central Division; and Ohio River Division.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Interstate Commerce Commission.

VA APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on the Veterans' Administration.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Bureau of Indian Affairs school construction.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held an overview hearing on the Defense budget with testimony from DOD witnesses.

COMMERCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce and The Judiciary held a hearing on Federal Communications Commission.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government held hearings on National Security Council; and Commission for Purchase from Blind and Other Severely Handicapped.

MILITARY POSTURE

Committee on Armed Services: Continued hearings on military posture. Testimony was heard from Secretary of the Navy Claytor; Adm. J. L. Holloway III, Chief of Naval Operations; and Gen. Louis H. Wilson, Commandant of the Marine Corps.

Hearings continue tomorrow.

1979 BUDGET

Committee on the Budget: Continued hearings on the first budget resolution for fiscal year 1979 with testimony from public witnesses.

Hearings continue tomorrow.

DISTRICT OF COLUMBIA CHARTER AMENDMENTS

Committee on the District of Columbia: Met and ordered reported favorably to the House the following resolutions:

H. Con. Res. 464, Approving an amendment to the District of Columbia Charter providing for initiative and referendum; and

H. Con. Res. 471, Approving an amendment to the District of Columbia Charter providing for recall of elected officials.

FULL EMPLOYMENT AND BALANCED GROWTH ACT

Committee on Education and Labor: Subcommittee on Employment Opportunities held a hearing on H.R. 50, Full Employment and Balanced Growth Act. Testimony was heard from Secretary of Labor Marshall; and CEA Chairman Schultze.

INDIAN BASIC EDUCATION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education, together with Advisory Study Group on Indian Education, began hearings on H.R. 9810, Indian Basic Education Act, with testimony from Tribal representatives.

Hearings continue tomorrow.

FAIR LABOR STANDARDS ACT

Committee on Education and Labor: Subcommittee on Labor Standards held a hearing on H.R. 6256, to amend the Fair Labor Standards Act. Testimony was heard from Representatives Aspin and Dan Daniel.

AIR FORCE AND NAVY AUDIT AGENCIES

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on Air Force and Navy audit agencies. Testimony was heard from Donald Scantlebury, GAO; Assistant Secretary of Defense Fred Wacker; John Stetson, Secretary of the Air Force; and James Woolsey, Under Secretary of the Navy.

URBAN DECLINE

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources held a hearing on the Federal role in dealing with urban decline; and H.R. 4406, Intergovernmental Coordination Act of 1977. Testimony was heard from Under Secretary of Labor Robert J. Brown and other Labor Department officials.

Hearings continue Thursday, February 9.

COMMITTEE FUNDS

Committee on House Administration: Subcommittee on Accounts met and approved for full committee action the following committee funding resolutions:

H. Res. 963 amended, Committee on Ways and Means; and

H. Res. 961 amended, Committee on Standards of Official Conduct.

COMMITTEE BUSINESS

Select Committee on Intelligence: Met in executive for discussion of committee business.

ALASKA LANDS

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands completed markup and approved for full committee action H.R. 39 as amended, Alaska National Interest Lands Conservation Act.

WILDERNESS LANDS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands met, approved for full committee action H.R. 1907 amended, to designate certain lands as wilderness (Absaroka-Beartooth Wilderness), and acted on private bills.

DEEP SEABED HARD MINERALS ACT

Committee on International Relations: Subcommittees on International Organizations and on International Economic Policy and Trade approved for full committee action H.R. 3350 amended, Deep Seabed Hard Minerals Act.

STATE DEPARTMENT AUTHORIZATION

Committee on International Relations: Subcommittee on International Operations continued hearings on Department of State authorization for fiscal year 1979. Testimony was heard from representatives of State Department; National Commission for UNESCO; and American Foreign Service Association.

ECONOMIC ASSISTANCE FOR AFRICA

Committee on International Relations: Subcommittee on Africa held an overview hearing on economic assistance for Africa. Testimony was heard from Mrs. Goler T. Butcher, Assistant Administrator, Bureau for Africa, AID.

Hearings continue tomorrow.

CHILD HEALTH ASSESSMENT ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment began but did not complete markup of H.R. 6706, Child Health Assessment Act.

COMPREHENSIVE NUCLEAR REGULATORY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power began hearings on H.R. 9852, Comprehensive Nuclear Regulatory Act. Testimony was heard from Chairman Hendrie and Commissioners, Nuclear Regulatory Commission.

Hearings continue tomorrow.

TRANSPORTATION OF COAL BY SLURRY PIPELINE

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce held a hearing on transportation of coal and other bulk commodities by slurry pipeline; and H.R. 6248 and 6643, Coal Transportation Act of 1977. Testimony was heard from Chester Davenport, Assistant Secretary of Transportation; Rupert L. Murphy, ICC; John F. O'Leary, Deputy Secretary, DOE; Gary Wickes, Dept. of Interior, Russell W. Peterson, Office of Technology Assessment; and public witnesses.

COMMITTEE BUSINESS

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations met for consideration of committee business.

DIVERSITY OF CITIZENSHIP

Committee on the Judiciary: Met and ordered reported favorably to the House H.R. 9622 as amended, to abolish diversity of citizenship as a basis of jurisdiction of Federal district courts, and to abolish the amount in controversy requirement in Federal question cases.

The Committee began markup of H.R. 9400, relating to civil rights for institutionalized persons, and will resume tomorrow.

MARITIME AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on fiscal year 1979 authorization for certain maritime programs of the Department of Commerce. Testimony was heard from officials of the Department of Commerce.

Hearings continue Thursday, February 9.

MARINE MAMMAL AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on the Marine Mammal Protection Act authorization for fiscal years 1979, 1980 and 1981. Testimony was heard from representatives of Marine Mammal Commission, Departments of Commerce and Interior; and public witnesses.

WORLD POPULATION

Select Committee on Population: Began overview hearings on world population with testimony from public witnesses.

Hearings continue tomorrow.

FEDERAL EMPLOYEES' LIFE INSURANCE

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits continued oversight hearings on Federal Employees' Life Insurance. Testimony was heard from William S. Thomas, Metropolitan Life Insurance Company.

WHITE HOUSE AUTHORIZATION

Committee on Post Office and Civil Service: Subcommittee on Employee Ethics and Utilization continued hearings on H.R. 10657, White House personnel authorization. Testimony was heard from Harrison Wellford, executive associate director for reorganization and management, OMB.

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AMERICAN FOLKLIFE PRESERVATION ACT AUTHORIZATION

Committee on Rules: Granted an open rule providing one hour of general debate and waiving all points of order against the consideration of the bill for failure to comply with the provisions of clause 3 and clause 7 of Rule XIII on H.R. 5981, Amending the American Folklife Preservation Act to extend authorizations of appropriations. Testimony was heard from Chairman Thompson and Representative Nedzi.

REDWOOD NATIONAL PARK

Committee on Rules: Granted an open rule providing one hour of general debate; waiving clause 2(1)(4) of Rule XI and section 402(a) of the Congressional Budget Act; making the committee substitute in order as an original bill for the purpose of amendment; providing that the bill be read for amendment by titles instead of by sections; waiving all points of orders against the substitute for failure to comply with the provisions of clause 5, Rule XXI and clause 7, Rule XVI; making it in order, immediately after the enacting clause of the bill is read, to offer an amendment in the nature of a substitute to the committee amendment in the nature of a substitute, consisting of the text of the bill, H.R. 10760, said amendment shall be considered as having been read, and waiving all points of order against said amendment for failure to comply with the provisions of clause 5, Rule XXI and providing one motion to recommit with or without instructions on H.R. 3813, Amending the Act of October 2, 1968, an Act to Establish a Redwood National Park in the State of California. Testimony was heard from Representatives Phillip Burton, Sebelius and Don H. Clausen.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation R.D. & D. continue hearings on the DOE authorization for fiscal year 1979 with testimony from public witnesses.

NASA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Space Science and Applications continued hearings on NASA authorization for fiscal year 1979. Testimony was heard from Dr. Anthony J. Calios, Associate Administrator, Office of Terrestrial and Space Applications.

Hearings continue tomorrow.

EPA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere began hearings on the fiscal year 1979 authorization for the Environmental Protection Agency. Testimony was heard from Dr. Stephen Gage, EPA.

Hearings continue tomorrow.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy Research, Development and Demonstration continued hearings on the DOE authorization, and will continue tomorrow.

FEDERAL FIRE PREVENTION AND CONTROL AUTHORIZATION

Committee on Science and Technology: Subcommittee on Science, Research and Technology held a hearing on the Federal Fire Prevention and Control authorization. Testimony was heard from representatives of National League of Cities; International Conference of Building Officials; and Joint Council of National Fire Service Organizations.

NASA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather held a hearing on the NASA authorization, and will continue tomorrow.

PENSION REFORM

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension, and Insurance began hearings on pension reform. Testimony was heard from Representatives Hannaford, Skelton, Volkmer, Andrews of North Dakota, Anderson of California, Ford of Tennessee, and Mottl; and Veterans, and Widows of Veterans, of World War I.

Hearings continue tomorrow.

JOBS AND INCOME ACT

Committee on Ways and Means: Subcommittee on Welfare Reform continued markup of H.R. 9030, Jobs and Income Act, and will resume tomorrow.

Joint Committee Meeting

PRESIDENT'S ECONOMIC REPORT

Joint Economic Committee: Committee continued hearings on the President's Economic Report to the Congress, receiving testimony from James McIntyre, Acting Director, Office of Management and Budget.

Hearings continue tomorrow.

Wednesday, February 8, 1978

Senate

Chamber Action

Routine Proceedings, pages 2663–2806

Bills Introduced: Four bills and two resolutions were introduced, as follows: S. 2516–2519; and S. Res. 395–396. Pages 2774–2775, 2776

Measures Passed:

James L. Johnson: Senate agreed to S. Res. 395, expressing regrets and sympathies of the Senate on the death of James L. Johnson, former Legislative Clerk of the Senate. Page 2774

National Collegiate Football Championship: Senate agreed to S. Res. 352, commending the University of Notre Dame football team on attaining the National Collegiate Championship in 1977. Pages 2775–2776

Alabama Football Team: Senate agreed to S. Res. 396, commending Coach Paul "Bear" Bryant and the University of Alabama for having made the 1977 football season another memorable one for fans throughout the Nation. Page 2776

Nonlegislative Period: Senate agreed to H. Con. Res. 473, providing for an adjournment of the House of Representatives from February 9 until February 14, 1978, after agreeing to Robert C. Byrd unprinted amendment No. 1212, providing for a recess of the Senate from February 10 until February 20, 1978. Page 2806

ERDA Nonnuclear Programs: Senate agreed to the House amendments to S. 1340, authorizing funds for fiscal year 1978 for programs of the DOE energy research and development, thus clearing the measure for the President. Pages 2681–2691

Wilderness Areas: By 83 yeas to 5 nays, Senate agreed to the conference report on H.R. 3454, to designate certain endangered public lands for preservation as wilderness areas, thus clearing the measure for action of the House. Pages 2691–2692

Panama Canal Treaties: Senate proceeded to consider, as in Committee of the Whole, Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.), at the beginning of which several Senators engaged in a colloquy concerning Senate rules and procedures which will govern consideration of this matter. Pages 2692–2693

Printing: Authority was granted for report of Delegation Studying the Panama Canal Treaties to be printed as a Senate document. Page 2664

Committee Authority To Meet: Committee on Commerce, Science, and Transportation was authorized to meet during the session of the Senate on Thursday, February 9. Page 2669

George Washington's Farewell Address: Vice President appointed Senator Huddleston to read George Washington's Farewell Address to the Senate beginning at 10 a.m. on Monday, February 20, 1978. Page 2806

Bills Referred: H.R. 8200, to establish uniform bankruptcy laws, and H.R. 9434, medicaid programs of certain U.S. Territories, were referred to Committee on the Judiciary. Page 2776

Message From the House: Page 2776

Amendments Submitted for Printing: Pages 2787–2788

Statements on Introduced Bills: Pages 2776–2786

Additional Statements: Page 2788

Record Votes: One record vote was taken today. (total—31). Page 2692

Recess: Senate met at 9:30 a.m. and recessed at 6:54 p.m. Page 2806

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee resumed closed hearings on proposed budget estimates for fiscal year 1979 for the defense establishment, receiving testimony from Fred P. Wacker, Comptroller, Department of Defense.

Subcommittee recessed subject to call.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee began hearings on proposed budget estimates for fiscal year 1979 for the Department of the Interior and related activities, receiving testimony in behalf of funds for their respective activities from J. Carter Brown, Director, National Gallery of Art, and Chairman, Commission of Fine Arts; David M. Childs, Chairman, National Capital Planning Commission; and James H. Billington, Director, Woodrow Wilson International Center for Scholars.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for public works projects, receiving testimony from Major General James A. Johnson, North Atlantic Division, and Colonel John P. Chandler, New England Division, both of the Army Corps of Engineers; and Sherman W. Tribbitt, Commissioner, and Gerald M. Hansler, Executive Director, both of the Delaware River Basin Commission.

Subcommittee will meet again on Monday, February 20.

FEDERAL RESERVE BUDGET

Committee on Banking, Housing, and Urban Affairs: Committee continued oversight hearings on the proposed 1978 budget of the Federal Reserve System, receiving testimony from Philip E. Coldwell, Member, Board of Governors of the Federal Reserve System.

Hearings were recessed subject to call.

CONGRESSIONAL BUDGET RESOLUTION

Committee on the Budget: Committee resumed hearings in preparation for reporting the first concurrent resolution on the fiscal year 1979 congressional budget, receiving testimony today on the role of the Federal Government vis-a-vis State and local government from Governor James Thompson of Illinois, and Mayor Lee Alexander of Syracuse, New York, who also represented the U.S. Conference of Mayors.

Hearings continue tomorrow.

USRA AUTHORIZATION

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation concluded hearings on S. 2508 proposed fiscal year 1979 authorizations for the United States Railway Association, after receiving testimony from its President, Donald Cole.

COAL LEASING

Committee on Energy and Natural Resources: Subcommittee on Energy Production and Supply held oversight hearings on the Federal coal leasing program and on the general impact of coal development in the West. Witnesses heard were Representative Pickle; Chester Davenport, Assistant Secretary of Transportation for Policy, Plans, and International Affairs; and Robert H. Quenon, St. Louis, Missouri, representing the National Coal Association.

Subcommittee will meet again on Friday, February 10.

NRC AUTHORIZATION

Committee on Environment and Public Works: Committee held hearings on proposed authorizations for fiscal year 1979 for the Nuclear Regulatory Commission, receiving testimony from Joseph Hendrie, Chairman, Peter Bradford, Victor Gilinski, and Richard T. Kennedy, Commissioners, all of the Nuclear Regulatory Commission, who were accompanied by several associates.

Hearings were recessed subject to call.

FEDERAL HIGHWAY PROGRAM

Committee on Environment and Public Works: Subcommittee on Transportation held hearings on issues relating to the Federal highway program, including the level of Federal support, completion of the Interstate System, and the costs of maintenance of the Federal highway system. Witnesses heard were Governor George Busbee of Georgia, representing the National Governors Association; State Representative John P. Milliron, of Pennsylvania, representing the National Conference of State Legislators; John Bosley, Bloomfield, Connecticut, representing the National Association of Regional Councils; Darrell V. Manning, representing the American Association of State Highway and Transportation Officials; Luther DeBerry, Texas Department of Highways and Public Transportation, Austin; and Charles Miller, West Virginia Department of Highways, Charleston.

Hearings continue on Monday, March 6.

CULTURAL PROPERTY

Committee on Finance: Subcommittee on International Trade held hearings on H.R. 5643, to implement the United Nations Convention on the means of prohibiting and preventing illicit import, export, and transfer of ownership of Cultural property, receiving testimony from Representative Mikva; Mark B. Feldman, Deputy Legal Advisor, Department of State; Douglas C. Ewing, Andre Emmerich, Peter Marks, and Alan Brandt, all representing the American Association of Dealers in Ancient, Oriental and Primitive Art, New York City; Sherman Lee, Cleveland, on behalf of the College Art Association and the Association of Art Museum Directors; Gerald G. Stiebel, New York City, representing The National Antique & Art Dealers Association of America; Reilly P. Rhodes, The Bowers Museum, Santa Ana, California; Ronald Kuchta, Everson Museum of Art, New York City; Professor William Davenport, Philadelphia, on behalf of the American Anthropological Association; Monroe Morgan, Ethnic Arts Council of Los Angeles; James R. Wiseman, Boston University, Boston; Karen D. Vitelli, Baltimore, on behalf of the Association for Field Archaeology and the Archaeological Institute of America; Saul S. Weinberg, University of Missouri, Columbia; Charles E. Cleland, East Lansing, Michigan, on behalf of the Coordinating Council of National Archaeological Societies and the Society of Professional Archaeologists; and Lee Moore, Miami, Florida.

Hearings were recessed subject to call.

OLDER AMERICANS

Committee on Human Resources: Subcommittee on Aging continued oversight hearings on the administration of the Older Americans Act, receiving testimony from Robert McConnon, Deputy Assistant Secretary of Labor for Employment and Training; Jack Ossofsky, National Council on Aging, Washington, D.C.; William Hutton, National Council of Senior Citizens, Washington, D.C.; John Martin, American Association of Retired Persons/National Retired Teachers Association, Washington, D.C.; Ruth E. Kobell, National Farmers Union, Washington, D.C.; Samuel Garro, Green Thumb Program, Trenton, New Jersey; and Steve D'Angelo, Mayor's Office for Senior Citizens, St. Louis, Missouri.

Hearings were recessed subject to call.

CHILD CARE PROGRAMS

Committee on Human Resources: Subcommittee on Child and Human Development held hearings to review the current programs on child care and child development, and to explore the possible need for additional legislation. Witnesses heard were Representative Schroeder; Jackqueline Cook, Day Care and Child Development Council of America, Washington, D.C.; Joann Hayes, League of Women Voters, Washington, D.C.; Audrey Rowe, International Women's Year Commission, Washington, D.C.; Ruth Jordan, Coalition of Labor Union Women, Washington, D.C.; Russell Yoas, Hyman Blumberg Child Day Care Center and Kindergarten, and Donald Shearer, Winchester Day Care Center, both of Baltimore; and Phoebe Carpenter, Community Coordinated Child Care for Central Florida, Inc., Orlando.

Hearings continue on Monday, February 20.

BIOMEDICAL RESEARCH/COMMUNITY MENTAL HEALTH

Committee on Human Resources: Subcommittee on Health and Scientific Research held hearings on S. 2450, to extend the assistance programs for community mental health centers and for biomedical research, receiving testimony from Dr. Julius B. Richmond, Assistant Secretary for Health and Surgeon General of the Public Health Service, Dr. Gerald L. Klerman, Administrator, Alcohol, Drug Abuse, and Mental Health Administration, and Dr. Donald S. Frederickson, Director, National Institutes of Health, all of the Department of Health, Education, and Welfare.

Hearings were recessed subject to call.

CIVIL RIGHTS AMENDMENTS

Committee on the Judiciary: Subcommittee on the Constitution began hearings on S. 35, the proposed Civil Rights Improvement Act, receiving testimony from Senator Mathias; Drew S. Days III, Assistant Attorney General, Civil Rights Division, Department of Justice; Rubin Sandoval, San Antonio, Texas; Anthony Bustamente, El Congreso, Washington, D.C.; Thomas C. Jacobs, Frankfort, Kentucky; Rufus L. Edminsten, Raleigh, North Carolina; and Charles A. Barrett, Sacramento, California, all representing the National Association of Attorneys General.

Hearings continue tomorrow.

FOREIGN INTELLIGENCE

Select Committee on Intelligence: Committee concluded hearings on S. 1566, to establish procedures for the use of electronic surveillance in obtaining foreign intelligence information, after receiving testimony from John Shattuck and Jerry Berman, ACLU, Washington, D.C.; Morton Halperin, Center for National Security Studies, Washington, D.C.; David Watters, American Privacy Foundation, Washington, D.C.; and Steven Rosenfeld, Association of the Bar of the City of New York.

Committee will begin markup of this bill on Wednesday, February 22.

CAPITAL FORMATION

Select Committee on Small Business: Committee held hearings to explore problems concerning capital formation of small and medium-sized independent enterprises. Witnesses heard were Edwin V. W. Zschau, American Electronics Association, Washington, D.C.; Gene White, Amdahl Computer Corp., Sunnyvale, California; Robert Noyce, Intel Corp., Sunnyvale, California; Craig Birkman, Cardiac Resuscitators, Inc., Portland, Oregon; David Morgenthaler, National Venture Capital Assoc., Cleveland; and Sanford R. Robertson, San Francisco.

Hearings continue on Friday, February 10.

House of Representatives

Chamber Action

Bills Introduced: 33 public bills, H.R. 10829–10861; 3 private bills, H.R. 10862–10864; and 7 resolutions, H.J. Res. 729–731, H. Con. Res. 473 and 474, and H. Res. 1012 and 1013 were introduced. Pages 2868–2870

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Brademas as Speaker pro tempore for today. Page 2807

Lincoln's Birthday District Work Period: Agreed to H. Con. Res. 473, providing for an adjournment of the House from February 9 to February 14, 1978. Page 2807

Subcommittees To Sit: Subcommittee on Fossil and Nuclear Energy Research, Development and Demonstration of the Committee on Science and Technology; Subcommittee on Administrative Law and Governmental Relations of the Committee on the Judiciary; and Subcommittee on Legislation of the Permanent Select Committee on Intelligence received permission to sit today during proceedings of the House under the 5-minute rule. Pages 2807, 2808, 2810

Consumer Representation: By a yea-and-nay vote of 189 yeas to 227 nays with 1 voting "present", Roll No. 50, the House failed to pass H.R. 6805, to establish an Agency for Consumer Protection in order to secure within the Federal Government effective protection and representation of the interests of consumers.

Rejected a motion to recommit the bill to the Committee on Government Operations.

By a yea-and-nay vote of 377 yeas to 25 nays with 1 voting "present", Roll No. 46, the House agreed to resolve itself into the Committee of the Whole.

Agreed to an amendment in the nature of a substitute (text of H.R. 9718) that would have created an independent, nonregulatory Office of Consumer Representation to represent the interests of consumers before Federal agencies and the courts, but without authority

to overrule, veto or impair the final determinations of any Federal agency.

Agreed to the following amendments to the substitute:

An amendment that reduced the number of Assistant Administrators from 5 to 3;

An amendment that prohibited the establishment of regional or district offices of the Office of Consumer Representation;

An amendment that made it a function of the Office to present testimony, when requested or on its own initiative, to Congress during hearings on legislation which might substantially affect the interests of consumers (agreed to by a division vote of 31 ayes to 25 noes);

An amendment that required OCR to seek to represent every substantial consumer interest involved in an agency proceeding or activity;

An amendment that prohibited OCR from intervening or participating in activities intended to restrict or limit the manufacture or sale of firearms and ammunition;

An amendment that allowed OCR to intervene or participate in judicial review of an agency action if the court determined that the action adversely affected a substantial interest of consumers and stated that OCR would not have any greater right than a private person to seek judicial review;

An amendment that deleted language requiring OCR to maintain a public document room for consumer complaints;

An amendment that prohibited OCR from directing or requesting tests of a producer or service if it had been tested within 18 months, unless a significant consumer hazard could be demonstrated;

An amendment that required that, before the OCR could be activated, the OMB must certify that transfers of other consumer agency functions could be accomplished in 90 days and that the sum value of functions transferred would total at least $11 million;

An amendment that replaced all masculine pronouns with neuter references; and

An amendment that exempted Department of Agriculture proceedings dealing with import and export policy.

Rejected:

An amendment that sought to require OCR to give the President 30 days notice before seeking judicial review of an action by a regulatory agency as well as nonregulatory agencies (rejected by a recorded vote of 195 ayes to 219 noes, Roll No. 47);

An amendment that sought to strike the provision exempting certain proceedings and activities concerning labor disputes and agreements (rejected by a recorded vote of 138 ayes to 274 noes, Roll No. 48); and

An amendment that sought to strike the provision exempting Department of Agriculture proceedings concerning crop support, commodities payments and loans, and other Department programs (rejected by a recorded vote of 105 ayes to 309 noes, Roll No. 49).

Pages 2810–2850

Redwood National Park: By a voice vote, the House agreed to H. Res. 1006, providing for the consideration of H.R. 3813, to amend the Act of October 2, 1968, an Act to establish a Redwood National Park in the State of California.

Pages 2850–2852

Adjournment: Adjourned at 7:20 p.m.

Committee Meetings

LIFE EXTENSION AND TOMORROW'S ELDERLY

Select Committee on Aging: Subcommittee on Federal, State and Community Services held a hearing on life extension and tomorrow's elderly. Testimony was heard from representatives of research centers relating to the elderly.

AGRICULTURAL SITUATION

Committee on Agriculture: Continued hearings on the general agricultural situation with testimony from public witnesses.

Hearings continue tomorrow.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on fiscal year 1979 Defense posture statement.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW continued hearings on Department of Labor.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held hearings on New England and North Atlantic Divisions; and Delaware River Basin Commission.

VA APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued hearings on the Veterans' Administration.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held an executive hearing on intelligence overview.

INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, Judiciary and Related Agencies held hearings on Commission on Civil Rights; and International Trade Commission.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government held a hearing on Commission on Productivity, Administrative Conference.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on the Export-Import Bank.

MILITARY POSTURE

Committee on Armed Services: Continued hearings on military posture with testimony from Secretary of the Air Force Stetson; and Chief of Staff of the Air Force Jones.

Hearings continue tomorrow.

1979 BUDGET

Committee on the Budget: Continued hearings on the first budget resolution for fiscal year 1979 with testimony from public witnesses.

Hearings continue tomorrow.

EDUCATION MISCELLANY

Committee on Education and Labor: Met and ordered reported favorably to the House the following measures:

H.R. 314 as amended, to amend the Service Contract of 1965 to extend its coverage to professional employees;

H.J. Res. 649 as amended, calling for a White House Conference on the Arts and a White House Conference on the Humanities;

H.R. 10569 as amended, to amend the Alcohol and Drug Abuse Education Act to extend the authorizations and appropriations for carrying out such Act;

H.R. 10570 as amended, to amend the Environmental Education Act to extend the authorizations of appropriations for carrying out the provisions of such Act;

H.R. 10606, to authorize funds for the Hubert H. Humphrey Institute of Public Affairs;

H.R. 10550, to amend section 422(c) of the Higher Education Act of 1965, relating to the eligibility of new State guarantee agencies for advances to reserve funds under such section; and

H.R. 10551, to extend for one year the authority of the Commissioner of Education to waive provisions of Title I of the Elementary and Secondary Education Act for certain local educational agencies.

BASIC INDIAN EDUCATION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education, together with the Advisory Study Group on Indian Education, continued hearings on H.R. 9810, Indian Basic Education Act, hearing testimony from Tribal representatives.

Hearings continue tomorrow.

FULL EMPLOYMENT AND BALANCED GROWTH ACT

Committee on Education and Labor: Subcommittee on Employment Opportunities met and approved for full committee action H.R. 50 as amended, Full Employment and Balanced Growth Act.

DAM SAFETY—AIRCRAFT NOISE

Committee on Government Operations: Met and ordered reported favorably to the House, as amended, reports entitled "Dam Safety" and "Aircraft Noise and the Concorde".

COMMITTEE FUNDS

Committee on House Administration: Subcommittee on Accounts met and approved for full committee action the following committee funding resolutions, as amended:

H. Res. 972, Committee on Armed Services;

H. Res. 981, Committee on International Relations; and

H. Res. 1004, Select Committee on Narcotics.

COMMITTEE BUSINESS

Committee on House Administration: Met for consideration of pending business.

FOREIGN INTELLIGENCE ELECTRONIC SURVEILLANCE

Select Committee on Intelligence: Subcommittee on Legislation continued hearings on foreign intelligence electronic surveillance, hearing testimony from Senator Kennedy; Representatives Drinan and Wiggins; and public witnesses.

COAL SLURRY PIPELINE ACT

Committee on Interior and Insular Affairs: Began markup of H.R. 1609, to amend the Mineral Leasing Act of 1920 (Coal Slurry Pipeline Act), and will resume on Tuesday, February 14.

DEEP SEABED HARD MINERALS ACT

Committee on International Relations: Met and ordered reported favorably to the House H.R. 3350 as amended, Deep Seabed Hard Minerals Act.

ECONOMIC ASSISTANCE FOR AFRICA

Committee on International Relations: Subcommittee on Africa continued hearings on economic assistance for Africa with testimony from Mrs. Goler T. Butcher, Assistant Administrator, Bureau for Africa, AID.

STATE DEPARTMENT AUTHORIZATION

Committee on International Relations: Subcommittee on International Operations continued hearings on Department of State authorization for fiscal year 1979.

Testimony was heard from Secretary of State Cyrus Vance.

MIDDLE EAST AID

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on fiscal year 1979 AID request for the Middle East: Jordan and The Yemen Arab Republic. Testimony was heard from representatives of Department of State; Agency for International Development; and Defense Security Assistance Agency, Department of Defense.

COMPREHENSIVE NUCLEAR REGULATORY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on H.R. 9852, Comprehensive Nuclear Regulatory Act, with testimony from public witnesses.

Hearings continue tomorrow.

IONIZING RADIATION

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment held an oversight hearing on health effects of low-level ionizing radiation. Testimony was heard from Dr. James Liverman, Department of Energy; Alan Brodski, Nuclear Regulatory Commission; and public witnesses.

Hearings continue tomorrow.

CIVIL RGHTS FOR INSTITUTIONALIZED PERSONS

Committee on the Judiciary: Continued markup of H.R. 9400, relating to civil rights for institutionalized persons, and adjourned subject to call.

IMMIGRATION AND NATURALIZATION SERVICE

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law held an oversight hearing on the Immigration and Naturalization Service. Testimony was heard from INS Commissioner Leonel J. Castillo.

Hearings continue tomorrow.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice met for continuation of briefings on revision of the Criminal Code, and will resume tomorrow.

CONTRACT DISPUTES

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations met and approved for full committee action an original bill, to be introduced, on the subject of contract disputes.

U.S. FOREIGN TRADE REBATING PRACTICES

Committee on Merchant Marine and Fisheries: Met and ordered reported favorably to the House H.R. 9518 amended, to provide for a three-year period to reach a permanent solution of the rebating practices in the U.S. foreign trade.

FISHERY CONSERVATION AND MANAGEMENT ACT AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 10732 and 10733, to extend the funding authorization for the Fishery Conservation and Management Act of 1976 for an additional three years. Testimony was heard from Department of Commerce and public witnesses.

WORLD POPULATION

Select Committee on Population: Continued overview hearings on world population with testimony from public witnesses.

Hearings continue tomorrow.

BROADCASTING OF HOUSE PROCEEDINGS

Committee on Rules: The Committee ordered reported, as amended, its study in report form of alternative methods of providing complete and unedited audio and visual broadcasting of the proceedings of the House of Representatives pursuant to the directive given to the Committee by the House of Representatives with the passage of H. Res. 866 on October 27, 1977.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation R.D. & D. continued hearings on the DOE au- Deuth, Director, and Dr. James S. Kane, Associate Director, Office of Energy Research; and Dr. George W. Cunningham, Director of Nuclear Programs, Office of thorization. Testimony was heard from Dr. John M. Energy Technology, DOE.

Hearings continue tomorrow.

NASA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Space Science and Applications continued hearings on NASA authorization. Testimony was heard from DOE Under Secretary Dale D. Myers; and NASA and public witnesses.

Hearings continue tomorrow.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy Research, Development and Demonstration continued hearings on DOE authorization, and will continue tomorrow.

EPA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere held a hearing on EPA authorization for fiscal year 1979, and will continue tomorrow.

NASA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather continued hearings on NASA authorization. Testimony was heard from Representative Weiss; Bartley P. Osborne, Jr., Staff Specialist for Aeronautics, Office of Under Secretary of Defense for Research and Engineering; and public witnesses.

PENSION REFORM

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension, and Insurance continued hearings on pension reform. Testimony was heard from Representatives Murphy of New York, Duncan of Tennessee, and Cornwell; and representatives of veterans' organizations.

Hearings continue tomorrow.

HIGHWAY TRUST FUND

Committee on Ways and Means: Held a hearing on the Highway Trust Fund. Testimony was heard from Secretary of Transportation Adams; Emil Sunley, Deputy Assistant Secretary of Treasury for Tax Policy; Representatives Gibbons and Howard; and public witnesses.

JOBS AND INCOME ACT

Committee on Ways and Means: Subcommittee on Welfare Reform continued consideration of H.R. 9030, Jobs and Income Act.

Joint Committee Meetings

PRESIDENT'S ECONOMIC REPORT

Joint Economic Committee: Committee continued hearings on the President's Economic Report to the Congress, receiving testimony from Henry Wallich, Member, Board of Governors of the Federal Reserve System; Joseph Kasputys, Data Resources, Inc., Washington, D.C.; and Rudy Oswald, AFL-CIO, Washington, D.C.

Hearings continue tomorrow.

FTC AUTHORIZATIONS

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 3816, authorizing funds for fiscal years 1978 through 1981 for the Federal Trade Commission, but did not complete action thereon and recessed subject to call.

Thursday, February 9, 1978

Senate

Chamber Action

Routine Proceedings, pages 3002–3148

Bills Introduced: Six bills were introduced, as follows: S. 2520–2525. Page 3074

Measure Passed:

Farm economy: Senate agreed to S. Res. 393, expressing the sense of the Senate that emergency action should be taken by the President and the Secretary of Agriculture to bolster the farm economy. Pages 3002–3009

Panama Canal Treaties: Senate continued to consider, as in Committee of the Whole, Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.). Pages 3009–3059

Extensions of Time To Report: Time was extended from March 1 until March 31, 1978, for Joint Economic Committee to file its report on the President's Economic Report. Page 3002

Also, time was extended from February 18 until February 28, 1978, for Select Committee on Intelligence to report S. 1566, proposed Foreign Intelligence Surveillance Act. Page 3148

Treaty Received: Agreement between the United States and the International Atomic Energy Agency for the Application of Safeguards in the U.S. (Exec. B, 95th Cong., 2d sess.) was received, the injunction of secrecy removed therefrom, and the Treaty, together with accompanying papers, was referred to Committee on Foreign Relations. Page 3148

Bills Referred: H.R. 5646, ConRail medical payments, was referred to Committee on Commerce, Science, and Transportation; and H.R. 2540, Umatilla Indian reservation lands, was referred to Select Committee on Indian Affairs. Page 3059

Message From the House: Page 3059

Amendments Submitted for Printing: Pages 3075–3078

Executive Communications: Pages 3059–3061

Statement on Introduced Bills: Pages 3074–3075

Additional Statements: Pages 3079–3108

Confirmations: Senate confirmed the following nominations:

Frank C. Carlucci, of Pennsylvania, to be Deputy Director of Central Intelligence; and

William H. Webster, of Missouri, to be Director of the Federal Bureau of Investigation. Page 3148

Nominations: Senate received the following nominations:

Robert M. Sayre, of Virginia, to be Ambassador to Brazil;

Galen L. Stone, of the District of Columbia, to be Ambassador to the Republic of Cyprus; and

Donald W. Banner, of Illinois, to be Commissioner of Patents and Trademarks. Page 3148

Recess: Senate met at 10:15 a.m. and recessed at 6:36 p.m. Page 3148

Committee Meetings

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for public works projects, receiving testimony in behalf of funds for the Lower Mississippi Valley Division from Maj. General Robert C. Marshall, President, Mississippi River Commission, and Division Engineer, Lower Mississippi Valley Division, Army Corps of Engineers.

Hearings recessed subject to call.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the Department of the Interior and related activities, receiving testimony in behalf of funds for their respective activities from Richard H. Jenrette, Chairman, Advisory Council on Historic Preservation; Leila Kimche, Director, Institute of Museum Services; and Elwood R. Quesada, Chairman, Pennsylvania Avenue Development Corporation.

Subcommittee recessed subject to call.

MILITARY PROCUREMENT AUTHORIZATIONS

Committee on Armed Services: Committee, in open and closed sessions, resumed hearings on the proposed fiscal year 1979 authorizations for military procurement, receiving testimony from Charles W. Duncan, Deputy Secretary of Defense; Clifford L. Alexander, Jr., Secretary of the Army; W. Graham Clayton, Jr., Secretary of the Navy; and John C. Stetson, Secretary of the Air Force.

Hearings were recessed subject to call.

CONGRESSIONAL BUDGET RESOLUTION

Committee on the Budget: Committee continued hearings in preparation for reporting the first concurrent resolution on the fiscal year 1979 congressional budget, receiving testimony today on national priorities for fiscal year 1979 from Douglas Fraser, United Automobile Workers, Detroit; Clarence Mitchell, NAACP, Washington, D.C.; and Rudolph G. Penner, American Enterprise Institute, Washington, D.C.

Hearings continue on Tuesday, February 21.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following business items:

S. 2516, to clarify regulations relative to registration of aircraft used by corporations;

H.R. 9851, to improve air cargo service by permitting supplemental air carriers to obtain, at an early date, certificates to provide scheduled all-cargo service (with an amendment);

The nominations of James R. Mills, of California, Harry T. Edwards, of Michigan, Charles Luna, of Texas, and Ronald G. Nathan, of the District of Columbia, each to be members of the Board of Directors of the National Railroad Passenger Corporation; and

Six hundred and thirteen routine nominations in the Coast Guard.

Also, committee concluded hearings on the nominations of Edith B. Sloan and Susan B. King, both of the District of Columbia, each to be a Commissioner of the Consumer Product Safety Commission, after the nominees testified and answered questions on their own behalf. Delegate Fauntroy introduced Ms. Sloan to the committee, and Senator Cranston and Representative Fowler introduced Ms. King to the committee.

URANIUM ENRICHMENT POLICY

Committee on Energy and Natural Resources: Committee held hearings on the Department of Energy's uranium enrichment policy, receiving testimony from William R. Voigt, Jr., Director, Uranium Enrichment Program, Department of Energy.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Energy and Natural Resources: Committee ordered favorably reported the following business items:

H.R 8803, to amend the National Trails System Act so as to reconstitute the Advisory Council, authorize additional funds for land acquisition, and expand the condemnation authority of the Appalachian National Scenic Trail (with an amendment in the nature of a substitute, including $90 million authorization for the Appalachian Trail through 1981); and

The nominations of Lynn R. Coleman, of the District of Columbia, to be General Counsel of the Department of Energy;

George S. McIsaac, of the District of Columbia, to be an Assistant Secretary of Energy; and

Frank Gregg, of Massachusetts, to be Director of the Bureau of Land Management.

FISCAL 1979 BUDGET

Committee on Environment and Public Works: Committee held hearings to review those items in the Presidential Budget for fiscal year 1979 which fall within its jurisdiction, receiving testimony from Robert W. Scott, Federal Co-Chairman, Appalachian Regional Commission; Anne Wexler, Deputy Under Secretary of Commerce for Regional Affairs; Cristobal Aldrete, Co-Chairman, Southwest Border Commission; Claud Anderson, Co-Chairman, Coastal Plains Commission; Kenneth Baskette, Co-Chairman, Four Corners Commission; William Bechtel, Co-Chairman, Upper Great Lakes Commission; Patsy Ann Danner, Co-Chairman, Ozarks Commission; Joseph Grandmaison, Co-Chairman, New England Commission; George McCarthy, Co-Chairman, Old West Commission; and Patrick Vaughan, Co-Chairman, Pacific Northwest Commission.

Hearings were recessed subject to call.

WELFARE REFORM

Committee on Finance: Subcommittee on Public Assistance resumed hearings on S. 2084, to replace the existing Federal welfare programs with a single coordinated program, receiving testimony from F. Ray Marshall, Secretary, who was accompanied by several of his associates of the Department of Labor; and Carol Tucker Foreman, Assistant Secretary of Agriculture for Food and Consumer Affairs.

Hearings were recessed subject to call.

DISCRIMINATION COMPLAINTS

Committee on Governmental Affairs: Committee held hearings on the handling of discrimination complaints in the Senate (pursuant to Rule 50 and Section 310 of S. Res. 110), receiving testimony from Senator Clark; Ronald Brown, Washington, D.C., testifying on behalf of the Coalition for Equal Employment in Congress; Mildred Jeffrey, Detroit, National Women's Political Caucus; Regina O'Leary, Cleveland Heights, Ohio, League of Women Voters of the United States; and Debby Kaplan, Coalition of Citizens with Disabilities, Washington, D.C.

Hearings were recessed subject to call.

GOVERNMENT REGULATIONS

Committee on Governmental Affairs: Subcommittee on Civil Service and General Services approved for full committee consideration the following bills:

S. 1559 and H.R. 3755, to provide for the restoration of survivor annuities under the civil service retirement provisions to certain surviving spouses whose annuities were terminated because of remarriage prior to July 18, 1966;

H.R. 3447, to grant an annuitant the right to elect within one year after remarriage whether such annuitant's new spouse shall be entitled to a survivor annuity, and to eliminate the annuity reduction made by an unmarried annuitant to provide a survivor annuity to an individual having an insurable interest in cases where such individual predeceases the annuitant (amended to change the effective date to October, 1978);

H.R. 6975, increasing the number of hearing examiner positions which may be established by the Civil Service Commission at the GS-16 level;

S. 1265, proposing regulations relative to the acceptance and use of records transferred to the custody of the Administrator of General Services; and

S. 1267, to require mandatory application of the General Records Schedules to all Federal agencies and to provide for the disposal of Federal Register documents (amended).

DOMESTIC VOLUNTEER PROGRAM

Committee on Human Resources: Subcommittee on Child and Human Development held hearings on the proposed extension of the Domestic Volunteer Service Act, receiving testimony from Patti Whitney, Northern California VISTA Council, San Francisco; Dr. Jessie Hiraoka, University Year for ACTION Program, Western Washington State College, Bellingham, Washington; Carol Townsend, Catholic Human Development Office, Grand Rapids, Michigan; Charles Prejean, Federation of Southern Cooperative, Atlanta, Georgia; Betty Hermann, Retired Senior Volunteer Program, Brighton, Colorado; Charles E. Archibald II, National Association of Foster Grandparent Program Directors, Trenton, New Jersey; Florence Kallan, Community Service Society, New York City; Lilly Bourriague, Foster Grandparents/Senior Companions, Central Coast Region, California; Anne K. Reisch, Retired Senior Volunteer Program of Montgomery County, Pennsylvania; Dorothy Height and Ellsworth Culver, Alliance for Volunteerism, Boulder, Colorado; Kerry Kenn Allen, National Center for Voluntary Action, Washington, D.C.; Putnam Barber, National Information Center on Volunteerism, Washington, D.C.; Patrick Sacamondi, The Independent Foundation, Washington, D.C.; and Peter Theil, Washington, D.C.

Subcommittee will meet again on Monday, February 20.

HEALTH SERVICES EXTENSION

Committee on Human Resources: Subcommittee on Health and Scientific Research began hearings on S. 2474, to extend through 1983 the Public Health Service Act, receiving testimony from Surgeon General Dr. Julius Richmond, Assistant Secretary for Health; Dr. Joyce Lashof, Deputy Assistant Secretary for Health; Dr. George Lythcott, Administrator of the Health Services Administration; Dr. William Foege, Director, Center for Disease Control; Dr. Karen Davis, Deputy

Assistant Secretary for Planning and Evaluation, all of the Department of Health, Education, and Welfare; Dr. Danny K. Davis, National Association of Community Health Centers, Washington, D.C.; Basilio F. Romero, RANCHO, Inc., Seattle; Dr. Loren Kerr, National Rural Health Council, Rural America, Washington, D.C.; Dr. James A. Block, Genesee Hospital, Rochester, New York, and Community Hospital Medical Staff Group Practice Program, Washington, D.C.; Douglas Outcalt, representing the American Medical Student Association (AMSA); and Louis Aledort, Mount Sinai Hospital, New York City.

Hearings continue on Wednesday, March 1.

NOMINATION

Committee on the Judiciary: Committee concluded hearings on the nomination of Paul A. Simmons, to be U.S. district judge for the western district of Pennsylvania, after the nominee, who was introduced to the committee by Senators Schweiker and Heinz, testified and answered questions on his own behalf.

INTELLIGENCE GATHERING

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures resumed hearings to examine the erosion of law enforcement intelligence gathering capabilities, receiving testimony from Alan K. Campbell, Chairman, and Robert J. Drummond, Jr., Director, Bureau of Personnel Investigations, both of the Civil Service Commission.

Hearings continue on Thursday, February 23.

CIVIL RIGHTS AMENDMENTS

Committee on the Judiciary: Subcommittee on the Constitution continued hearings on S. 35, the proposed Civil Rights Improvement Act, receiving testimony from Louis Nunez, Acting Staff Director, U.S. Commission on Civil Rights, and Renault Robinson, Afro-American Patrolman's League, Chicago.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Select Committee on Ethics: Committee held a business meeting in open and closed sessions where it discussed matters concerning Financial Disclosure Statements and procedures relative to auditing such statements, and committee rules, but did not complete action thereon and will meet again on February 23.

House of Representatives

Chamber Action

Bills Introduced: 45 public bills, H.R. 10865–10909; and 14 resolutions, H.J. Res. 732–735, H. Con. Res. 475 and 476, and H. Res. 1014–1021 were introduced.

Pages 2999–3001

Bills Reported: Reports were filed as follows:

H. Res. 1014, providing for the consideration of H.R. 5981, to amend the American Folklife Preservation Act to extend the authorization of appropriations contained in such Act. (H. Rept. 95–867);

H.R. 10368, Aircraft Registration (H. Rept. 95–868);

H. Res. 963, to provide for the expenses of investigations, and studies to be conducted by the Committee on Ways and Means, amended (H. Rept. 95–869);

H. Res. 961, providing funds for the expenses of the Committee on Standards of Official Conduct, amended (H. Rept. 95–870);

H. Res. 954, to provide funds for the expenses of the investigations and studies to be conducted by the Committee on Agriculture, amended (H. Rept. 95–871);

H. Res. 971, to provide funds for the Select Committee on Ethics (H. Rept. 95–872);

H. Res. 981, to provide for the expenses of invesitgations and studies to be conducted by the Committee on International Relations, amended (H. Rept. 95–873);

H. Res. 975, to provide for the expenses of investigations and studies to be conducted by the Committee on Education and Labor (H. Rept. 95–874);

H. Res. 972, to provide for the expenses of investigations and studies to be conducted by the Committee on Armed Services (H. Rept. 95–875);

H. Res. 1004, to provide for the expenses of investigations and studies to be conducted by the Select Committee on Narcotics Abuse and Control, amended (H. Rept. 95–876);

H. Res. 984, to provide funds for the Committee on House Administration (H. Rept. 95–877); and

H. Res. 977, providing funds for the expenses of the Committee on House Administration to provide for the maintenance and improvement of ongoing computer services for the House of Representatives, for the investigation of additional computer services for the House of Representatives, and to provide computer support to the committees of the House of Representatives (H. Rept. 95–878). Page 2999

Late Reports: Committee on House Administration received permission to file sundry privileged reports by midnight tonight. Page 2906

Lincoln's Birthday District Work Period: House cleared H. Con. Res. 473, providing for an adjournment of the House from February 9 to February 14; by agreeing to the Senate amendment thereto.

Page 2908

Redwood National Park: By a yea-and-nay vote of 328 yeas to 60 nays with 1 voting "present", Roll No. 53, the House passed H.R. 3813, to amend the Act of October 2, 1968, an Act to establish a Redwood National Park in the State of California.

By a yea-and-nay vote of 116 yeas to 274 nays with 1 voting "present", Roll No. 52, rejected a motion to recommit the bill to the Committee on Interior and Insular Affairs with instructions to report it back forthwith containing an amendment that would have cut the expansion of the Park from 48,000 to 14,000 acres and deleted the authority of the Department to acquire an additional 30,000 acres.

Agreed to the committee amendment in the nature of a substitute as amended by:

An amendment in the nature of a substitute that deletes Interior Department authority to regulate nonfederal lands adjacent to the Park and adds authority for the Department to acquire an additional 30,000 acres within a specified Park Protection zone;

Sundry technical amendments; and

An amendment that adds language concerning compensation for the transfer of State park lands within the Park to the Federal Government. Pages 2908–2945

Subcommittee To Sit: Subcommittee on Science, Research and Technology of the Committee on Science and Technology received permission to sit today during proceedings of the House under the 5-minute rule.

Page 2945

American Wilderness: By a yea-and-nay vote of 333 yeas to 44 nays, Roll No. 54, the House agreed to the conference report on H.R. 3454, Endangered American Wilderness Act of 1978. House receded and concurred in the Senate amendment to the title—clearing the measure for the President. Pages 2946–2952

Sioux Indians: By a division vote of 53 ayes to 17 noes, the House passed H.R. 2664, to amend the Indian Claims Commission Act of August 13, 1946.

By a yea-and-nay vote of 337 yeas to 17 nays with 1 voting "present", Roll No. 55, the House agreed to resolve itself into the Committee of the Whole. Earlier, objection was heard to a request to consider the bill in the House as in the Committee of the Whole.

Agreed to the committee amendments; and

Agreed to an amendment that provides that in conducting the review, the Court shall receive and consider any additional evidence that either party may wish to provide on the issue of a fifth amendment taking and shall determine that issue *de novo*.

Subsequently, this passage was vacated and S. 838, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Pages 2952–2957

Chattahoochee River National Park: House completed all general debate on H.R. 8336, to enhance the outdoor recreation opportunities for the people of the United States by expanding the National Park System, and by providing access to and within areas of the National Park System; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to begin on Tuesday, February 14. Pages 2957–2961

Additional Federal Judgeships: House disagreed to the Senate amendment to H.R. 7843, to provide for the appointment of additional district and circuit judges; and agreed to the conference asked by the Senate. Appointed as conferees: Representatives Rodino, Brooks, Flowers, Seiberling, Jordan, Mazzoli, Hughes, McClory, Wiggins, and Cohen.

By a yea-and-nay vote of 321 yeas to 19 nays, Roll No. 56, agreed to a motion to instruct the Managers on the part of the House to insist on House language providing for the merit selection of district judges. Pages 2961–2964

Nuclear Nonproliferation: House cleared for the President H.R. 8638, Nuclear Anti-proliferation Act of 1977; by agreeing to the Senate amendment thereto.

Pages 2964–2975

Calendar Wednesday Business: Agreed to dispense with Calendar Wednesday business of February 15.

Page 2975

Unanimous-Consent Requests: Agreed to the following unanimous-consent requests:

Resignations-Appointments: That, notwithstanding the adjournment of the House until Tuesday, February 14, the Speaker be authorized to accept resignations, and to appoint commissions, boards, and committees authorized by law or by the House; and

Receive and Sign: That, notwithstanding the adjournment of the House until Tuesday, February 14, the Clerk be authorized to receive messages from the Senate and that the Speaker be authorized to sign any enrolled bills and joint resolutions duly passed by the two Houses. Page 2975

Late Reports: Committee on Government Operations received permission to file two reports by midnight Monday, February 13. Page 2975

Adjournment: Adjourned at 5:06 p.m. until 12 noon, Tuesday, February 14.

Committee Meetings

AGRICULTURAL SITUATION

Committee on Agriculture: Continued hearings on the general agricultural situation with testimony from public witnesses.

Hearings continue Tuesday, Feb. 14.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development and Related Agencies held a hearing on Farm Credit Administration.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held an executive hearing on fiscal year 1979 Defense posture statement.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on the Occupational Safety and Health Administration.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on Lower Mississippi Valley Division.

VA APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued hearings on the Veterans' Administration.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held an overview hearing with testimony from defense and service witnesses.

INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, Judiciary and Related Agencies held a hearing on the Securities and Exchange Commission.

MILITARY POSTURE

Committee on Armed Services: Continued hearings on military posture with testimony from Assistant Secretary of Defense Fred P. Wacker.

Hearings continue Thursday, February 16.

DR. KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr. held an executive hearing.

TRADE WITH SOUTH AFRICA

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Trade, Investment and Monetary Policy held a hearing on trade with South Africa. Testimony was heard from Representatives Diggs and Maguire, and public witnesses.

1979 BUDGET

Committee on the Budget: Continued hearings on the first budget resolution for fiscal year 1979. Testimony was heard from James T. McIntyre, Jr., Acting Director, OMB; and Charles L. Schultze, Chairman, Council of Economic Advisers.

INDIAN BASIC EDUCATION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education, together with Advisory Study Group on Indian Education, continued hearings on H.R. 9810, Indian Basic Education Act. Testimony was heard from Forrest Gerard, Assistant Secretary for Indian Affairs, Department of Interior; and Tribal representatives.

MIDDLE INCOME STUDENT ASSISTANCE ACT

Committee on Education and Labor: Subcommittee on Postsecondary Education held a hearing on Middle Income Student Assistance Act. Testimony was heard from Administration witnesses.

URBAN DECLINE

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued hearings on the Federal role in dealing with urban decline; and H.R. 4406, Intergovernmental Coordination Act of 1977. Testimony was heard from representatives of Housing and Urban Development, and Department of Transportation.

CRIME IN FEDERAL RECREATION AREAS

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources held a hearing on crime in Federal recreation areas. Testimony was heard from Comptroller General of the U.S. Staats; William Derr, U.S. Forest Service, California Region V; and public witnesses.

COMMITTEE FUNDS

Committee on House Administration: Met and ordered reported favorably to the House by unanimous consent, without amendment, funding resolutions as follows:

H. Res. 954, Committee on Agriculture;

H. Res. 961, Committee on Standards of Official Conduct;

H. Res. 963, Committee on Ways and Means;

H. Res. 971, Select Committee on Ethics;

H. Res. 972, Committee on Armed Services;

H. Res. 975, Committee on Education and Labor;

H. Res. 1004, Select Committee on Narcotics Abuse and Control; and by voice vote, amended, H. Res. 981, Committee on International Relations.

The committee also approved other pending business.

INDIAN CHILD WELFARE ACT

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held a hearing on S. 1214, to establish standards for the placement of Indian children in foster or adoptive homes, to prevent the breakup of Indian families. Testimony was heard from representatives of Bureau of Indian Affairs; Indian Tribes; adoption agencies, and other public witnesses.

NUCLEAR REGULATORY COMMISSION AUTHORIZATION

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment continued hearings on Nuclear Regulatory Commission authorization, with testimony from NRC members and staff.

Hearings continue Wednesday, Feb. 15.

UNITED STATES–UGANDA RELATIONS

Committee on International Relations: Subcommittees on International Economic Policy and Trade, on International Organizations, and on Africa continued joint hearings on United States-Uganda relations. Testimony was heard from Representative Mattox; Julius Katz, Assistant Secretary of State for Economic and Business Affairs; and George Boecklin, president, National Coffee Association, New York.

COMPREHENSIVE NUCLEAR REGULATORY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on H.R. 9852, Comprehensive Nuclear Regulatory Act. Testimony was heard from a panel representing Environmental Policy Center, Atomic Industrial Forum, Detroit Edison and Public Interest Research Center; and a panel representing National Consumer Law Center, Pennsylvania Power and Light Co., and Northeast Utilities.

IONIZING RADIATION

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued hearings on health effects of low-level ionizing radiation Testimony was heard from representatives of Department of Energy; National Cancer Institute; NIH; and public witnesses.

IMMIGRATION AND NATURALIZATION SERVICE

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law continued oversight hearings on the Immigration and Naturalization Service. Testimony was heard from INS Commissioner Leonel J. Castillo.

MAGISTRATE ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice met and approved for full committee action S. 1613 as amended, Magistrate Act of 1977.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued briefings on revision of the Criminal Code.

FAIR HOUSING

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held a hearing on H.R. 3504, Title II, and H.R. 7787, Fair Housing. Testimony was heard from Drew Days, Assistant Attorney General, Civil Rights Division, Department of Justice; and Richard P. Fishman, Director, American Bar Association Advisory Commission on Housing and Urban Growth.

MARITIME AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine continued hearings on fiscal year 1979 authorization for certain maritime programs of the Department of Commerce. Testimony was heard from representatives of Shipbuilders Council of America, American Institute of Merchant Shipping, Transportation Institute, American Maritime Association, and a panel of subsidized U.S. flag operators.

SEA GRANT AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held a hearing on the Sea Grant authorization. Testimony was heard from Ned Ostenson, National Sea Grant director, and public witnesses.

WORLD POPULATION

Select Committee on Population: Continued overview hearings on world population. Testimony was heard from John D. Rockefeller III, former chairman, Commission on Population Growth and the American Future; Dr. George Stolnitz, United Nations Population Division; and public witnesses.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation RD&D continued hearings on the Department of Energy authorization with testimony from DOE officials.

NASA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Space Science and Applications continued hearings on NASA authorization. Testimony was heard from Assistant Secretary of the Air Force, John J. Martin, and public witnesses.

EPA AUTHORIZATION

Committee on Veterans' Administration: Subcommittee on Environment and Atmosphere continued hearings on the EPA authorization.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy Research, Development and Demonstration continued hearings on the Department of Energy authorization.

OFFICE OF STANDARD REFERENCE DATA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Science, Research and Technology held a hearing on the Office of Standard Reference Data, National Bureau of Standards authorization. Testimony was heard from Dr. Ernst Ambler, Acting Director, National Bureau of Standards, and public witnesses.

PENSION REFORM

Committee on Veterans Affairs: Subcommittee on Compensation, Pension and Insurance continued hearings on pension reform. Testimony was heard from representatives of Veterans' Administration and American Legion.

Joint Committee Meetings

PRESIDENT'S ECONOMIC REPORT

Joint Economic Committee: Committee continued hearings on the President's Economic Report to Congress, receiving testimony from Secretary of the Treasury Michael Blumenthal.

Hearings continue tomorrow.

HIGHER EDUCATION ASSISTANCE

Joint Hearing: Senate Human Resources Committee held joint hearings with House Education and Labor Committee on proposed legislation to improve the college opportunity grants program, receiving testimony from Secretary of Health, Education, and Welfare Joseph A. Calitano.

Hearings were recessed subject to call.

Friday, February 10, 1978

Senate

Chamber Action

Routine Proceedings, pages 3180–3307

Bills Introduced: Eighteen bills and three resolutions were introduced, as follows: S. 2526–2543; S.J. Res. 111; and S. Res. 397–398. Pages 3240, 3267–3268, 3305

Bills Reported: Reports were made as follows:

Special report from Committee on Banking, Housing, and Urban Affairs on the New York City loan program (S. Rept. 95–635).

H.R. 8803, amending the National Trails System Act, so as to reconstitute the Advisory Council, authorize additional funds for land acquisition, and expand the condemnation authority of the Appalachian National Scenic Trail, with an amendment (S. Rept. 95–636). Pages 3239–3240

Measures Passed:

Absaroka-Beartooth Wilderness: Senate took from the Calendar, passed, and sent to the House S. 1671, to designate the Absaroka-Beartooth Wilderness area within Custer and Gallatin National Forests, Montana, after agreeing to committee amendments and Melcher and Hatfield unprinted amendment numbered 1213 changing the date of the map depicting the area from January 1978, to February 1978, and changing the amount of acreage included therein. Pages 3185–3186

Senate Photograph: Senate agreed to S. Res. 397, to permit the U.S. Capitol Historical Society to photograph the Senate in session. Page 3305

Panama Canal Treaties: Senate continued to consider, as in Committee of the Whole, Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.).

On Monday, February 20, the staff of the Select Committee on Intelligence will be available from 9 a.m. to 5 p.m. in Room S-407, Capitol, to provide information to Senators in preparation for a closed session of the Senate on Tuesday, February 21, at 10 a.m. Pages 3186–3237

Senate Authorizations: During the forthcoming recess of the Senate until 10 a.m. on Monday, February 20, 1978, the Secretary of the Senate is authorized to receive and refer messages from the President and House of Representatives; and the Vice President, President pro tempore, and Acting President pro tempore are authorized to sign duly enrolled bills and joint resolutions. Page 3305

Also, Vice President and the President pro tempore were authorized to make appointments to commissions or committees authorized by law, by concurrent action of the two Houses, or by order of the Senate. Page 3305

Bill Held at Desk: H.R. 3813, Redwood National Park, was ordered to be held at the desk. Page 3237

Messages From the House: Page 3237

Amendment Submitted for Printing: Page 3268

Statements on Introduced Bills: Pages 3240–3267

Additional Statements: Pages 3269–3304

Confirmations: Senate confirmed the following nominations:

Frank Gregg, of Massachusetts, to be Director of the Bureau of Land Management;

George S. McIsaac, of the District of Columbia, to be an Assistant Secretary of Energy;

James R. Mills, of California, Harry T. Edwards, of Michigan, and Ronald G. Nathan, of the District of Columbia, each to be a member of the National Railroad Passenger Corporation;

Harold Howe II, of New York, and Frederick H. Schultz, of Florida, each to be a member of the National Council on Educational Research;

Robert B. Lagather, of Virginia, to be Assistant Secretary of Labor for Mine Safety and Health;

Robert C. Benedict, of Pennsylvania, to be Commissioner on Aging;

William P. Adams, of Virginia, to be a member of the Railroad Retirement Board; and

John W. Snyder, of the District of Columbia, to be a member of the Board of Trustees of the Harry S Truman Scholarship Foundation. Page 3308

Nominations: Senate received a list of nominations in the foreign service. Pages 3307–3308

Recess: Senate met at 10 a.m. and, in accordance with H. Con. Res. 473, recessed at 5:30 p.m. Page 3307

Committee Meetings

SCIENCE POLICY

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space held oversight hearings on the implementation of the National Science and Technology Policy Act (Public Law 94–282), receiving testimony from Dr. Frank Press, Director, Office of Science and Technology Policy, Executive Office of the President; and Dr. Richard C. Atkinson, Director, National Science Foundation.

Hearings continue on Tuesday, March 14.

COAL LEASING

Committee on Energy and Natural Resources: Subcommittee on Energy Production and Supply held oversight hearings on the Federal coal leasing program and on the general impact of coal development in the West, receiving testimony from Guy R. Martin, Assistant Secretary of the Interior for Land and Water Resources; T. Lewis Austin, Jr., Texas Utilities, Inc., Dallas; and George P. Rifakas, Commonwealth Edison Co., Chicago.

Hearings were adjourned subject to call.

FOREIGN AFFAIRS/AFRICA

Committee on Foreign Relations: Subcommittee on African Affairs held closed hearings to receive testimony on foreign military activities in Africa from Robert Layton, Chief/Africa Division/Office of Regional and Political Analysis, who was accompanied by several of his associates, all of the Central Intelligence Agency.

Subcommittee recessed subject to call.

DRUG TRAFFICKING

Committee on the Judiciary: Subcommittee to Investigate Juvenile Delinquency held oversight hearings on the Drug Enforcement Administration's efforts to control drug trafficking on U.S. borders with Mexico, receiving testimony from Dr. Peter Bourne, Special Assistant to the President for Health Issues and Director, Office of Drug Abuse Policy, Executive Office of the President; Peter Bensinger, Administrator, and Jacques Kiere, Regional Director, both of the Drug Enforcement Administration; Mathea Falco, Senior Advisor to the Secretary of State and Director for International Narcotic Control Matters, and Richard Arellano, Deputy Assistant Secretary for Inter-American Affairs, both of the Department of State; and David Woods and Jerry Kelly, TRIZO Campaign, Mexico.

Hearings continue on Friday, February 24.

CAPITAL FORMATION

Select Committee on Small Business: Committee resumed hearings to explore problems concerning capital formation of small and medium-sized independent enterprises. Witnesses heard were Alan Greenspan, Townsend-Greenspan & Co., New York City; Daniel Lufkin, Brae Companies, New York City; John C. Whitehead, Goldman, Sachs & Co., Inc., New York City; John P. Imlay, Jr., Atlanta, representing the Association of Data Processing Services Organizations; and Leslie Strager, National CSS, Inc., Norwalk, Conn.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Tuesday, February 14.

Committee Meeting

INTELLIGENCE BUDGET

Select Committee on Intelligence: Continued executive hearings on intelligence and related activities budget for fiscal year 1979.

Hearings continue Tuesday, February 14.

Joint Committee Meeting

PRESIDENT'S ECONOMIC REPORT

Joint Economic Committee: Committee continued hearings on the President's Economic Report to the Congress, receiving testimony from Juanita Kreps, Secretary of Commerce, and Ray Marshall, Secretary of Labor.

Hearings continue on Wednesday, February 22.

Tuesday, February 14, 1978

Senate

Chamber Action

Senate was not in session today. It will next meet at 10 a.m. on Monday, February 20, 1978.

Committee Meetings

No meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 31 public bills, H.R. 10910–10940; 1 private bill, H.R. 10941; and 9 resolutions, H.J. Res. 736–739, H. Con. Res. 477–479, and H. Res. 1022 and 1023 were introduced. Pages 3382–3383

Reports Filed: Reports were filed as follows:

Report entitled "Aircraft Noise and the Concorde" (H. Rept. 95–879); and

Report entitled "Dam Safety" (H. Rept. 95–880, filed on Friday, February 10). Page 3382

Subcommittee To Sit: Subcommittee on Economic Stabilization of the Committee on Banking, Finance and Urban Affairs received permission to sit during proceedings of the House under the 5-minute rule on Tuesday, February 21. Page 3312

Chattahoochee River National Park: By a yea-and-nay vote of 273 yeas to 79 nays with 1 voting "present", Roll No. 59, the House passed H.R. 8336, to enhance the outdoor recreation opportunities for the people of the United States by expanding the National Park System and by providing access to and within areas of the National Park System.

By a yea-and-nay vote of 325 yeas to 7 nays, Roll No. 57, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

Sundry committee amendments;

An amendment that delays the $750,000 increase in the authorized ceiling on the Fort Scott project in Kansas until October 1, 1978; and

An amendment that changes the value of lands exempted from the 4-year land acquisition program from $25 million to $8 million.

Rejected:

An amendment that sought to eliminate condemnation authority (rejected by a division vote of 14 ayes to 28 noes);

An amendment that sought to provide State or local government compensation to landowners adjacent to the recreation area for injury or damage resulting directly or indirectly from users of the area; and

An amendment that sought to permit initial acquisition, planning and management by the National Park Service, but require partial funding and long-term management by State and local government (rejected by a recorded vote of 119 ayes to 230 noes, Roll No. 58).

Pages 3312–3324

Cargo Capacity for Civil Aircraft: By a voice vote, the House passed H.R. 2637, to amend title 10, United State Code, to authorize the Secretary of the Air Force to contract with air carriers to acquire civil aircraft to provide greater cargo capacity for national defense purposes in the event of war or national emergency, and to modify existing passenger aircraft.

Agreed to the committee amendment in the nature of a substitute.

H. Res. 960, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 3326–3329

Defense Office Personnel: By a yea-and-nay vote of 351 yeas to 7 nays, Roll No. 60, the House passed H.R. 5503, to amend titles 10 and 37, United States Code, relating to the appointment, promotion, separation, and retirement of members of the armed forces.

Rejected an amendment from the Committee on Appropriations that sought to retain the current $15,000 separation pay ceiling instead of the proposed $30,000 ceiling.

H. Res. 965, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 3329–3361

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 3381

Adjournment: Adjourned at 4:02 p.m.

Committee Meetings

AGRICULTURAL SITUATION

Committee on Agriculture: Continued hearings on the general agricultural situation with testimony from public witnesses.

Hearings continue tomorrow.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on general budget overview; and general agricultural outlook.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on fiscal year 1979 Defense budget overview.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held hearings on Fine Arts Commission; National Gallery; Woodrow Wilson International Center; and National Capital Planning Commission.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held hearings on Mine Safety and Health Administration; Federal Mine Safety and Health Review Commission; and DOL—Departmental Management.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative held a hearing on House of Representatives budget and Joint items (excluding Joint Committees). Testimony was heard from Clerk of the House Edmund L. Henshaw, Jr., and other House officials.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Trident family housing; and Kings Bay reprogramming.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on South Atlantic Division; and Susquehanna River Basin Commission.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held hearings on the Coast Guard.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government held hearings on General Services Administration; Federal Buildings Fund.

COMMITTEE BUSINESS

Committee on Armed Services: Met for discussions with Professor Moshe Arens, Chairman of the Foreign Affairs and Defense Committees, Israeli Knesset.

PRESIDENT'S BUDGET PROPOSALS

Committee on the Budget: On Monday, February 13, and Tuesday, February 14, Task Force on Human Resources held hearings on the employment aspects of the President's budget proposals. Testimony was heard from Assistant Secretary of Labor Ernest Green and Dr. Robert Taggart, Director of Office of Youth Program, Department of Labor; and public witnesses on February 13; and from Secretary of Labor Marshall on February 14.

USE OF PRODUCTIVITY DATA

Committee on the Budget: Task Force on Tax Expenditures held a hearing on use of productivity data. Testimony was heard from Comptroller General of U.S. Staats; David Cohen, Common Cause; Alice Rivlin, Director, Congressional Budget Office; and Assistant Secretary of the Air Force for Productivity Fitzgerald.

Hearings continue Thursday, February 16.

FULL EMPLOYMENT AND BALANCED GROWTH ACT

Committee on Education and Labor: Met and ordered reported favorably to the House H.R. 50, as amended, Full Employment and Balanced Growth Act.

COMMITTEE FUNDS

Committee on House Administration: Subcommittee on Accounts met and approved for full committee action by unanimous consent resolutions providing funds for the following committees:

H. Res. 1003, Committee on Public Works; and

H. Res. 1012 amended, Committee on Rules.

The Subcommittee deferred action until tomorrow on H. Res. 1010, Judiciary Committee.

INTELLIGENCE BUDGET

Select Committee on Intelligence: Subcommittee on Program and Budget Authorization continued executive hearings on intelligence and intelligence related activities budget for fiscal year 1979.

Hearings continue Friday, February 17.

COAL SLURRY PIPELINE ACT

Committee on Interior and Insular Affairs: Continued markup of H.R. 1609, Coal Slurry Pipeline Act, and will resume on Tuesday, Feb. 21.

PEACE CORPS AUTHORIZATIONS

Committee on International Relations: Subcommittee on International Development held a hearing on supplemental authorization request for Peace Corps for fiscal year 1978; and authorization request for fiscal 1979. Testimony was heard from Sam Brown, Director, ACTION; and Carolyn Payton, Director, Peace Corps.

STATE DEPARTMENT AUTHORIZATION

Committee on International Relations: Subcommittee on International Operations held a hearing on H.R. 10697, to authorize appropriations for the Department of State for fiscal years 1979, 1980. Testimony was heard from State Department officials.

ECONOMIC ASSISTANCE FOR AFRICA

Committee on International Relations: Subcommittee on Africa held a hearing on fiscal year 1979 economic assistance for Africa—The Sahel Development Program. Testimony was heard from Assistant Administrator for Africa Goler T. Butcher, AID.

CANCER CAUSING CHEMICALS IN FOOD

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations held a hearing on cancer causing chemicals in food. Testimony was heard from representatives of General Accounting Office; and Environmental Protection Agency.

Hearings continue Thursday, Feb. 16.

IONIZING RADIATION

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued oversight hearings on low-level ionizing radiation. Testimony was heard from representatives of Department of Energy; Department of Defense; Veterans' Administration and public witnesses.

NRC AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on the Nuclear Regulatory Commission authorization. Testimony was heard from Representative Hughes and public witnesses.

OFFICE OF ENVIRONMENTAL QUALITY AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on authorization for the Office of Environmental Quality. Testimony was heard from representatives of Council on Environmental Quality, and public witnesses.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on the Environment and the Atmosphere held a hearing on authorization for Department of Energy's Office of Environment. Testimony was heard from DOE Undersecretary Dale Myers; Dr. James Liverman, Acting Assistant Secretary for Environment, and Robert Barber, Director, Office of Nuclear Safety Coordination, DOE.

Hearings continue tomorrow.

DOMESTIC VIOLENCE

Committee on Science and Technology: Subcommittee on DISPAC began hearings on research into domestic violence. Testimony was heard from representatives of Department of Health, Education, and Welfare, and public witnesses.

Hearings continue tomorrow.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation R.D. & D. continued hearings on the Department of Energy authorization for fiscal year 1979 with testimony from Members of Congress.

Hearings continue tomorrow.

EDUCATIONAL TAX CREDITS

Committee on Ways and Means: Began hearings on educational tax credits. Testimony was heard from HEW Secretary Califano; Donald Lubick, Department of the Treasury; Representative Frenzel; Senator Roth, and public witnesses.

Hearings continue tomorrow.

Senate

Wednesday, February 15, 1978

Chamber Action

Senate was not in session today. It will next meet at 10 a.m. on Monday, February 20, 1978.

Committee Meeting

STANDARDS BUREAU OVERSIGHT

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space held oversight hearings on the activities of the National Bureau of Standards, receiving testimony from Dr. Ernest Ambler, Director, Dr. John D. Hoffman, Director, Institute for Materials Research, Dr. John W. Lyons, Director, Institute for Applied Technology and M. Zane Thornton, Acting Director, Institute for Computer Sciences and Technology, all of the National Bureau of Standards, Department of Commerce.

Hearings continue on Thursday, April 6.

House of Representatives

Chamber Action

Bills Introduced: 52 public bills, H.R. 10942–10993; and 11 resolutions, H.J. Res. 740, H. Con. Res. 480–483, and H. Res. 1024–1029 were introduced.

Pages 3484–3486

Reports Filed: Reports were filed as follows:

Report entitled "Broadcasting Proceedings of the House" (H. Rept. 95-881); and

H. Res. 1024, to provide for the consideration of H.R. 9757, entitled "Grazing Fee Moratorium of 1977" (H. Rept. 95-882). Page 3484

Consent Calendar: By unanimous consent, agreed to dispense with the call of the Consent Calendar on Monday, February 20. Page 3425

Washington's Farewell Address: The Speaker designated Representative Lloyd of California to read George Washington's Farewell Address on Monday, February 20, immediately upon the adoption of the Journal. Page 3425

Subcommittee To Sit: Subcommittee on Advanced Energy Technologies and Energy Conservation Research, Development and Demonstration of the Committee on Science and Technology received permission to sit today during proceedings of the House under the 5-minute rule. Page 3426

Black Lung Benefits: By a yea-and-nay vote of 264 yeas to 113 nays with 1 voting "present", Roll No. 62, the House agreed to the conference report on H.R. 4544, Black Lung Benefits Reform Act of 1977—clearing the measure for the President. Pages 3426–3433

Bills Re-referred: Committee on Post Office and Civil Service was discharged from the further consideration of H.R. 10052, to amend title 5 of the United States Code to improve agency rule making by expanding the opportunities for public participation, by creating procedures for congressional review of agency rules, and by expanding judicial review. Subsequently, the bill was referred jointly to the Committee on the Judiciary and the Committee on Rules;

H.R. 6365, 6687, 7027, 7465, 7603, 8328, 8859, and 10049, to amend the National Housing Act to provide for the insurance of graduated payment mortgages, were referred jointly to the Committee on Banking, Finance and Urban Affairs and the Committee on Ways and Means; and

Committee on International Relations was discharged from the further consideration of H.R. 1544, to amend the Export-Import Bank Act of 1945. Subsequently, the bill was referred to the Committee on Banking, Finance and Urban Affairs. Pages 3426, 3433

Aquaculture: By a yea-and-nay vote of 234 yeas to 130 nays, Roll No. 63, the House passed H.R. 9370, to provide for the development of aquaculture in the United States.

Agreed to the committee amendment in the nature of a substitute as amended by:

Sundry technical amendments; and

An amendment that reduces the maximum Federal subsidization for insurance for aquaculture facilities from 75 percent to 50 percent.

Rejected an amendment that sought to require repayment of Federal grants if the grantee subsequently profited in commercial operations attributable to the grants (rejected by a division vote of 11 ayes to 29 noes).

H. Res. 998, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 3434–3458

Committee Funds: House agreed to the following resolutions, all authorizing funds for committees:

H. Res. 972, amended, to provide for the expenses of investigations and studies to be conducted by the Committee on Armed Services;

H. Res. 954, amended, to provide funds for the expenses of the investigations and studies to be conducted by the Committee on Agriculture;

H. Res. 975, to provide for the expenses of investigations and studies to be conducted by the Committee on Education and Labor;

H. Res. 971, to provide funds for the Select Committee on Ethics;

H. Res. 984, to provide funds for the Committee on House Administration;

H. Res. 981, amended, to provide for the expenses of investigations and studies to be conducted by the Committee on International Relations;

H. Res. 977, providing funds for the expenses of the Committee on House Administration to provide for the maintenance and improvements of on-going computer services for the House of Representatives, for the investigation of additional computer services for the House of Representatives, and to provide computer support to the committees of the House of Representatives;

H. Res. 1004, amended, to provide for the expenses of investigations and studies to be conducted by the Select Committee on Narcotics Abuse and Control;

H. Res. 963, amended, to provide for the expenses of

investigations and studies to be conducted by the Committee on Ways and Means; and

H. Res. 961, amended, providing funds for the expenses of the Committee on Standards of Official Conduct.

Pages 3458–3466

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of February 22.

Page 3467

Adjournment: Adjourned at 7:28 p.m.

Committee Meetings

AGRICULTURAL SITUATION

Committee on Agriculture: Continued hearings on the general agricultural situation with testimony from public witnesses.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing with testimony from Secretary of Agriculture Bergland.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on fiscal year 1979 Air Force posture statement.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held hearings on American Battle Monuments Commission; cemeterial expenses, Army; and Selective Service System.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held hearings on Navajo-Hopi Relocation Commission; Alaska Land Use Commission; and Indian Claims Commission.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on Community Services Administration.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative held hearings on Government Printing Office; Architect of the Capitol; and Botanic Garden.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction met in executive session for GAO briefing on Kings Bay.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held hearings on South Pacific and North Pacific Divisions.

STATE DEPARTMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce and Judiciary heard testimony from Secretary of State Vance in executive session.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Coast Guard.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government held hearings on Federal Supply Service and National Archives and Records Service.

NUCLEAR MATERIALS

Committee on Armed Services: Subcommittee on Intelligence and Military Application of Nuclear Energy held a hearing on nuclear materials production and Defense nuclear waste management. Testimony was heard from representatives of Department of Energy and Department of Defense.

CURRENT THREAT ASSESSMENT

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials met for briefing on the current threat assessment by RAdm. Donald P. Harvey, USN, Director of Naval Intelligence.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development met for briefing on the fiscal year 1979 DOT budget request for research, development, test and evaluation.

REAL ESTATE PROJECTS

Committee on Armed Services: Subcommittee on Military Installations and Facilities met and approved 33 real estate projects and deferred 1; approved 4 cost variation reports; and acted on other committee business.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Personnel began hearings on the manpower portions of the fiscal year 1979 Defense authorization request. Testimony was heard from Maj. Gen. Francis S. Greenlief, NGUS (Ret.), National Guard Association of the U.S.; Dr. Richard V. L. Cooper, The Rand Corporation; Paul V. Akst, Director of Selective Service for New York City; and Arthur A. Holmes, Director of Selective Service for the State of Michigan.

INVESTMENT TAX CREDIT

Committee on the Budget: Task Forces on State and Local Government and on Tax Expenditures held a joint hearing on impact on cities of President Carter's proposed change in the investment tax credit. Testimony was heard from representatives of Treasury Department; Congressional Budget Office; Urban Institute and Rand Corporation.

WAGE BOARD PAY REFORM

Committee on the Budget: Task Force on National Security held a hearing on wage board pay reform and the problem of armed forces enlisted personnel. Testimony was heard from Kenneth T. Blaylock, AFGE; and C. A. McKinney, Non-Commissioned Officers Association of U.S.

COMMITTEE FUNDS

Committee on House Administration: Subcommittee on Accounts met and approved for full committee action H. Res. 1021 amended, providing for the expenses of investigations and studies to be conducted by the Select Committee on Aging.

NRC AUTHORIZATION

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment continued hearings on the Nuclear Regulatory Commission authorization. Testimony was heard from industry and other public witnesses.

U.S. INTERNATIONAL COMMODITY POLICIES—TIN

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on U.S. international commodity policies—tin. Testimony was heard from public witnesses.

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations met in executive session for continued investigation of Korean-American relations.

U.S. AID FOR EUROPE

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on U.S. aid for Europe: Spain, Portugal and Malta. Testimony was heard from representatives of Department of State; Agency for International Development; and Department of Defense.

HUMAN RIGHTS

Committee on International Relations: Subcommittee on International Organizations held a hearing on review of human rights—Indonesia. Testimony was heard from Department of State and public witnesses.

NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance held a hearing on the National Highway Traffic Safety Administration. Testimony was heard from Joan Claybrook, National Highway Traffic Safety Administration.

ANTI-SMOKING INITIATIVE

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment held an oversight hearing on HEW Secretary Califano's anti-smoking initiative. Testimony was heard from Secretary Califano and public witnesses.

NRC AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on the Nuclear Regulatory Commission authorization. Testimony was heard from Joseph Hendrie, Chairman, and Lee Gossick, executive director for Operations, NRC.

REGULATE LOBBYING

Committee on the Judiciary: Met for markup of H.R. 8494, to regulate lobbying and related activities, and will resume tomorrow.

ENDANGERED SPECIES ACT AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on legislation to extend the present appropriations authorization to carry out the Endangered Species Act of 1973 for an additional three years, through September 30, 1981. Testimony was heard from Departments of Interior and Commerce, and public witnesses.

NACOA AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held a hearing on the National Advisory Committee on Oceans and Atmosphere authorization. Testimony was heard from Bud Walsh, Deputy Administrator Designate, NOAA; Dr. James Curlin, Deputy Assistant Secretary for Policy, Department of Commerce; Dr. Donald L. McKernan, Chairman, and other NACOA officials.

COMMITTEE BUDGET

Committee on Post Office and Civil Service: Met and approved the committee budget for 1978.

PUBLIC BUILDINGS LEASES

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds began consideration of public buildings leases and alterations, and will resume tomorrow.

GRAZING FEE MORATORIUM

Committee on Rules: Granted an open rule providing one hour of general debate on H.R. 9757, Grazing Fee Moratorium of 1977. Testimony was heard from Representatives Roncalio, Marlenee and Marriott.

WICHITA INDIAN TRIBE CLAIMS

Committee on Rules: Granted an open rule providing one hour of general debate and providing that after passage of H.R. 3377, it shall be in order to strike out all after the enacting clause of S. 773 and insert in lieu thereof the text of the bill H.R. 3377 as passed by the House, Authorizing the Wichita Indian Tribe of Oklahoma, and its affiliated bands and groups of Indians, to file with the Indian Claims Commission any of their claims against the United States for lands taken without adequate compensation. Testimony was heard from Representative Roncalio.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere continued hearings on the DOE authorization. Testimony was heard from DOE witnesses.

DOMESTIC VIOLENCE

Committee on Science and Technology: Subcommittee on DISPAC continued hearings on research into domestic violence. Testimony was heard from public witnesses.

Hearings continue tomorrow.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation RD&D continued hearings on the DOE authorization, hearing testimony from officials of Department of Energy.

FAA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather held a hearing on FAA authorization with testimony from officials of Federal Aviation Administration.

Hearings continue tomorrow.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy Research, Development and Demonstration concluded hearings on the DOE authorization.

EDUCATIONAL TAX CREDITS

Committee on Ways and Means: Continued hearings on educational tax credits with testimony from public witnesses.

Hearings continue tomorrow.

Senate

Thursday, February 16, 1978

Chamber Action

Senate was not in session today. It will next meet at 10 a.m. on Monday, February 20, 1978.

Committee Meetings

No meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 7 public bills, H.R. 10994–11000; and 6 resolutions, H.J. Res. 741 and 742, and H. Res. 1030–1033 were introduced. Page 3662

Bills Reported: Reports were filed as follows:

H. Res. 1030, providing for the consideration of H.R. 3377, to authorize the Wichita Indian Tribe of Oklahoma, and its affiliated bands and groups of Indians, to file with the Indian Claims Commission any of their claims against the United States for lands taken without adequate compensation (H. Rept. 95–883);

H.R. 10569, to amend the Alcohol and Drug Abuse Education Act to extend the authorizations and appropriations for carrying out the provisions of such Act, amended (H. Rept. 95–884);

H.R. 10570, to amend the Environmental Education Act to extend the authorization of appropriations for carrying out the provisions of such Act, amended (H. Rept. 95–885); and

H.J. Res. 554, to amend the Constitution to provide for representation of the District of Columbia in the Congress, amended (H. Rept. 95–886). Page 3661

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright as Speaker pro tempore for today. Page 3649

Late Reports: Committee on the Judiciary received permission to file a report by midnight tonight on H.J. Res. 554, to amend the Constitution to provide for representation of the District of Columbia in the Congress;

Committee on Education and Labor received permission to file a report by midnight Friday, February 17, on H.J. Res. 649, to authorize the President to call a White House Conference on the Arts; and

Committee on Public Works and Transportation received permission to file a report by midnight tonight on H.R. 10924, Emergency Highway Transportation Repair Act of 1978. Pages 3649, 3652

Adjournment: Adjourned at 11:24 a.m.

Committee Meetings

AGRICULTURAL SITUATION

Committee on Agriculture: Continued hearings on the general agricultural situation with testimony from public witnesses.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture continued hearings with testimony from Secretary of Agriculture Bergland.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on fiscal year 1979 Navy posture statement.

HUD–INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held hearings on Federal Home Loan Bank Board; and National Institute of Building Sciences.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held hearings on Historic Preservation Council; and Museum Services Institute.

LABOR–HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held hearings on fiscal year 1979 budgets and 1978 supplementals for ACTION and Corporation for Public Broadcasting; and Federal Mediation and Conciliation Service.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative held a hearing on Joint Committees; and Office of Technology Assessment.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on Southwestern Division; and Missouri River Division.

STATE DEPARTMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce and Judiciary held a hearing on administration of foreign affairs.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation continued hearings on the Coast Guard.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on Automated Data and Telecommunications Service; and Preparedness, DPA.

MILITARY POSTURE

Committee on Armed Services: Continued hearings in executive session on military posture. Testimony was heard from William J. Perry, Under Secretary of Defense for Research and Engineering.

USE OF PRODUCTIVITY DATA

Committee on the Budget: Task Force on Tax Expenditures continued hearings on use of productivity data. Testimony was heard from Civil Service Chairman Campbell; James Pierce, NFGE; and Kenneth Blaylock, AFGE.

URBAN POLICY

Committee on the Budget: Task Force on State and Local Government held hearings on budget implications of a national urban policy. Testimony was heard from Governor O'Neill of Massachusetts; and other representatives of State and local government.

D.C. GOVERNMENT ACT AMENDMENTS

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs held a hearing on H.R. 9404, to amend the District of Columbia Self-Government and Governmental Reorganization Act. Testimony was heard from Sterling Tucker, Chairman, D.C. City Council; and Judy Rogers, Legislative Assistant to Mayor Washington.

MIDDLE INCOME STUDENT ASSISTANCE ACT

Committee on Education and Labor: Subcommittee on Postsecondary Education held a hearing on H.R. 10854, Middle Income Student Assistance Act. Testimony was heard from Representative Coughlin; a panel representing National Association of Student Financial Aid Administrators; and a panel representing student interest groups.

Hearings continue Wednesday, February 22.

ARIZONA INDIAN TRIBES

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held hearings on H.R. 6612, to provide for the extension of certain Federal benefits, services, and assistance to the Pascua Yaqui Indians of Arizona; and

H.R. 8397, to provide that a certain tract of land in Pinal County, Arizona, held in trust by the U.S. for the Papago Indian Tribe, be declared a part of the Papago Indian Reservation. Testimony was heard from Forest Gerard, Assistant Secretary for Indian Affairs, Department of Interior, and public witnesses.

Following the hearing, the Subcommittee approved for full committee action without amendment, H.R. 6612 and H.R. 8397 (titles above).

HUMAN RIGHTS—NICARAGUA

Committee on International Relations: Subcommittee on International Organizations held a hearing on review of human rights: Nicaragua. Testimony was heard from Representative McDonald; Sally A. Shelton, Department of State; and Rev. Miguel D'escoto, Maryknoll priest.

HUMAN RIGHTS—PHILIPPINES AND THAILAND

Committee on International Relations: Subcommittee on International Organizations held a hearing on human rights—Philippines and Thailand. Testimony was heard from Robert B. Oakley, Deputy Assistant Secretary of State, Bureau of East Asian and Pacific Affairs; and public witnesses.

U.S. INTERNATIONAL COMMODITY POLICIES

Committee on International Relations: Subcommittee on Economic Policy and Trade continued hearings on U.S. international commodity policies—tin. Testimony was heard from public witnesses.

BOARD FOR INTERNATIONAL BROADCASTING AUTHORIZATION

Committee on International Relations: Subcommittee on International Operations held a hearing on Board for International Broadcasting authorization for fiscal year 1979. Testimony was heard from Representative Rinaldo; and John A. Gronouski, Chairman, Board for International Broadcasting.

SOVIET INTERESTS IN AFRICA

Committee on International Relations: Subcommittees on Africa and on Europe and the Middle East held a joint hearing on Soviet interests and activities in Africa. Testimony was heard from representatives of the Department of State.

CANCER CAUSING CHEMICALS IN FOOD

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on cancer causing chemicals in food. Testimony was heard from Gregory Ahart, GAO.

Hearings continue Friday, February 24.

TRANSPORTATION OF COAL BY SLURRY PIPELINE

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce continued hearings on transportation of coal and other bulk commodities by slurry pipeline. Testimony was heard from public witnesses.

DOE AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on the Department of Energy authorization with testimony from DOE Secretary James R. Schlesinger.

ENERGY IMPACTS OF COAL STRIKE

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on energy impacts of coal strike. Testimony was heard from representatives of Department of Energy and Department of Justice.

REGULATE LOBBYING

Committee on the Judiciary: Continued markup of H.R. 8494, to regulate lobbying and related activities, and will resume on Wednesday, February 22.

NONGAME FISH AND WILDLIFE CONSERVATION ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 10255, Nongame Fish and Wildlife Conservation Act. Testimony was heard from representatives of Department of the Interior; Council on Environmental Quality, and public witnesses.

MILITARY MAIL

Committee on Post Office and Civil Service: Subcommittee on Personnel and Modernization held an oversight hearing on military mail. Testimony was heard from Paul J. Hyman, Department of Defense; and C. Leil Benson, U.S. Postal Service.

WHITE HOUSE PERSONNEL AUTHORIZATION

Committee on Post Office and Civil Service: Subcommittee on Employee Ethics and Utilization met and approved for full committee action H.R. 10657 amended, to clarify the authority for employment of personnel in the White House Office and the Executive Residence at the White House, and to clarify the authority for employment of personnel by the President to meet unanticipated needs.

EMERGENCY HIGHWAY AND TRANSPORTATION REPAIR ACT

Committee on Public Works and Transportation: Subcommittee on Surface Transportation met and approved for full committee action H.R. 10979, amended, Emergency Highway and Transportation Repair Act of 1978.

EMERGENCY HIGHWAY AND TRANSPORTATION REPAIR ACT

Committee on Public Works and Transportation: Met and ordered reported favorably to the House H.R. 10979 as amended (title above).

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere continued hearings on the DOE authorization. Testimony was heard from representatives of Department of Energy; Environmental Protection Agency; and public witnesses.

DOMESTIC VIOLENCE

Committee on Science and Technology: Subcommittee on DISPAC continued hearings on research into domestic violence with testimony from public witnesses.

FAA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather continued hearings on the FAA authorization for fiscal year 1979.

EDUCATIONAL TAX CREDITS

Committee on Ways and Means: Continued hearings on educational tax credits. Testimony was heard from Representative Quie and public witnesses.

INDIVIDUAL RETIREMENT ACCOUNTS

Committee on Ways and Means: Subcommittee on Oversight held a hearing on individual retirement accounts and IRS planned termination survey. Testimony was heard from IRS; Treasury and public witnesses.

HOSPITAL COST CONTAINMENT ACT

Committee on Ways and Means: Subcommittee on Health met in executive session for discussion of H.R. 6575, Hospital Cost Containment Act, and will resume tomorrow.

Monday, February 20, 1978

Senate

Chamber Action

Routine Proceedings, pages 3761–2837

Bills Introduced: Two bills and one resolution were introduced, as follows: S. 2544–2545; and S. Res. 399.

Pages 3819, 3835–3836

George Washington's Farewell Address: George Washington's Farewell Address was read to the Senate by Senator Huddleston. Pages 3761–3765

Resolution Agreed to:

Albert Boutwell: Senate agreed to S. Res. 399, expressing condolences of the Senate to the family of the late Albert Boutwell, former Mayor of Birmingham, Lieutenant Governor of Alabama, and 3-term member of the Alabama State Senate, and paying tribute to him.

Pages 3835–3836

Panama Canal Treaties: Senate continued to consider, as in Committee of the Whole, Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.).

When Senate resumes consideration of this matter at 10 a.m. tomorrow, it will be in closed door session.

Pages 3466, 3772–3818

Messages From the House: Pages 3818–3819

Amendments Submitted for Printing: Pages 3820–3821

Statements on Introduced Bills: Pages 3819–3820

Additional Statements: Pages 3821–3825

Nominations: Senate received nominations as follows:

On February 13:

Gloria Cusumano Jimenez, of North Carolina, to be Federal Insurance Administrator, Department of Housing and Urban Development;

Leslie L. Kanuk, of New Jersey, to be a Federal Maritime Commissioner;

James M. Friedman, of Ohio; and Richard R. Swann, of Florida, to be members of the Board of Directors of the Overseas Private Investment Corporation;

Two Coast Guard in the rank of Admiral; and routine nominations in the Army and Air Force.

Pages 3837–3840

On February 15:

Ellen B. Burns, to be U.S. district judge for the district of Connecticut; and

Two Air Force in the rank of General. Page 3840

On February 17:

Roger Kirk, of the District of Columbia, to be the Deputy Representative of the U.S. to the International Atomic Energy Agency, with the rank of Ambassador;

Evelyn T. Davidson, of Colorado, to be Superintendent of the Mint of the U.S. at Denver;

Robert W. Sweet, to be U.S. district judge for the southern district of New York; and

James V. Serio, Jr., to be U.S. marshal for the eastern district of Louisiana. Page 3840

Recess: Senate met at 10 a.m. and recessed at 6:15 p.m. Page 3837

Committee Meetings

APPROPRIATIONS—HEW

Committee on Appropriations: Subcommittee on Labor-HEW resumed hearings on proposed budget estimates for fiscal year 1979 for the Center for Disease Control, receiving testimony from its Director, Dr. William H. Foege, and its Executive Officer, James D. Bloom; and Edward J. Baier, Deputy Director, National Institute for Occupational Safety and Health, all of the Department of Health, Education, and Welfare.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for public works projects, receiving testimony in behalf of funds for their respective activities from Brig. Gen. James Donovan, Division Engineer, Southwestern Division; and Brig. Gen. William E. Read, Division Engineer, Missouri River Division, both of the Army Corps of Engineers.

Subcommittee will meet again tomorrow to hear representatives of the South Atlantic and Pacific Ocean Divisions.

ACTION/CHILD DEVELOPMENT

Committee on Human Resources: Subcommittee on Child and Human Development resumed hearings on the proposed extension of the Domestic Volunteer Service Act, receiving testimony from Samuel W. Brown, Jr., Director, Mary King, Deputy Director, Helen Kelley, Deputy Associate Director for the Older American Volunteer Programs, Marjorie Tabankin, Deputy Associate Director, VISTA, and John Lewis, Associate Director for Domestic and Antipoverty Operations, all of ACTION.

Also, Subcommittee resumed hearings to review the current programs on child care and child development, and to explore the possible need for additional legislation, receiving testimony from Arabella Martinez, Assistant Secretary for Human Development Services, accompanied by Dr. Blandina Cardenas, Commissioner, Administration for Children, Youth, and Families, both of the Department of Health, Education, and Welfare; Marian Wright Edelman, Children's Defense Fund, Washington, D.C.; Dorothy Lasday, National Council of Jewish Women, Washington, D.C.; Dr. Susan Aronson, American Academy of Pediatrics, Philadelphia; Dr. Kinsey Green, American Home Economics Association, Washington, D.C.; Evan G. Nelson, Federal Employees' Cooperative Learning Center for Preschoolers, Arlington, Virginia; Rebecca Andrade, Emergency Committee to Save Child Care, Newark, New Jersey; Yolanda Aguilar de Neeley, Camden County Office for Children, Camden, New Jersey; Grace Friedman, Puerto Rican Congress, Trenton, New Jersey; Robert Moon, Neighborhood House, Inc., Seattle, Washington; Linda Eichengreen, Urban League of the Pikes Peak Region, Colorado Springs, Colorado; Barbara Sabol, Kansas State Department of Social and Rehabilitation Services, Topeka; and Frances Walker, California State Department of Education, Sacramento.

Subcommittee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 5 public bills, H.R. 11001–11005; and 3 resolutions, H.J. Res. 743–745, were introduced. Page 3681

Bills Reported: Reports were filed as follows:

H.J. Res. 649, to authorize the President to call a White House Conference on the Arts (H. Rept. 95-887, filed on Friday, February 17);

H.R. 10606, to authorize funds for the Hubert H. Humphrey Institute of Public Affairs (H. Rept. 95-888); and

H.R. 10979, to provide emergency assistance for the repair of certain weather related damage to highways and urban mass transportation systems due to the winter of 1977–1978 (H. Rept. 95-889). Page 3681

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Foley as Speaker pro tempore for today. Page 3676

Washington's Farewell Address: Pursuant to a special order agreed to on February 15, George Washington's Farewell Address was read to the House by Representative Lloyd of California. Pages 3681–3697

Lobbyists: The compilation by the Clerk of the House and the Secretary of the Senate of all new registrations and reports for the fourth calendar quarter of 1977, and reports for the third calendar quarter of 1977 received too late to be previously published, that were filed by persons engaged in lobbying activities appears in this issue of the Congressional Record.

Pages 3683–3760

Adjournment: Adjourned at 12:40 p.m.

Committee Meetings

LIQUEFIED NATURAL GAS

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on liquefied natural gas. Testimony was heard from Alvin L. Alm, Assistant Secretary for Policy and Evaluation, DOE; and Charles B. Curtis, Chairman, Federal Energy Regulatory Commission.

MEETINGS HELD FRIDAY, FEBRUARY 17

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on National Labor Relations Board; and National Mediation Board.

NAVY WEAPONS PROCUREMENT

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials held a hearing on Weapons Procurement, Navy; and Other Procurement, Navy. Testimony was heard from representatives of Department of the Navy.

INTELLIGENCE BUDGET

Select Committee on Intelligence: Subcommittee on Program and Budget Authorization met in executive session for continued hearings on intelligence and intelligence related activities budget for fiscal year 1979.

LOWELL NATIONAL CULTURAL PARK

Committee on Interior and Insular Affairs: Subcommittee on National Park and Insular Affairs held a hearing on H.R. 6230, to provide for the establishment of the Lowell National Cultural Park in the Commonwealth of Massachusetts.

DOE AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on the DOE authorization. Testimony was heard from DOE Secretary Schlesinger.

COMPREHENSIVE DRUG ABUSE AND PREVENTION AND CONTROL ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 9796, to amend the Comprehensive Drug Abuse and Prevention and Control Act of 1970. Testimony was heard from Dr. Peter Bourne, Special Assistant to the President for Health Issues; and a public witness.

FEDERAL ROLE IN MARITIME EDUCATION

Committee on Merchant Marine and Fisheries: Ad Hoc Select Subcommittee on Maritime Education and Training held a hearing on the Federal role in maritime education and training. Testimony was heard from representatives of the Coast Guard, Navy, and the Department of Commerce.

EPA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere met for markup of the EPA authorization for fiscal year 1979.

EDUCATIONAL TAX CREDITS

Committee on Ways and Means: Continued hearings on educational tax credits with testimony from public witnesses.

Tuesday, February 21, 1978

Senate

Chamber Action

Routine Proceedings, pages 3913–3967

Bills Introduced: Eight bills and one resolution were introduced, as follows: S. 2546–2553; and S. Con. Res. 66. Pages 3917, 3934

Bills Reported: Reports were made as follows:

S. 2516, to clarify that aircraft registered by "citizens of the United States" are not required to be based primarily in the U.S. in order to be eligible for U.S. registry (S. Rept. 95-637).

H.R. 9851, to improve air cargo service by permitting supplemental air carriers to obtain, as of April 1, 1978, certificates to provide scheduled all-cargo service, with amendments (S. Rept. 95-638).

Special Report of Committee on Governmental Affairs on blind trusts, submitted pursuant to Section 311 of S. Res. 110, together with minority views (S. Rept. 95-639).

S. Res. 398, requesting an additional $5,526,700 for expenses of Committee on the Judiciary for this session of the Congress, with amendments (S. Rept. 95-640—referred to Committee on Rules and Administration). Page 3917

Panama Canal Treaties: In a closed door session, Senate continued to consider, as in Committee of the Whole, Executive Calendar No. 1, Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.).

Senate will resume consideration of this matter at 10 a.m. tomorrow, also in closed door session. Page 3967

Understanding to the pending Panama Canal Treaty submitted. Page 3936

Statements on Introduced Bills: Pages 3917–3934

Additional Statements: Pages 3936–3967

Recess: Senate met at 9 a.m. and recessed in closed door session at 7:50 p.m. Page 4011

Committee Meetings

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of the Interior and related agencies, receiving testimony in behalf of funds for their respective activities from Guy R. Martin, Assistant Secretary, and Daniel Beard, Deputy Assistant Secretary, both of the Office for Land and Water Resources, and Gary Cobb, Director, Office of Water Research and Technology, all of the Department of the Interior; and Reverend Paul Urbano, Chairman, and Hawley Atkinson, Commissioner, both of the Navajo and Hopi Indian Relocation Commission.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—HEW

Committee on Appropriations: Labor-HEW Subcommittee held hearings on proposed budget estimates for fiscal year 1979 for the Health Services Administration, receiving testimony from its Administrator, Dr. George Lythcott, who was accompanied by several associates of the Department of Health, Education, and Welfare.

Subcommittee will meet again tomorrow to hear officials of the National Institutes of Health.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for public works projects, receiving testimony in behalf of funds for their respective activities from Brig. Gen. Kenneth McIntyre, South Atlantic Division, Brig. Gen. Maurice Roush, Pacific Ocean Division, and Col. William Vandenberg, South Pacific Division, all of the Army Corps of Engineers.

Subcommittee will meet again tomorrow.

MILITARY PROCUREMENT AUTHORIZATIONS

Committee on Armed Services: Committee resumed closed hearings on proposed fiscal year 1979 authorizations for military procurement, receiving testimony from William J. Perry, Under Secretary of Defense for Research and Engineering; General David C. Jones, Chief of Staff, Air Force; and Vice Admiral Charles H. Griffiths, Deputy Chief of Naval Operations (Submarine Warfare).

Committee will meet again on Thursday, February 23.

NASA AUTHORIZATIONS

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space began hearings on S. 2527, authorizing funds for fiscal year 1979 for the National Aeronautics and Space Administration, receiving testimony from Dr. Robert A. Frosch, Administrator, Raymond A. Kline, Associate Administrator for Management Operations, and William E. Lilly, Comptroller, all of NASA.

Hearings continue tomorrow.

DOE AUTHORIZATION

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development held hearings on proposed fiscal year 1979 authorizations for the Department of Energy, receiving testimony today on fossil fuel programs from Dr. Eric H. Willis, Acting Deputy Assistant Secretary for Energy Technology, and George Fumich, Jr., Acting Program Director for Fossil Energy, who were accompanied by several associates of the Department of Energy.

Subcommittee will meet again on Tuesday, February 28.

NOMINATION

Committee on the Judiciary: Committee began hearings on the nomination of Benjamin R. Civiletti, of Maryland, to be Deputy Attorney General, receiving testimony from Attorney General Griffin Bell. The nominee, who was introduced to the committee by Senators Mathias and Sarbanes, testified and answered questions on his own behalf.

Hearings were recessed subject to call.

COMMITTEE FUNDS

Committee on the Judiciary: Committee approved with amendments S. Res. 398, requesting an additional $5,526,700 for the committee for inquiries and investigations for this session of the Congress.

House of Representatives

Chamber Action

Bills Introduced: 42 public bills, H.R. 11006–11047; 2 private bills, H.R. 11048 and 11049; and 4 resolutions, H.J. Res. 484 and 485, and H. Res. 1034 and 1035 were introduced. Pages 3911–3913

Reports Filed: Reports were filed as follows:

H. Con. Res. 464, approving an amendment to the District of Columbia charter relating to initiative and referendum (H. Rept. 95-890); and

H. Con. Res. 471, approving an amendment to the District of Columbia charter relating to recall of elected officials (H. Rept. 95-891). Page 3911

Members Sworn: Representative Garcia of the 21st district of New York and Representative Green of the 18th district of New York presented themselves in the Well of the House and the Speaker administered the Oath of Office. Page 3853

Private Calendar: On the call of the Private Calendar, the House passed over without prejudice H.R. 1798 and 3084. Page 3853

Suspensions: House voted to suspend the rules and pass the following:

Aircraft registration: H.R. 10368, to amend the Federal Aviation Act of 1958 relating to eligibility for registration of aircraft; Page 3855

Highway repair: H.R. 10979, amended, to provide emergency assistance for the repair of certain weather related damages to highways and urban mass transportation systems due to the winter of 1977–1978 (passed by a yea-and-nay vote of 274 yeas to 137 nays, Roll No. 65); Pages 3856–3863, 3877–3878

Arts and Humanities: H.J. Res. 649, amended, to authorize the President to call a White House Conference on the Arts (passed by a yea-and-nay vote of 341 yeas to 65 nays with 1 voting "present", Roll No. 66); Pages 3863–3869, 3878–3879

Alcohol and drug abuse education: H.R. 10569, amended, to amend the Alcohol and Drug Abuse Education Act to extend the authorizations and appropriations for carrying out the provisions of such Act (passed by a yea-and-nay vote of 409 yeas, Roll No. 67); Pages 3869–3872, 3879

Environmental education: H.R. 10570, amended, to amend the Environmental Education Act to extend the authorizations of appropriations for carrying out the provisions of such Act; and Pages 3872–3874

Hubert H. Humphrey Institute: H.R. 10606, to authorize funds for the Hubert H. Humphrey Institute of Public Affairs (passed by a yea-and-nay vote of 356 yeas to 53 nays, Roll No. 68). Pages 3874–3877, 3879–3880

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 3910

Adjournment: Adjourned at 3:37 p.m.

Committee Meetings

NATIONAL AGRICULTURAL LAND POLICY ACT

Committee on Agriculture: Subcommittee on Family Farms, Rural Development and Special Studies began but did not complete markup of H.R. 5882, National Agricultural Land Policy Act.

COMMODITY EXCHANGE ACT EXTENSION

Committee on Agriculture: Subcommittee on Conservation and Credit held a hearing on H.R. 10285, to extend the Commodity Exchange Act for four years. Testimony was heard from Commissioners of Commodity Futures Trading Commission, and public witnesses.

CONSOLIDATED FARM AND RURAL DEVELOPMENT ACT

Committee on Agriculture: Subcommittee on Conservation and Credit began markup of H.R. 8315, to amend the Consolidated Farm and Rural Development Act.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Federal Grain Inspection Service.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on fiscal year 1979 Defense manpower overview.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on migration and refugee assistance.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior heard testimony from Secretary of Interior Andrus.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW heard testimony from HEW Secretary Califano.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative held a hearing on the Library of Congress.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held hearings on Pacific Ocean Division; and Emergency supplemental for Southwestern Power Administration.

STATE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, Judiciary and Related Agencies held hearings on international organizations and conferences; and international commissions.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government held hearings on intergovernmental relations; and Advisory Commission on Federal Pay.

UNION MEMBERSHIP IN ARMED FORCES

Committee on Armed Services: Met and ordered reported favorably to the House S. 274 amended, to prohibit union organization and membership in the armed forces.

DOD AUTHORIZATION

Committee on Armed Services: Continued hearings on the Army procurement portion of H.R. 10929, DOD authorization for fiscal year 1979.

NEW YORK CITY FINANCIAL DIFFICULTIES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on New York City's fiscal and financial situation. Testimony was heard from public witnesses.

Hearings continue tomorrow.

STRATEGIES FOR FULL EMPLOYMENT

Committee on the Budget: Task Force on Distributive Impacts held a hearing on strategies for full employment. Testimony was heard from William Nordhaus, Member, President's Council of Economic Advisers; and Dr. Alice Rivlin, Director, Congressional Budget Office.

DEFENSE BUDGET

Committee on the Budget: Task Force on National Security began hearings on the fiscal year 1979 Defense budget. Testimony was heard from Secretary of the Navy Clayton.

Hearings continue tomorrow.

HOSPITAL HOUSE STAFF

Committee on Education and Labor: Subcommittee on Labor-Management Relations met and approved for full committee action H.R. 2222 amended, to amend the National Labor Relations Act to clarify the scope of its coverage.

COMMITTEE FUNDS

Committee on House Administration: Subcommittee on Accounts met and approved for full committee action resolutions providing funds for the following committees:

H. Res. 976, amended, Committee on Banking, Finance and Urban Affairs;

H. Res. 979 amended, Committee on Interior and Insular Affairs;

H. Res. 1001 amended, Committee on Government Operations; and

H. Res. 1010 amended, Committee on the Judiciary.

COAL SLURRY PIPELINE ACT

Committee on Interior and Insular Affairs: Continued markup of H.R. 1609, Coal Slurry Pipeline Act, and will resume tomorrow.

FOREIGN ECONOMIC AND SECURITY ASSISTANCE

Committee on International Relations: Held a hearing on fiscal year 1979 foreign economic and security assistance legislation. Testimony was heard from Secretary of State Vance.

Hearings continue tomorrow.

U.S. INTERNATIONAL COMMODITY POLICIES

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on U.S. international commodity policies—tin. Testimony was heard from Assistant Secretary of State for Economic Affairs Katz; Assistant Secretary of Treasury for International Affairs Bernsten; and public witnesses.

INTERNATIONAL COMMUNICATION AGENCY AUTHORIZATION

Committee on International Relations: Subcommittee on International Operations held a hearing on fiscal year 1979 authorization for the International Communication Agency. Testimony was heard from John E. Reinhardt, Director-Designate, International Communication Agency; and public witnesses.

HOME INSULATION

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations held a hearing on home insulation. Testimony was heard from A. O. Daniels, Director, Division of Power Utilization, TVA; Michael Pertschuk, Chairman, Federal Communications Commission; and public witnesses.

Hearings continue tomorrow.

HEALTH SERVICES AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment began hearings on H.R. 10553 and related bills, Health Services Amendments of 1978. Testimony was heard from Representative Beilenson; Julius Richmond, Assistant Secretary for Health, HEW; and public witnesses.

Hearings continue tomorrow.

LIQUEFIED NATURAL GAS

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on liquefied natural gas. Testimony was heard from representatives of Office of Technology Assessment; General Accounting Office; and Departments of Commerce, State, Treasury, DOE; Transportation and United States Coast Guard.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice held a hearing on H.R. 2311 and 6869, to revise and recodify Federal criminal laws. Testimony was heard from Roman L. Hruska, National Commission on Reform of Federal Criminal Laws; and Deputy Assistant Attorney General Ronald L. Gainer.

CONSERVATION PROGRAMS ON MILITARY RESERVATIONS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held hearings on H.R. 10882 and 10204, to authorize appropriations to carry out conservation programs on military reservations and public lands during fiscal years 1979, 1980 and 1981. Testimony was heard from representatives of Departments of Interior, Defense, Agriculture, Energy, and conservation organizations.

DOMESTIC FERTILITY BEHAVIOR

Select Committee on Population: Held a hearing on domestic fertility behavior and heard testimony from an academic panel.

PHYSICIANS' PAY COMPARABILITY

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits continued hearings on H.R. 4620, providing pay comparability for certain physicians in the Federal service. Testimony was heard from Civil Service Commission Chairman Campbell.

NSF AUTHORIZATION

Committee on Science and Technology: Subcommittee on Science, Research and Technology met and approved for full committee action a clean bill in lieu of H.R. 10686, National Science Foundation authorization for fiscal year 1979.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation R.D. & D. continued hearings on DOE authorization with testimony from public witnesses.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy Research, Development and Demonstration met for markup of the DOE authorization, and will resume tomorrow.

VA HOUSING

Committee on Veterans' Affairs: Subcommittee on Housing held hearings on H.R. 10269, specially adapted housing; and H.R. 10356, Vietnam era eligibility for housing benefits. Testimony was heard from representatives of veterans' organizations.

Hearings continue Tuesday, February 28.

EDUCATIONAL TAX CREDITS

Committee on Ways and Means: Continued hearings on educational tax credits. Testimony was heard from Senators Moynihan and Packwood, and Representatives Mikva, Delaney, McEwen, Railsback, Whalen, Coughlin, Frey, Ambro, Jeffords, Kindness, Lujan, Corcoran, and Quayle.

SOCIAL SECURITY CLAIMS

Committee on Ways and Means: Subcommittee on Public Assistance met and approved for full committee action H.R. 10511 amended, to authorize an appropriation to reimburse certain expenditures for social services provided by the States prior to October 1, 1975, under titles I, IV, VI, X, XIV, and XVI of the Social Security Act; and acted on other committee business.

DISABILITY INSURANCE PROGRAM

Committee on Ways and Means: Subcommittee on Social Security held a hearing on disability insurance program. Testimony was heard from Gregory Ahart, Director, Human Resources Division, GAO.

TRADE ADJUSTMENT ASSISTANCE PROGRAMS

Committee on Ways and Means: Subcommittee on Trade met for markup of H.R. 8442, to improve the operation of the adjustment assistance programs for workers, firms, and communities under the Trade Act of 1974.

A 19/OC 14 J 30 4 7

Wednesday, February 22, 1978

Senate

Chamber Action

Routine Proceedings, pages 4103–4220

Bills Introduced: Twelve bills and one resolution were introduced, as follows: S. 2554–2565; and S. Res. 400.

Pages 4157, 4177

Bills Passed:

Appalachian Trail: Senate passed with committee amendment and returned to the House H.R. 8803, authorizing the Secretary of the Interior to acquire additional lands in order to protect the Appalachian Trail.

Pages 4215–4219

Federal Trade Commission: Senate agreed to the conference report on H.R. 3816, authorizing funds for the Federal Trade Commission for fiscal year 1978, thus clearing the measure for action of the House.

Page 4144

Panama Canal Treaties: Senate resumed, in closed door session, its consideration of Executive Calendar No. 1, Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.), during which session, by 87 yeas to 1 nay, it agreed to motion to instruct the Sergeant at Arms to compel the attendance of absent Senators.

In open session, by 67 yeas to 30 nays, Senate tabled Allen motion to proceed to consider Executive Calendar No. 2, the Panama Canal Treaty (Exec. N, 95th Cong., 1st sess.).

Pages 4103–4153

Presidential Message: Senate received a message from the President transmitting his proposal to extend an improved Comprehensive Employment and Training Act through 1982—referred to Committee on Human Resources (PM-147).

Pages 4153–4154

Vice Presidential Appointments: Vice President made appointments as follows:

Janet Anderson to the Board of Trustees of the American Folklife Center, Library of Congress;

Senator Bentsen, as Chairman, and Senator Durkin, to attend the Mexico-United States Interparliamentary Conference, to be held in San Francisco, May, 1978;

Senators Riegle and Hatch to attend the United States-Mexico Commission on Drug Abuse; and

Senators Riegle, Roth, and Bellmon as Congressional Advisers to the SALT Talks in Geneva, Switzerland, during 1978.

Page 4219

Bills Referred: Sundry House-passed bills were referred to Senate committees.

Pages 4154–4155

Bill Held at Desk: H.R. 10368, dealing with registration of aircraft, was received and ordered held at desk.

Page 4155

Message From the House: Page 4154

Amendments Submitted for Printing: Pages 4177–4185

Understandings to the Panama Canal Treaty Submitted for Printing: Page 4185

Executive Communications: Pages 4155–4157

Statements on Introduced Bills: Pages 4158–4176

Additional Statements: Pages 4186–4216

Nominations: Senate received the following nominations:

Manuel A. Sanchez, Jr., to be Superintendent of the U.S. Assay Office at New York;

P. R. Smith, of Georgia, to be an Assistant Secretary of Agriculture; and

Three Navy in the rank of Admiral, three Marine Corps in the rank of General, and one Coast Guard in the rank of Admiral.

Page 4220

Record Votes: Two record votes were taken today.

Page 4140

Recess: Senate met at 10 a.m. and recessed at 6:32 p.m.

Page 4219

Committee Meetings

GAO REPORT

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation held hearings to receive a report from Comptroller General Elmer B. Staats, on agency's investigation of the performance of the Commodity Futures Trading Commission.

Hearings were recessed subject to call.

NUTRITION PROGRAMS

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Nutrition held hearings to examine the implementation of the Department of Agriculture's nutrition research authority as contained in the 1977 Food and Agriculture Act, receiving testimony from M. Rupert Cutler, Assistant Secretary of Agriculture for Conservation, Research, and Education; Dr. John Meyer, Tufts University, Medford, Massachusetts; and Dr. Buford Nichols, Baylor University, Waco, Texas.

Hearings were recessed subject to call.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the defense establishment, receiving testimony from Secretary of the Navy W. Graham Claytor, Jr., who was accompanied by Admiral James L. Holloway III, Chief of Naval Operations, and General Louis H. Wilson, Jr., Commandant of the Marine Corps.

Subcommittee will meet again on Friday, February 24.

APPROPRIATIONS—FOREIGN OPERATIONS

Committee on Appropriations: Subcommittee began hearings on proposed budget estimates for fiscal year 1979 for foreign aid programs, receiving testimony in behalf of funds for the foreign assistance programs and the general operations of the American University in Cairo from J. Kenneth Fasick, Director, International Division, General Accounting Office; in behalf of funds for the American Schools and Hospitals Abroad Program from Allan R. Furman, Acting Assistant Administrator, Bureau for Private and Development Cooperation, Agency for International Development; and in behalf of funds for the American University in Cairo from Herbert L. Beckington, Auditor General, AID.

Subcommittee will meet again on Monday, February 28.

APPROPRIATIONS—HEW

Committee on Appropriations: Labor-HEW Subcommittee held hearings on proposed budget estimates for fiscal year 1979 for the National Institutes of Health, receiving testimony from its Director, Dr. Donald S. Frederickson.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the Department of the Interior, receiving testimony from Leo M. Krulitz, Solicitor, and Larry E. Meierotto, Deputy Assistant Secretary, Policy, Budget and Administration, both of the Department of the Interior.

Subcommittee will meet again on Tuesday, February 28.

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee on Military Construction began hearings on proposed budget estimates for fiscal year 1979 for military construction programs, receiving testimony from Perry J. Fliakas, Deputy Assistant Secretary of Defense (Installations and Housing).

Hearings continue tomorrow.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for public works projects, receiving testimony from Major General Charles I. McGinnis, Director of Civil Works, and Major General Wesley E. Peel, Division Engineer, North Pacific Division, both of the Army Corps of Engineers.

Subcommittee will meet again on Monday, February 27.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee discussed the staff inquiry in connection with the nomination of G. William Miller, of California, to be a member of the Board of Governors of the Federal Reserve System, following which it announced that it will hold additional hearings on this nomination on Monday and Tuesday, February 27 and 28.

CONGRESSIONAL BUDGET RESOLUTION

Committee on the Budget: Committee resumed hearings in preparation for reporting the first concurrent resolution on the fiscal year 1979 congressional budget, receiving testimony today on the question of controlling inflation. Witnesses heard were Dr. Barry Bosworth, Director, Council on Wage and Price Stability; Dr. Arthur Okun, Brookings Institution, Washington, D.C.; and Dr. Albert T. Sommers, The Conference Board, New York City.

Hearings continue on Tuesday, February 28.

NASA AUTHORIZATIONS

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space continued hearings on S. 2527, authorizing funds for fiscal year 1979 for the National Aeronautics and Space Administration, receiving testimony from John F. Yardley, Associate Administrator for Space Transportation Systems, and Herbert E. Grier, Chairman, Aerospace Safety Advisory Panel, both of NASA.

Hearings continue on Tuesday, February 28.

DICKINSON UNIT

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Resources held hearings on S. 817, authorizing the Secretary of the Interior to defer repayment of certain municipal and industrial costs of the Dickinson Unit (water supply), North Dakota, receiving testimony from Senator Young; Clifford I. Barrett, Assistant Commissioner, Bureau of Reclamation, Department of the Interior; and Mayor Henry Schank, City of Dickinson, North Dakota.

Hearings were adjourned subject to call.

ARMY ENGINEERS' BUDGET

Committee on Environment and Public Works: Committee held hearings to review proposed fiscal year 1979 authorizations for the Army Corps of Engineers with a view to making recommendations thereon to the

A19/OC14 7

Budget Committee, receiving testimony from Major General Charles I. McGinnis, Director of Civil Works, Army Corps of Engineers.

Hearings were adjourned subject to call.

BUDGET RECOMMENDATIONS

Committee on Finance: Committee met to review those items in the President's budget for fiscal year 1979 which fall within its legislative jurisdiction with a view to making recommendations thereon to the Budget Committee, but did not complete action and will meet again tomorrow.

OPEC ROYALTIES AND TAX REVENUES

Committee on Foreign Affairs: Subcommittee on Foreign Economic Policy held hearings to seek to determine whether royalties paid to oil producing companies are a legitimate credit against taxes, receiving testimony from Jerome Kurtz, Commissioner, Internal Revenue Service, Department of the Treasury; Jay W. Glassmann, ARAMCO, Washington, D.C.; and Dr. Paul Davidson, Rutgers University, New Brunswick, New Jersey.

Hearings were recessed subject to call.

ANTITERRORISM

Committee on Governmental Affairs: Committee resumed hearings on S. 2236, to strengthen federal programs and policies for combating international and domestic terrorism, receiving testimony from Representative Scheuer; David E. McGiffert, Assistant Secretary of Defense for International Security Affairs; and Mary C. Lawton, Deputy Assistant Attorney General, Office of Legal Counsel, Department of Justice.

Hearings were adjourned subject to call.

COLLEGE GRANTS PROGRAM

Committee on Human Resources: Subcommittee on Education, Arts, and the Humanities approved for full committee consideration, with an amendment, S. 2539, to improve the college opportunity grants program.

COMMITTEE BUDGET REQUESTS

Committee on Rules and Administration: Committee met to receive testimony from Senators, as indicated, in support of resolutions requesting funds for expenses of their respective committees, as follows:

Agriculture, Nutrition, and Forestry (S. Res. 384—$766,000), Senator Talmadge;

Commerce, Science, and Transportation (S. Res. 374—$2,677,800), Senators Cannon and Pearson;

Governmental Affairs (S. Res. 370—$4,466,231), Senators Ribicoff and Percy;

Indian Affairs (S. Res. 368—$575,410), Senators Abourezk and Bartlett;

Intelligence (S. Res. 383—$1,925,000), Senators Bayh and Goldwater;

Small Business (S. Res. 378—$285,500), Senators Nelson and Weicker;

Armed Services (S. Res. 385—$817,000), Senators Stennis and Tower;

Foreign Relations (S. Res. 377—$1,231,000), Senators Sparkman and Case; and

Judiciary (S. Res. 398—$5,526,700), Senator Thurmond.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 47 public bills, H.R. 11050–11096; 3 private bills, H.R. 11097–11099; and 9 resolutions, H.J. Res. 746 and 747, and H. Res. 1036–1042 were introduced. Pages 4101–4103

Bills Reported: Reports were filed as follows:

Conference report on H.R. 3816, Federal Trade Commission Amendments of 1978 (H. Rept. 95–892);

H.R. 9622, to abolish diversity of citizenship as a basis of jurisdiction of Federal district courts, and to abolish the amount in controversy requirement in Federal question cases, amended (H. Rept. 95–893);

S. 274, to amend chapter 49 of title 10, United States Code, to prohibit union organization and membership in the armed forces, amended (H. Rept. 95–894); and

H.R. 50, Full Employment and Balanced Growth Act, amended (H. Rept. 95–895). Page 4101

Official House Pictures: Agreed to H. Res. 1036, permitting the United States Capitol Historical Society to take official pictures of the House while in session. Subsequently, the Speaker announced that the official picture of the House would be taken after the approval of the Journal on Wednesday, March 1. Pages 4051–4052

Presidential Message—Employment and Training: Read a message from the President wherein he transmits to the Congress proposed legislation to extend the Comprehensive Employment and Training Act through 1982—referred to the Committee on Education and Labor and ordered printed (H. Doc. 95–293). Pages 4052–4053

Committee Election: Agreed to H. Res. 1037, electing Representative Risenhoover to the Committee on Agriculture; Representatives Breckinridge and Stump to the Committee on Armed Services; Representative Garcia to the Committee on Banking, Finance, and Urban Affairs and the Committee on Post Office and Civil Service; Representative Howard to the Committee on Interior and Insular Affairs; and Representative Evans of Georgia to the Committee on Small Business. Earlier, read and accepted a letter from Representative Howard wherein he resigned as a member of the Committee on Post Office and Civil Service. Page 4053

Supplemental Appropriations: On a demand for a division of the question, House receded (by a division vote of 126 ayes to 110 noes) and concurred (by a recorded vote of 234 yeas to 182 nays with 1 voting "present", Roll No. 72) in Senate amendment No. 43 (rescinding B-1 bomber funding) to H.R. 9375, making supplemental appropriations for the fiscal year ending September 30, 1978—clearing the measure for the President.

Earlier, by a yea-and-nay vote of 172 yeas to 244 nays with 1 voting "present", Roll No. 71, rejected a motion to table the motion to recede and concur in the Senate amendment.

A point of order was sustained against a motion to agree to Senate amendment No. 43 with an amendment that would have delayed the rescission of B-1 funds until either House of Congress enacted a resolution to that effect and until at least 90 days following ratification of a SALT II treaty. Pages 4061–4074

Committee Election: Agreed to H. Res. 1038, electing Representative Green to the Committee on Banking, Finance and Urban Affairs. Page 4074

International Monetary Fund: House concluded all general debate on H.R. 9214, to amend the Bretton Woods Agreements Act to authorize the United States to participate in the Supplementary Financing Facility of the International Monetary Fund; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to begin on Thursday, February 23.

H. Res. 990, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 386 yeas to 15 nays and 1 voting "present", Roll No. 73. Pages 4074–4082

Adjournment: Adjourned at 6:49 p.m.

Committee Meetings

HOME CARE FOR THE ELDERLY

Select Committee on Aging: Held a hearing on home care for the elderly. Testimony was heard from Robert Iffert, Human Resources Division, GAO; Robert Derzon, Health Care Financing Administration, HEW; and public witnesses.

COMMODITY EXCHANGE ACT EXTENSION

Committee on Agriculture: Subcommittee on Conservation and Credit continued hearings on H.R. 10285, to extend the Commodity Exchange Act for four years. Testimony was heard from SEC Chairman Harold M. Williams, and public witnesses.

SALES POLICY FOR 1978 PEANUTS

Committee on Agriculture: Subcommittee on Oilseeds and Rice held a hearing on loan rate and sales policy for 1978 peanuts. Testimony was heard from USDA witnesses.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Commodity Futures Trading Commission.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held an open and executive hearings on fiscal year 1979 research and engineering programs and systems acquisition policy.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on human rights.

INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held hearings on Consumer Product Safety Commission; Office of Consumer Affairs; and Consumer Information Center.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Smithsonian Institution.

HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on HEW supplementals for fiscal year 1978.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative held a hearing on Library of Congress; Copyright Royalty Tribunal; and Congressional Budget Office.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on energy conservation and pollution abatement programs.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held hearings with Secretary of Interior; and Water Resources Council.

STATE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, Judiciary, and Related Agencies held hearings on International Trade Negotiations; and Office of the Special Representative for Trade Negotiations.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held hearings on the Panama Canal.

DOD AUTHORIZATION

Committee on Armed Services: Continued hearings on Army procurement portion of H.R. 10929, DOD authorization for fiscal year 1979. Testimony was heard from Department of the Army witnesses.

Hearings continue tomorrow.

MILITARY APPLICATION OF NUCLEAR ENERGY AUTHORIZATION

Committee on Armed Services: Subcommittee on Intelligence and Military Application of Nuclear Energy held a hearing on fiscal year 1979 authorization for military application of nuclear energy. Testimony was heard from Department of Energy witnesses.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings on ship construction portion of H.R. 10929 DOD authorization. Testimony was heard from VAdm. James H. Doyle, Jr., Deputy Chief of Naval Operations.

Hearings continue tomorrow.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development held a hearing on the RDT&E portion of H.R. 10929, DOD authorization. Testimony was heard from Department and public witnesses.

Hearings continue tomorrow.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Personnel held a hearing on manpower portion of H.R. 10929, DOD authorization. Testimony was heard from Dr. John P. White, Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics.

Hearings continue tomorrow.

NEW YORK CITY'S FINANCIAL SITUATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued hearings on New York City's fiscal and financial situation. Testimony was heard from public witnesses.

ATLANTA ROCKDALE APARTMENT PROJECT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on the Rockdale apartment project, Atlanta, Georgia. Testimony was heard from officials of Department of Housing and Urban Development.

DEFENSE BUDGET

Committee on the Budget: Task Force on National Security continued hearings on the fiscal year 1979 Defense budget. Testimony was heard from Marcus Raskin and Dr. Earl Ravenal, Institute for Policy Analysis.

Hearings continue tomorrow.

HEW BUDGET PROPOSALS

Committee on the Budget: Task Force on Human Resources held a hearing on the President's fiscal year 1979 proposals affecting HEW. Testimony was heard from HEW Secretary Califano.

IMPACT AID REFORM

Committee on the Budget: Task Force on Human Resources held a hearing on impact aid reform with testimony from public witnesses.

FULL FUNDING

Committee on the Budget: Task Force on Budget Process held a hearing on applying the full funding concept to additional programs and activities in the Federal budget. Testimony was heard from W. Bowman Cutter, OMB; Donald Scantlebury, GAO; August J. Smet, Office of Chief of Engineers; and Jack Quetsch, Department of Defense.

FEDERAL CAPITAL REGION PLANNING COMMISSION

Committee on the District of Columbia: Held a hearing on draft legislation to establish a Federal Capital Region Planning Commission. Testimony was heard from Sterling Tucker, Chairman, D.C. City Council; Robert Linowes, President, Metropolitan Washington Board of Trade; and George M. White, Architect of the Capitol.

Hearings continue tomorrow.

COMPREHENSIVE EMPLOYMENT AND TRAINING ACT

Committee on Education and Labor: Subcommittee on Employment Opportunities held a hearing on amendments to the Comprehensive Employment and Training Act. Testimony was heard from Ernest Green, Assistant Secretary for Employment Training, Department of Labor.

MIDDLE INCOME STUDENT ASSISTANCE ACT

Committee on Education and Labor: Subcommittee on Postsecondary Education continued hearings on H.R. 10854, Middle Income Student Assistance Act. Testimony was heard from public witnesses.

Hearings continue tomorrow.

FARM LABOR CONTRACTOR REGISTRATION ACT

Committee on Education and Labor: Subcommittee on Economic Opportunity held an oversight hearing on the Farm Labor Contractor Registration Act. Testimony was heard from Representatives McFall, Hefner, Sisk, Ireland, Stockman, Thone, and Smith of Nebraska, and public witnesses.

Hearings continue tomorrow.

ADDITIONAL PERSONNEL

Committee on House Administration: Subcommittee on Personnel and Police met and approved request for additional positions in the office of Official Reporters of Debate.

COMMITTEE FUNDS

Committee on House Administration: Subcommittee on Accounts met and approved resolutions providing funds for the following committees, as amended:

H. Res. 953, Committee on District of Columbia;
H. Res. 957, Committee on Veterans' Affairs;
H. Res. 956, Select Committee on Assassinations; and
H. Res. 1024, Select Committee on Intelligence.

COAL SLURRY PIPELINE ACT— ABSAROKA-BEARTOOTH WILDERNESS

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House the following bills:

H.R. 1609 amended, Coal Slurry Pipeline Act; and
S. 1671, Absaroka-Beartooth Wilderness

FOREIGN ECONOMIC AND SECURITY ASSISTANCE

Committee on International Relations: Continued hearings on fiscal year 1979 foreign economic and security assistance with testimony from Secretary of Defense Harold Brown.

Hearings continue tomorrow.

UNITED STATES-UGANDA RELATIONS

Committee on International Relations: Subcommittees on Africa, on International Organizations and on International Economic Policy and Trade continued joint hearings on United States-Uganda relations. Testimony was heard from public witnesses.

HOME INSULATION

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on home insulation with testimony from public witnesses.

Hearings continue tomorrow.

HEALTH SERVICES AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued hearings on H.R. 10553 and related bills, Health Services Amendments of 1978. Testimony was heard from Representative McCloskey and public witnesses.

Hearings continue tomorrow.

U.S. RAILWAY ASSOCIATION AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce held a hearing on H.R. 10898, to authorize appropriations for the U.S. Railway Association for fiscal year 1979. Testimony was heard from Donald Cole, President, U.S. Railway Association.

LIQUIFIED NATURAL GAS

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on liquified natural gas. Testimony was heard from State officials from California, New York, Massachusetts and New Jersey; and an environmental panel.

REGULATE LOBBYING

Committee on the Judiciary: Met and ordered reported favorably to the House H.R. 8494 as amended, to regulate lobbying and related activities.

PRIVATE IMMIGRATION

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law met and acted on private immigration bills.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on H.R. 2311 and H.R. 6869, to revise and recodify Federal criminal laws. Testimony was heard from Roman L. Hruska, Member, National Commission on Reform of Federal Criminal Laws.

SEA GRANT AUTHORIZATION— NACOA AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography met and approved for full committee action on the following bills:

H.R. 10822, to improve the operations of the national sea grant program, and to authorize appropriations to carry out such program for fiscal years 1979 and 1980: and

H.R. 10823 amended, to amend the National Advisory Committee on Oceans and Atmosphere Act of 1977 to authorize appropriations to carry out the provisions of such Act for fiscal years 1979 and 1980.

POST OFFICE MISCELLANY

Committee on Post Office and Civil Service: Met and ordered reported favorably to the House the following measures:

H.R. 4320, technical amendment, to discontinue civil service annuity payments for periods of employment as a justice or judge of the United States;

H.J. Res. 578, Proclaiming the third week of May

as National Architectural Barrier Awareness Week; and

H.J. Res. 715, Proclaiming May 3, 1978 "Sun Day".

NATIONAL VISITORS CENTER

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds held a hearing on the National Visitors Center. Testimony was heard from Secretary of Transportation Adams; Secretary of Interior Andrus; and public witnesses.

Hearings continue tomorrow.

FAMILY PLANNING SERVICES IN UNITED STATES

Select Committee on Population: Held a hearing on the provision of family planning services in the United States. Testimony was heard from Dr. Joyce Lashoff, Deputy Assistant Secretary for Health Programs and Population Affairs; HEW; and representatives of various planning services and programs.

NASA AUTHORIZATION

Committee on Science and Technology: Subcommittees on Transportation, Aviation and Weather and on Space Science and Applications held a joint hearing on the NASA authorization, hearing testimony from officials of NASA.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation R.D. & D. met for markup of the DOE authorization, and will resume tomorrow.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy Research, Development and Demonstration met for markup of DOE authorization, and will resume tomorrow.

IMPACT OF TAX POLICIES ON SMALL BUSINESS

Committee on Small Business: Subcommittee on General Small Business Problems held a hearing on the impact of tax policies affecting small business. Testimony was heard from public witnesses.

SMALL BUSINESS CAPITAL, INVESTMENT AND BUSINESS OPPORTUNITY ACT

Committee on Small Business: Subcommittee on Capital, Investment and Business Opportunities held a hearing on H.R. 9549, Small Business Capital, Investment and Business Opportunity Act. Testimony was heard from representatives of Small Business Administration; National Association of Small Business Investment Companies; and National Venture Capital Association.

BANKRUPTCY TAX

Committee on Ways and Means: Held a hearing on the bankruptcy tax with testimony from representatives of Departments of Treasury and Justice; and public witnesses.

Hearings continue tomorrow.

DISABILITY INSURANCE PROGRAMS

Committee on Ways and Means: Subcommittee on Social Security met for briefing on the disability insurance program.

HOSPITAL COST CONTAINMENT ACT

Committee on Ways and Means: Subcommittee on Health met for discussion of H.R. 6575, Hospital Cost Containment Act.

Joint Committee Meeting

PRESIDENT'S ECONOMIC REPORT

Joint Economic Committee: Committee resumed hearings on the President's Economic Report to Congress, receiving testimony from Harold Malmgren, Malmgren, Inc., Washington, D.C.; Franco Modigliani, Massachusetts Institute of Technology, Cambridge; Robert Solomon, The Brookings Institution, Washington, D.C.; and Walter Wriston, Citicorp, New York City.

Hearings continue on Monday, February 27.

Thursday, February 23, 1978

Senate

Chamber Action

Routine Proceedings, pages 4269–4418

Bills Introduced: Fourteen bills and five resolutions were introduced, as follows: S. 2566–2579; S.J. Res. 112–113; S. Res. 401–403. Pages 4324, 4364, 4365–4369

Bill Passed:

Aircraft Registration: Senate passed without amendment and cleared for the President H.R. 10368, to clarify that aircraft registered by "citizens of the United States" are not required to be based primarily in the U.S. in order to be eligible for U.S. registry.

S. 2516, Senate companion bill, was then indefinitely postponed. Page 4319

Panama Canal Treaties: Senate continued its consideration of Executive Calendar No. 1, Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.).

Pending at recess was Allen amendment No. 40 (Executive), to provide that the United States may maintain a military presence in the Panama Canal Zone after the year 2000, if the President certifies that maintaining such presence is necessary for the defense of the Canal or to maintain its neutrality. Pages 4271–4318

Presidential Messages: Senate received messages from the President, as follows:

Transmitting two new deferrals in budget authority and routine revisions to two previously transmitted deferrals—referred jointly to Committees on Appropriations; the Budget; Commerce, Science, and Transportation; Finance; and Energy and Natural Resources (PM-148); and Page 4320

Transmitting his Reorganization Plan No. 1 of 1978, which would make the Equal Employment Opportunity Commission the principal Federal agency in fair employment practices—referred to Committee on Governmental Affairs (PM-149). Pages 4320–4321

Vice Presidential Appointment: Vice President reappointed Janet Anderson to the Board of Trustees of the American Folklife Center, Library of Congress. Page 4319

Treaties Received: Four treaties pertaining to human rights (Execs. C, D, E, and F, 95th Cong., 2d sess.) were received, the injunctions of secrecy removed therefrom, and the treaties, together with accompanying papers, were referred to the Committee on Foreign Relations. Page 4318

Reservations to the Panama Canal Treaty Submitted for Printing: Pages 4384–4385

Message From the House: Pages 4321–4322

Amendments Submitted for Printing: Pages 4369–4384

Statements on Introduced Bills: Pages 4325–4364

Additional Statements: Pages 4385–4418

Confirmations: Senate confirmed the following nominations:

John P. Volz, to be U.S. attorney for the eastern district of Louisiana;

David T. Wood, presently U.S. attorney for the District of Guam, to be also U.S. attorney for the district of the Northern Mariana Islands;

Larry D. Patton, to be U.S. attorney for the western district of Oklahoma;

Juan G. Blas, presently U.S. marshal for the District of Guam, to be also U.S. marshal for the district of the Northern Mariana Islands;

Charles H. Gray, to be U.S. marshal for the eastern district of Arkansas;

Coy W. Rogers, to be U.S. marshal for the western district of Oklahoma; and

Sundry nominations in the Coast Guard. Page 4418

Recess: Senate met at 10 a.m. and recessed at 6:28 p.m. Page 4418

Committee Meetings

AMERICAN AGRICULTURE

Committee on Agriculture, Nutrition, and Forestry: Committee began hearings on economic problems in American agriculture, including testimony on the impact of proposal to set 100 percent of parity on prices of basic agricultural commodities. Witnesses heard were John Stulp, Lamar, Colorado; Gerald McCathern, Hereford, Texas; Merle Hansen, Newman Grove, Nebraska; James Kramer, Hugoton, Kansas; Steve Williams, Illinois; Thomas Benson, Appleton, Minnesota; Randy Marble, Utah; George Camilli, Boise City, Oklahoma; Billy Davis, Laurel, Mississippi; Benjamin Fratesi, Pine Bluff, Arkansas; Albert Datcher, Harpersville, Alabama; Cameron Wheeler, Rivic, Idaho; James Wink, Rockport, Indiana; Wayne Peterson, Holabird, South Dakota; Donald Paterson, The Plains, Virginia; Thomas Fulford, Alamo, Georgia; and Robert Connelly, Ulmer, South Carolina.

Hearings continue on Monday, February 27.

APPROPRIATIONS—HEW

Committee on Appropriations: Labor-HEW Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the National Institutes of Health, receiving further testimony from its Director, Dr. Donald S. Fredrickson, who was accompanied by several associates.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—HUD

Committee on Appropriations: Subcommittee on HUD-Independent Agencies began hearings on proposed budget estimates for fiscal year 1979 for activities of the Veterans' Administration, receiving testimony from Max Cleland, Administrator, who was accompanied by several of his associates of the Veterans' Administration.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for military construction programs, receiving further testimony from Perry J. Fliakas, Deputy Assistant Secretary of Defense (Installations and Housing), who was accompanied by officials of the Army, Navy, Air Force, and other Defense agencies.

Subcommittee will meet again on Tuesday, February 28.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation began hearings on proposed budget estimates for fiscal year 1979 for the Panama Canal Company, receiving testimony from its President, Major General Harold R. Parfitt.

Subcommittee will meet again on Thursday, March 2.

NOMINATIONS AND MILITARY PROCUREMENT AUTHORIZATION

Committee on Armed Services: Committee ordered favorably reported the nomination of John A. Hewitt, Jr., of New Jersey, to be an Assistant Secretary of the Air Force, and 5,436 routine nominations in the Army, Navy, Air Force, and Marine Corps. Prior to this action, committee held hearings on the nomination of Mr. Hewitt, where the nominee testified and answered questions on his own behalf.

Also, committee resumed hearings on proposed fiscal year 1979 authorizations for military procurement, receiving testimony from Charles W. Duncan, Deputy Secretary of Defense; W. Graham Claytor, Jr., Secretary of the Navy; Admiral James L. Holloway, Chief of Naval Operations; General Louis H. Wilson, Commandant, Marine Corps, and Major General James H. Ahmann, Director of Air Force Plans.

Committee recessed subject to call.

EXPORTS

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance held oversight hearings on trends in export markets. Witnesses heard were Dale Hathaway, Assistant Secretary of Agriculture for International Affairs and Commodity Programs; Frank Weil, Assistant Secretary of Commerce for Industry and Trade; Dr. Michael C. Aho, George Washington University, Washington, D.C.; F. John Mathis, Continental Illinois National Bank and Trust Co., Chicago; and George S. Stathakis, International Trading Services, General Electric Co., New York City.

Hearings continue on Monday, February 27.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of James P. Walsh, of the District of Columbia, to be Deputy Administrator of the National Oceanic and Atmospheric Administration, after the nominee, who was introduced to the committee by Senator Packwood, testified and answered questions on his own behalf.

NATURAL DIVERSITY ACT

Committee on Environment and Public Works: Subcommittee on Resource Protection began joint hearings with Energy and Natural Resources' Subcommittee on Public Lands and Resources on S. 1820, authorizing funds to assist the States in establishing programs to preserve America's natural diversity of animals, plants, and land, receiving testimony from William S. Huey, Secretary of Natural Resources, State of New Mexico, Santa Fe; John H. Grant, Jr., Department of Conservation, State of Tennessee, Nashville; Dr. Ronald Fortney, Heritage Trust Program, State of West Virginia, Charleston; Joseph Jacobs, Heritage Program Coordinator, State of Mississippi, Jackson; Frederick A. Priewart, Conservation Commission, State of Iowa, Des Moines; Edward Wood, Department of Natural Resources, State of Rhode Island, Providence; Anne Bartley, Department of Natural and Cultural Heritage, State of Arkansas, Little Rock; Robert Armstrong, General Land Office, State of Texas, Austin; Dr. Paul G. Risser, Biological Survey, State of Oklahoma, Oklahoma City; Dr. Albert E. Radford, University of North Carolina at Chapel Hill; and Dr. Peter Marks, Cornell University, Ithaca, New York.

Hearings continue on Friday, March 3.

EDUCATION TAX CREDIT

Committee on Finance: Committee ordered favorably reported H.R. 3946, relative to the suspension of duty on certain wool, with an amendment in the nature of a substitute which would provide educational tax credits. As approved by the committee, the bill would phase in tax credits, as follows:

(a) Effective August 1, 1978, tuition payments for full-time vocational and college undergraduate students would be eligible for a tax credit equal to a maximum credit of $250 per student;

(b) Effective August 1, 1980, the tax credit would also apply to tuition payments for elementary and secondary students. In addition, the credit would equal 50 percent of tuition and fees up to $1,000, for a maximum credit of $500 per student; and

(c) Effective August 1, 1981, the credit would be extended to tuition paid for graduate and part-time students. (The amendment includes the substance of S. 311 and 2142).

Also, committee continued to review those items in the President's budget for fiscal year 1979 which fall within its legislative jurisdiction with a view to making recommendations thereon to the Budget Committee, but did not complete action thereon and will meet again on Tuesday, February 28.

CIA BRIEFING

Committee on Foreign Relations: Committee met in closed session to receive testimony from officials of the Central Intelligence Agency on Soviet strategic programs and on the current situation regarding the SALT verification program.

Committee will meet tomorrow to hold hearings on pending nominations, to be followed by consideration of such nominations.

DISTRICT OF COLUMBIA RETIREMENT SYSTEM

Committee on Governmental Affairs: Subcommittee on Governmental Efficiency and the District of Columbia held hearings on S. 2316 and H.R. 6536, proposing reform in the District of Columbia retirement system, receiving testimony from Mayor Walter E. Washington and Sterling Tucker, Chairman, City Council, both of the District of Columbia Government; Gary E. Gilliam, Government Actuary, Department of the Treasury; Edwin F. Boynton, The Wyatt Company, Washington, D.C.; David Ryan, Fire Fighters Association, Local 36, Washington, D.C.; Peter Lyons, International Brotherhood of Police Officers, Local 442, Washington, D.C.; Captain Donald Randall, Metropolitan Police Officials Association, Washington, D.C.; Joseph Goldring, Police Association, Washington, D.C.; William H. Simons, Local 6, American Federation of Teachers, Washington, D.C.; John L. Sullivan, Association of Retired Policemen, Washington, D.C.; Elizabeth Griffith, Retired Teachers' Association, Washington, D.C.; and John O'Meara, Retired Firemen's Association, Washington, D.C.

Hearings were adjourned subject to call.

CETA

Committee on Human Resources: Subcommittee on Employment, Poverty, and Migratory Labor, held hearings on proposed legislation to extend the Comprehensive Employment Training Act (CETA), receiving testimony from Ernest Green, Assistant Secretary for Employment and Training; and Arnold Packer, Assistant Secretary, William Hewitt, Director, and Richard Johnson, Special Assistant to the Assistant Secretary, all of the Office of Policy, Evaluation and Research, Department of Labor; and Dr. Eli Ginzberg, Chairman, National Commission for Manpower Policy.

Hearings continue on Wednesday, March 1.

COMMITTEE BUDGET REQUESTS

Committee on Rules and Administration: Committee met to receive testimony from Senators, as indicated, in support of resolutions requesting funds for expenses of their respective committees, as follows:

Human Resources (S. Res. 361—$2,723,000), Senators Williams and Javits;

Budget (S. Res. 387—$2,430,800), Senators Chiles and Bellmon;

Aging (S. Res. 375—$321,000), Senators Church and Domenici;

Banking, Housing, and Urban Affairs (S. Res. 371—$1,138,000), Senator Proxmire;

Veterans' Affairs (S. Res. 382—$279,000), Senator Cranston;

Environment and Public Works (S. Res. 379—$1,414,500), Senators Randolph and Stafford;

Energy and Natural Resources (S. Res. 367—$1,235,500), Senators Jackson and Hansen; and

Finance (S. Res. 392—$635,000), Senators Long and Curtis.

Committee will meet on Tuesday, February 28, to consider committee funding resolutions and other committee business.

COMMITTEE RULES AND BLIND TRUSTS

Select Committee on Ethics: Committee held a business meeting where it adopted (a) Committee rules for this session of the Congress, and (b) procedures recommended by the General Accounting Office for auditing Financial Disclosure Statements.

Also, committee reached agreement on matters concerning blind trusts where questions had been raised concerning (a) compensation of the sole trustee; (b) relevance of a prior association of a trustee; and (c) the need for a certification form for a person establishing a blind trust.

Committee will meet again on Thursday, March 2.

INTELLIGENCE AUTHORIZATION

Select Committee on Intelligence: Subcommittee on Budget held closed hearings on proposed fiscal year 1979 authorizations for Government intelligence activities, receiving testimony from the Director of Central Intelligence, Stansfield Turner.

Subcommittee will meet again on Tuesday, February 28.

House of Representatives

Chamber Action

Bills Introduced: 43 public bills, H.R. 11100–11142; 1 private bill, H.R. 11143; and 13 resolutions, H.J. Res. 748–752, H. Con. Res. 486–488, and H. Res. 1043–1047, were introduced. Pages 4512–4514

Bills Reported: Reports were filed as follows:

H.R. 10982, to rescind certain budget authority contained in the message of the President of January 27, 1978 (H. Doc. 95–285), transmitted pursuant to the Impoundment Control Act of 1974 (H. Rept. 95–896);

H. Res. 953, providing funds for the Committee on the District of Columbia, amended (H. Rept. 95–897);

H. Res. 956, providing for funds for the Select Committee on Assassinations, amended (H. Rept. 95–898);

H. Res. 957, providing funds for the Committee on Veterans' Affairs, amended (H. Rept. 95–899);

H. Res. 976, to provide funds for the expenses of the investigations and studies to be conducted by the Com-

mittee on Banking, Finance and Urban Affairs. amended (H. Rept. 95-900);

H. Res. 979, providing for the expenses for the second session activities of the Committee on Interior and Insular Affairs, amended (H. Rept. 95-901);

H. Res. 1001, to provide for the expenses of investigations and studies to be conducted by the Committee on Government Operations, amended (H. Rept. 95-902);

H. Res. 1003, providing funds for the Committee on Public Works and Transportation (H. Rept. 95-903);

H. Res. 1010, to provide for the expenses of investigations and studies to be conducted by the Committee on the Judiciary, amended (H. Rept. 95-904);

H. Res. 1012, providing funds for the Committee on Rules, amended (H. Rept. 95-905);

H. Res. 1021, to provide for the expense of investigations and studies to be conducted by the Select Committee on Aging, amended (H. Rept. 95-906); and

H. Res. 1034, providing funds for the Permanent Select Committee on Intelligence, amended (H. Rept. 95-907). Pages 4511-4512

Late Reports: Committee on Appropriations received permission to file a report by midnight tonight on H.R. 10982, to rescind certain budget authority contained in the message of the President of January 27, 1978 (H. Doc. 95-285), transmitted pursuant to the Impoundment Control Act of 1974. Subsequently, it was made in order to consider H.R. 10982 on Tuesday, February 28, or any day thereafter; and

Committee on House Administration received permission to file sundry privileged reports by midnight tonight. Page 4419

Subcommittees To Sit: Subcommittee on Merchant Marine of the Committee on Merchant Marine and Fisheries; Subcommittee on Science, Research and Technology and Subcommittee on Advanced Energy Technologies and Energy Conservation Research, Development and Demonstration of the Committee on Science and Technology received permission to sit today during proceedings of the House under the 5-minute rule. Page 4419

Joint Economic Committee: The Speaker appointed Representative Mitchell of Maryland as a member of the Joint Economic Committee; vice Representative Pike, resigned. Page 4420

Presidential Message—Budget Deferrals: Received and read a message from the President wherein he transmits to Congress a Department of Commerce deferral of Maritime Administration funds totaling $122 million in budget authority and a deferral of $0.4 million in outlays for the Antirecession Financial Assistance Fund—referred to the Committee on Appropriations and ordered printed (H. Doc. 95-294). Page 4421

International Monetary Fund: By a yea-and-nay vote of 267 yeas to 125 nays, Roll No. 77, the House passed H.R. 9214, to amend the Bretton Woods Agreements Act to authorize the United States to participate in the Supplementary Financing Facility of the International Monetary Fund.

Agreed To:

A technical committee amendment;

A committee amendment, as amended, that conditions United States participation in the Supplementary Financing Facility of the International Monetary Fund on prior approval in appropriation Acts and authorizes an appropriation of $1,450 million to the Secretary for United States participation in the SFF. Rejected an amendment in the nature of a substitute that sought to condition all United States participation in the IMF on prior approval in appropriation Acts and require the Secretary to submit an annual report to Congress detailing utilization of appropriations made to the Bank and the Fund (rejected by a division vote of 9 ayes to 27 noes);

A committee amendment, as amended (conforming amendment agreed to by a recorded vote of 253 ayes to 141 noes, Roll No. 76), that reduces the salaries of the individual and alternate who represent the United States in matters concerning the SFF;

An amendment that seeks to assure that no IMF decision on use of the SFF undermines or departs from United States policy regarding the comparability of treatment of public and private creditors in cases of debt rescheduling where official United States credits are involved;

An amendment that requires the United States IMF director to seek to assure that conditions attached to SFF loans do not contribute to the deprivation of basic human needs or violation of human rights. Previously, a point of order was sustained against a similar amendment; and

A technical amendment.

Rejected an amendment that sought to terminate all authorities granted by this bill on September 30, 1979, unless reauthorized for a longer period by an Act of Congress (rejected by a division vote of 9 ayes to 28 noes). Pages 4421-4464

OPIC: By a yea-and-nay vote of 191 yeas to 165 nays with 2 voting "present", Roll No. 80, the House passed H.R. 9179, Overseas Private Investment Corporation Amendments Act of 1977.

Agreed To:

An amendment that prohibits OPIC involvement in copper;

An amendment that gives preferential consideration to investments in low income countries with per capita incomes of $520 or less and to restrict activities in less developed countries with per capita incomes of $1,000 or more in 1975 United States dollars; and

An amendment that prohibits OPIC involvement in any project to establish or expand production or processing of palm oil, sugar, or citrus crops (agreed to by a recorded vote of 191 ayes to 167 noes, Roll No. 79, after having been previously rejected by a division vote of 55 ayes to 76 noes).

Rejected:

An amendment that sought to prohibit OPIC involvement in the exploration or extraction of alumina, aluminum, aluminum oxide, copper, lead, manganese, or zinc; and

An amendment that sought to prohibit OPIC loans or guaranties to the National Finance Corporation of Panama without the approval by resolution of the House of Representatives (rejected by a recorded vote of 166 ayes to 199 noes, Roll No. 78).

Objection was heard to a unanimous-consent request for the consideration of S. 1771, a similar Senate-passed bill. Pages 4464-4480

General José de San Martín: Agreed to H. Res. 1033, to recognize the contributions of General José de San Martín to the liberation of the people of Latin America. Page 4481

Nuclear Nonproliferation: Agreed to H. Con. Res. 486, directing the Clerk of the House of Representatives to make certain technical corrections in the enrollment of H.R. 8638. Pages 4481-4482

Presidential Message—Equal Employment Opportunity: Received and read a message from the President wherein he transmits to Congress Reorganization Plan No. 1 of 1978, consolidating Federal equal employment opportunity activities—referred to the Committee on Government Operations and ordered printed (H. Doc. 95-295). Pages 4483-4484

Adjournment: Adjourned at 7:15 p.m.

Committee Meetings

COMMODITY EXCHANGE ACT

Committee on Agriculture: Subcommittee on Conservation and Credit continued hearings on H.R. 10285, to extend the Commodity Exchange Act for four years. Testimony was heard from Henry S. Eschwege, Director, Community and Economic Development Division, GAO; and public witnesses.

AGRICULTURE ACT—RESEARCH

Committee on Agriculture: Subcommittee on Department Investigations, Oversight and Research held an oversight hearing on Title XIV (Research) of the Agriculture Act of 1977. Testimony was heard from Dr. M. Rupert Cutler, Assistant Secretary for Conservation, Research and Education, USDA; and Dr. Jarvis Miller, National Association of State University and Land Grant Colleges.

BUDGET RESCISSION

Committee on Appropriations: Met and ordered reported favorably to the House H.R. 10982, to rescind certain budget authority contained in the message of the President of January 27, 1978 (H. Doc. 95-285) transmitted pursuant to the Impoundment Control Act of 1974.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Food Safety and Quality Service; and Food and Nutrition Service.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held an executive hearing on fiscal year 1979 research and engineering programs and systems acquisition policy.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on the Peace Corps.

INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on Consumer Product Safety Commission; Office of Consumer Affairs; and Consumer Information Center.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued hearings on the Smithsonian Institution.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on Labor supplementals, fiscal year 1978; Railroad Retirement Board; and Pension Benefit Guarantee Corporation.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held open and closed hearings on security of nuclear weapons.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on Bureau of Reclamation.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, General Government held a hearing on U.S. Tax Court; and residence of the Vice President.

DOD AUTHORIZATION

Committee on Armed Services: Continued executive hearings on Army procurement portion of H.R. 10929, DOD authorization for fiscal year 1979. Testimony was heard from Department of the Army witnesses.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings on ship construction portion of H.R. 10929, DOD authorization, with further testimony from VAdm. James H. Doyle, Jr., Deputy Chief of Naval Operations.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development continued hearings on Title II, R.D.T. & E., of H.R. 10929, DOD authorization. Testimony was heard from Department of the Air Force witnesses.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Personnel continued hearings on the manpower portion of H.R. 10929, DOD authorization. Testimony was heard from Department of the Army witnesses.

INTERNATIONAL BANKING ACT

Committee on Banking, Finance, and Urban Affairs: Met and ordered reported favorably to the House H.R. 10899 amended, International Banking Act of 1978.

DEFENSE BUDGET

Committee on the Budget: Task Force on National Security continued hearings on fiscal year 1979 Defense budget. Testimony was heard from Secretary of the Air Force John C. Stetson.

Hearings continue Wednesday, March 1.

TAX REFORM

Committee on the Budget: Task Force on Tax Expenditures held a hearing on the President's tax reform proposals. Testimony was heard from William Norkhaus, Council of Economic Advisers; Joseph A. Pechman, Brookings Institution; and Donald C. Lubick, Acting Assistant Secretary of Treasury.

FEDERAL CAPITAL REGION PLANNING COMMISSION

Committee on the District of Columbia: Continued hearings on draft legislation to establish a Federal Capital Region Planning Commission. Testimony was heard from Mayor Washington; Under Secretary of Interior James A. Joseph; Arrington Dixon, Chairman, Metropolitan Washington Council of Governments; and David M. Childs, National Capital Planning Commission.

FARM LABOR CONTRACTOR REGISTRATION ACT

Committee on Education and Labor: Subcommittee on Economic Opportunity held an oversight hearing on the Farm Labor Contractor Registration Act. Testimony was heard from public witnesses.

MIDDLE INCOME STUDENT ASSISTANCE ACT

Committee on Education and Labor: Subcommittee on Postsecondary Education continued hearings on H.R. 10854, Middle Income Student Assistance Act. Testimony was heard from Commissioner of Education Ernest Boyer; and public witnesses.

NUCLEAR WASTE BURIAL GROUNDS

Committee on Government Operations: Subcommittee on Environment, Energy and Natural Resources continued hearings on nuclear waste burial grounds and storage sites. Testimony was heard from representatives of U.S. Geological Survey; Nuclear Regulatory Commission; Environmental Protection Agency, Illinois State officials and public witnesses.

OFFICIAL PAPERS OF PRESIDENT

Committee on Government Operations: Subcommittee on Government Information and Individual Rights held a hearing on H.R. 10998, to insure public access to the official papers of the President. Testimony was heard from Representatives Ertel and Brademas; and Philip Buchen, former counsel to President Ford.

COMMITTEE FUNDS

Committee on House Administration: Met and ordered reported favorably to the House by unanimous consent resolutions providing funds for the following committees:

H. Res. 953, Committee on the District of Columbia;
H. Res. 956, Select Committee on Assassinations;
H. Res. 957, Committee on Veterans' Affairs;
H. Res. 976, Committee on Banking, Finance and Urban Affairs;
H. Res. 979, Committee on Interior and Insular Affairs;
H. Res. 1001, Committee on Government Operations;
H. Res. 1003, Committee on Public Works;
H. Res. 1010, Committee on the Judiciary;
H. Res. 1012, Committee on Rules;
H. Res. 1021, Select Committee on Aging; and
H. Res. 1034, Select Committee on Intelligence.

The Committee deferred action on H. Res. 996, Fraser Task Force; and approved request for personnel in the Office of Reporters of Debate.

REINSTATE INDIAN TRIBES

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands met and approved for full committee action H.R. 2497 amended, to reinstate the Modoc, Wyandotte, Peoria, and Ottawa Indian Tribes of Oklahoma as federally supervised and recognized Indian Tribes.

FOREIGN ECONOMIC AND SECURITY ASSISTANCE

Committee on International Relations: Continued hearings on foreign economic and security assistance. Testimony was heard from Secretary of Agriculture Bergland; and AID Administrator John J. Gilligan.

Hearings continue tomorrow.

INTERNATIONAL COMMUNICATIONS AGENCY AUTHORIZATION

Committee on International Relations: Subcommittee on International Operations held a hearing on authorization of the International Communication Agency. Testimony was heard from Representative Simon; Robert Cranston, Director, American Forces Radio and Television Service, DOD; Paul Bartlett, Consultant in the field of international broadcasting; and John E. Reinhardt, Director-Designate, International Communication Agency.

HOME INSULATION

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on home insulation. Testimony was heard from DOE Deputy Secretary John F. O'Leary; and Ernest Freeman, Jr. GSA.

HEALTH SERVICES AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment concluded hearings on H.R. 10553 and related bills, Health Services Amendments of 1978. Testimony was heard from Representatives Pepper and Cohen, and public witnesses.

FIRE PREVENTION ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance met and approved for full committee action H.R. 7684 amended, Fire Prevention Act of 1977.

PRIVATE IMMIGRATION

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law met and acted on private immigration bills.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued briefings on Criminal Code revision.

SUITS AGAINST UNITED STATES

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 9219, to provide for an exclusive remedy against the United States in suits based upon acts or omissions of United States employees. Testimony was heard from Attorney General Griffin Bell.

MARITIME AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 10729, to authorize appropriations for the fiscal year 1979 for certain maritime programs of the Department of Commerce. Testimony was heard from public witnesses.

FAMILY PLANNING

Select Committee on Population: Held a hearing on social science research in fertility and family planning. Testimony was heard from Dr. Philip Corfman, Director, Center for Population Research, NIH; and academic and public witnesses panel.

UNEMPLOYMENT STATISTICS

Committee on Post Office and Civil Service: Subcommittee on Census and Population held an oversight hearing on unemployment statistics. Testimony was heard from Representatives Rose, Harrington and Alexander; Janet Norwood, Bureau of Labor Standards; Bill Hewitt, CETA; George Karras, EDA; and New Orleans Mayor Landrieu, Conference of Mayors.

PROHIBITING UNION ORGANIZATION IN ARMED FORCES

Committee on Post Office and Civil Service: Subcommittee on Civil Service met and approved for full committee action S. 274, amended, to prohibit union organization and membership in the armed forces.

NATIONAL VISITORS CENTER

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds continued hearings on the National Visitors Center. Testimony was heard from Jerome Stolarow, GAO; Paul Reistrup, President, Amtrak; Charles Horsky, Chairman, Task Force on National Visitors Center; and Robert Johnson, Architectural and Transportation Barriers Compliance Board.

Hearings continue Thursday, March 2.

DISTRICT OF COLUMBIA REPRESENTATION IN CONGRESS

Committee on Rules: Granted an open rule providing two hours of general debate on H.J. Res. 554, to provide for representation of the District of Columbia in the Congress. Testimony was heard from and statements for the record were submitted by Chairman Rodino; and Representatives Edwards of California, Fauntroy and Butler.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation R.D. & D. continued markup of DOE authorization, and will resume tomorrow.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy Research, Development and Demonstration continued markup of the DOE authorization, and will resume on Tuesday, February 28.

NASA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Space Science and Applications held a hearing on NASA authorization, hearing testimony from NASA Administrator Dr. Robert A. Frosch.

NBS AND FIRE RESEARCH AUTHORIZATIONS

Committee on Science and Technology: Subcommittee on Science, Research and Technology met and approved for full committee action clean bills in lieu of the following bills:

H.R. 9553, to authorize appropriations for the Federal Fire Prevention and Control Act of 1974, and to change the name of the National Fire Prevention and Control Administration to the United States Fire Administration; and

H.R. 10812, to authorize appropriations to carry out the Standard Reference Data Act.

ASSISTANCE TO SMALL BUSINESS

Committee on Small Business: Subcommittee on General Small Business Problems held a hearing on proposals to provide management and technical assistance to small business. Testimony was heard from public witnesses.

TAX TREATMENT OF AMERICANS WORKING ABROAD

Committee on Ways and Means: Held a hearing on proposals to modify tax treatment of Americans working abroad. Testimony was heard from Representative Akaka; Treasury and public witnesses.

Hearings continue tomorrow.

DISABILITY INSURANCE PROGRAM

Committee on Ways and Means: Subcommittee on Social Security continued hearings on disability insurance program. Testimony was heard from Administration witnesses.

Friday, February 24, 1978

Senate

Chamber Action

Routine Proceedings, pages 4581–4675

Bills Introduced: Eleven bills and one resolution were introduced, as follows: S. 2580–2590; and S. Res. 404. Pages 4644, 4655

Bill Passed:

Air cargo service: Senate passed with committee amendments and returned to the House H.R. 9851, to improve air cargo service by permitting supplemental air carriers to obtain, as of April 1, 1978, certificates to provide scheduled all-cargo service. Page 4671

Panama Canal Treaties: Senate continued its consideration of Executive Calendar No. 1, Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.).

Pending at recess was modified Allen amendment No. 40 (Executive), to provide that the United States may maintain a military presence in the Panama Canal Zone after the year 2000, but not beyond the year 2019, if the President certifies that maintaining such presence is necessary for the defense of the Canal or to maintain its neutrality. Pages 4590–4641, 4671–4675

Closed Session Transcript: Unanimous consent was granted to extend until 4 p.m. on Tuesday, February 28, the time for release to the public of the transcript of the closed door sessions of the Senate of Tuesday and Wednesday, February 21 and 22. Page 4581

Confirmations: Senate confirmed the following nominations:

P. R. Smith, of Georgia, to be an Assistant Secretary of Agriculture;

John A. Hewitt, Jr., of New Jersey, to be an Assistant Secretary of the Air Force;

Thirty-three Army and eighty Air Force in the rank of General; forty-three Navy in the rank of Admiral; twenty-one Marine Corps in the rank of General; and sundry nominations in the Army, Navy, Air Force, and Marine Corps. Pages 4675–4677

Nominations: Senate received the following nominations:

Shallie M. Bey, Jr., of New Jersey, to be Superintendent of the Mint of the United States at Philadelphia;

H. William Menard, of California, to be Director of the Geological Survey;

James R. Williams, to be U.S. attorney for the northern district of Ohio;

Dwayne W. Gilbert, to be U.S. marshal for the middle district of Georgia; and

Richard W. Nehring, to be U.S. marshal for the southern district of Iowa. Page 4675

Bills Held at Desk: H.R. 9179, OPIC amendments, and H. Con. Res. 486, making corrections in the enrollment of H.R. 8638, were received and ordered to be held at desk. Page 4642

Bill Placed on Calendar: H.R. 9214, International Monetary Fund financing, was received and placed on the Senate Calendar. Page 4642

Messages From the House: Page 4642

Amendment Submitted for Printing: Page 4655

Executive Communications: Pages 4642–4644

Statements on Introduced Bills: Pages 4644–4655

Additional Statements: Pages 4656–4671

Recess: Senate met at 8:45 a.m. and recessed at 6:14 p.m. Page 4675

Committee Meetings

NOMINATION

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the nomination of P. R. Smith, of Georgia, to be an Assistant Secretary of Agriculture, prior to which action in open hearings, the nominee testified and answered questions on his own behalf. Testimony was also received from Representatives Ginn, Jenkins, and Foley.

This nomination was subsequently confirmed by the Senate.

CONSERVATIONS PROGRAMS

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Environment, Soil Conservation, and Forestry held hearings on proposed conservation cutbacks in fiscal year 1979 authorizations for soil and water conservation projects, receiving testimony from M. Rupert Cutler, Assistant Secretary for Conservation, Research, and Education, John McGuire, Chief, Forest Service, and R. M. Davis, Administrator, Soil Conservation Service, all of the Department of Agriculture; Charles Booth, National Association of Conservation Districts, Samuel Gnasta, National Limestone Institute, and William Towell, National Forest Products Association, all of Washington, D.C.

Hearings were recessed subject to call.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee began hearings on proposed budget estimates for fiscal year 1979 and on proposed supplemental appropriations for fiscal year 1978 for the Department of Agriculture, receiving testimony from Howard W. Hjort, Director, Economics, Policy Analysis and Budget, who was accompanied by several associates of the Department of Agriculture.

Subcommittee will meet again on Tuesday, February 28, to hear Secretary of Agriculture Bob Bergland.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the defense establishment, receiving testimony from the Secretary of the Army Clifford L. Alexander, and Gen. Bernard W. Rogers, Army Chief of Staff.

Subcommittee will meet again on Monday, February 27.

APPROPRIATIONS—HEW

Committee on Appropriations: Subcommittee on Labor-HEW continued hearings on proposed budget estimates for fiscal year 1979 for the Alcohol, Drug Abuse, and Mental Health Administration, receiving testimony from its Administrator, Dr. Gerald L. Klerman, who was accompanied by several associates of the Department of HEW.

Subcommittee will meet again on Monday, February 27.

APPROPRIATIONS—HUD

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued hearings on proposed budget estimates for fiscal year 1979 for veterans' activities, receiving testimony in behalf of funds for the Veterans' Administration from its Administrator, Max Cleland; in behalf of funds for Army cemeterial expenses from Colonel Norman E. Qualtrough, Comptroller, The Adjutant General's Office, Department of the Army; and in behalf of funds for the American Battle Monuments Commission from Major General A. J. Adams, U.S.A., Secretary.

Subcommittee will meet again on Thursday, March 2.

TROOP DEPLOYMENT

Committee on Armed Services: Subcommittee on Manpower and Personnel met in open and closed sessions to receive testimony on deployment of U.S. troops in Korea. Witnesses heard were Morton I. Abramowitz, Deputy Assistant Secretary of Defense for East Asia and Pacific Areas; General John W. Vessey (USA,), Com-

mander, U.S. Forces in Korea; and General James L. Hollingsworth, USA (Ret), Hurst, Texas.

Subcommittee recessed subject to call.

ELECTRONIC FUND TRANSFERS

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Consumer Affairs began hearings on S. 2470, 2065, and 2546, bills to prescribe policies and procedures to protect consumer rights in relation to the electronic fund transfer system, receiving testimony from Herbert Wegner, Vice Chairman, National Electronic Fund Transfer Commission; George W. Mitchell, Washington, D.C.; Roy G. Green, Fidelity Federal Savings and Loan Association, Jacksonville, Florida; Albert A. Foer, Washington, D.C.; Gordon R. Worley, Montgomery Ward & Co., Chicago; William E. Whitesell, Secretary of Banking, Commonwealth of Pennsylvania, Harrisburg; and Hal S. Scott, National Commission for Uniform State Laws, Cambridge, Massachusetts.

Hearings were recessed subject to call.

OFFSHORE SEAPORT DEVELOPMENT

Committee on Commerce, Science, and Transportation: Subcommittee on Merchant Marine and Tourism concluded hearings on S. 2348, to establish a program of development grants for those seaports located in the domestic offshore States, territories, and possessions of the United States, after receiving testimony from Steve Shefler, Deputy Assistant Secretary of Transportation for Policy and International Affairs; Armour S. Armstrong, Director, Office of Port and Intermodal Development, Maritime Administration, Department of Commerce; Hideto Kono, Department of Planning and Economic Development, State of Hawaii, Honolulu; Richard L. Schultz, American Association of Port Authorities, Washington, D.C.; John R. Kuykendall, Matson Navigation, Washington, D.C.; and Peter J. Finnerty, appearing on behalf of Sea-Land Service, Inc., Edison, New Jersey.

EDA BUDGET REVIEW

Committee on Environment and Public Works: Committee held hearings to review the fiscal year 1979 authorizations for the Economic Development Administration with a view to making recommendations thereon to the Budget Committee, receiving testimony from Robert T. Hall, Assistant Secretary of Commerce for Economic Development.

Hearings were adjourned subject to call.

NOMINATIONS

Committee on Foreign Relations: Committee agreed to a committee resolution honoring the late Senator Hubert H. Humphrey.

Committee concluded hearings on the following nominations:

Frank Markoe, Jr., of New Jersey, and Rita E. Hauser, of New York, each to be a member of the Board for International Broadcasting;

John P. Condon, of Oklahoma, to be Ambassador to the Dominion of Fiji;

Thomas J. Corcoran, of the District of Columbia, to be Ambassador to the Republic of Burundi;

Robert J. McCloskey, of Maryland, to be Ambassador to Greece;

Robert M. Sayre, of Virginia, to be Ambassador to Brazil;

David T. Schneider, of Maryland, to be Ambassador to the People's Republic of Bangladesh; and

Galen L. Stone, of the District of Columbia, to be Ambassador to the Republic of Cyprus.

Mr. Markoe was introduced to the Committee by Senator Williams and Mr. Schneider by Senator Moynihan. The nominees were present to testify and answer questions on their own behalf.

INTERNATIONAL TRADE DEPARTMENT

Committee on Governmental Affairs: Committee held hearings on S. 1990, to establish a cabinet level Department of International Trade and Investment, receiving testimony from Daniel Minchew, Chairman, International Trade Commission; Harold Malmgren, Malmgren, Inc., Washington, D.C.; and Dr. Stephen Cohen, The American University, Washington, D.C.

Hearings were recessed subject to call.

GSA OVERSIGHT

Committee on Governmental Affairs: Subcommittee on Civil Service and General Services held oversight hearings on activities of the General Services Administration, receiving testimony from its Administrator, Jay Solomon.

Hearings were recessed subject to call.

COLLEGE GRANTS PROGRAM

Committee on Human Resources: Committee ordered favorably reported with amendments S. 2539, to improve the college opportunity grants program.

FAMILY PLANNING AND POPULATION RESEARCH

Committee on Human Resources: Subcommittee on Child and Human Development held hearings on S. 2522, authorizing funds for the extension of the Family Planning and Population Research Act through 1983, receiving testimony from Dr. Julius R. Richmond, Assistant Secretary for Health, and Dr. Joyce Lashof, Deputy Assistant Secretary for Health Programs, both of the Department of Health, Education, and Welfare; Dr. C. Wayne Bardin, Pennsylvania State University, University Park, Dr. John Fried, Syntex Research, Palo Alto, California; Dr. Deborah Oakley, University of Michigan, Ann Arbor; Dr. Kenneth Ryan, Harvard Medical School, Cambridge; Gloria Baylor, Washington, D.C.; Dr. Felix P. Heald, American Academy of Pediatrics, Washington, D.C.; Dr. Loraine Henricks, The Door—A Center of Alternatives, New York City; Dr. Adele D. Hofmann, New York University Medical Center, New York City; Angel Martinez, San Francisco; Reverend Rodney Shaw, Population Institute, Washington, D.C.; Dr. Philip Lee, University of California Medical School, San Francisco; Frederick S. Jaffee, The Alan Guttmacher Institute, New York City; Carl Coan and Patricia Falkner, Los Angeles Regional Family Planning Council; Willie D. Hamilton, National Family Planning Forum, Little Rock, Arkansas; Robert Kambic, St. Joseph Hospital and Health Care Center, Lancaster, Pennsylvania; Jeannie Rosoff, Planned Parenthood Federation of America, Inc., Washington, D.C.; Frances Frech, U.S. Coalition for Life, Export, Pennsylvania; Joy Dryfoos, American Public Health Association, Washington, D.C.; Reverend Mamie Williams, The United Methodist Church, Washington, D.C.; Peters Willson, Zero Population Growth Political Representative, Washington, D.C.; and Ilene Wolcott, representing the Federation of Organizations for Professional Women, The Women's Equity Action League, and The National Women's Political Caucus, Washington, D.C.

Hearings were recessed subject to call.

NOMINATION

Committee on the Judiciary: Committee resumed hearings on the nomination of Benjamin R. Civiletti, of Maryland, to be Deputy Attorney General, Department of Justice, where the nominee testified and answered questions on his own behalf.

Hearings continue tomorrow.

INDIAN RELIGIOUS CULTURAL RITES AND PRACTICES

Select Committee on Indian Affairs: Committee began hearings on S.J. Res. 102, to reevaluate U.S. policy to protect and preserve American Indian religious cultural rites and practices, receiving testimony from Truman Daily, Otoe Tribe, Red Rock, Oklahoma; Frank Tenario, All Indian Pueblo Council, Albuquerque, New Mexico; Dale Old Horn, Crow Tribe, Crow Agency, Montana; Johnson J. Meninick, Yakima Tribe, Toppenish, Washington; Richard Moves Camp, Oglala Sioux Tribe, Pine Ridge, South Dakota; John Sapiel, Penobscot Tribe, Old Town, Maine; Joe Little Coyote, Northern Cheyenne Tribe, Lame Deer, Montana; John Peters, Wampanoag Tribe, Mashpee, Massachusetts; Barney Old Coyote, Crow Tribe, Crow Agency, Montana; Elmer Savilla, Yuma, Arizona; and Lee Lyons, Nedrow, New York.

Hearings continue on Monday, February 27.

FOREIGN INTELLIGENCE

Select Committee on Intelligence: Committee began to mark up S. 1566, to establish procedures for electronic surveillance in the area of foreign intelligence information, but did not complete action thereon and recessed subject to call.

TAXATION AND OLDER AMERICANS

Special Committee on Aging: Committee held hearings on the subject "Tax Forms and Tax Equity for Older Americans", receiving testimony from Jerome Kurtz, Commissioner, Internal Revenue Service and Emil Sunley, Deputy Assistant Secretary for Tax Policy, both of the Department of the Treasury; David Marlin, National Council of Senior Citizens, Washington, D.C.; James Hacking, National Retired Teachers Association and American Association of Retired Persons, Washington, D.C.; Arthur Stanat, Washington, D.C.; and Stephen Skardon, National Association of Retired Federal Employees, Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 11144–11157; and 7 resolutions, H. Con. Res. 489–493, and H. Res. 1048 and 1049, were introduced. Pages 4574–4575

Report Filed: One report was filed as follows: H. Res. 1048, providing for the consideration of H.J. Res. 554, to amend the Constitution to provide for representation of the District of Columbia in the Congress (H. Rept. 95–908). Page 4545

Grazing Fee Moratorium: By a yea-and-nay vote of 257 yeas to 47 nays, Roll No. 83, the House passed H.R. 9757, Grazing Fee Moratorium of 1977.

Agreed to amend the title of the bill.

H. Res. 1024, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 302 yeas to 1 nay, Roll No. 81. Page 4548

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of March 1. Pages 4554–4555

Wichita Indian Tribe Lands: By a yea-and-nay vote of 226 yeas to 68 nays, Roll No. 85, the House passed H.R. 3377, to authorize the Wichita Indian Tribe of Oklahoma, and its affiliated bands and groups of Indians, to file with the Indian Claims Commission any of their claims against the United States for lands taken without adequate compensation.

Agreed to an amendment in the nature of a substitute

that differs from the original bill by deleting the waiver of res judicata and collateral estoppel; further defines affiliated bands and groups; and provides that any claim will be subject to the Act of October 8, 1976, concerning transfer of cases from the Commission to the Court of Claims (agreed to by a yea-and-nay vote of 293 yeas to 1 nay, Roll No. 84).

Subsequently, this passage was vacated and S. 773, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed.

H. Res. 1030, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 295 yeas to 6 nays, Roll No. 82. Pages 4555–4559

Nevada Lands: House agreed, with amendment, to the Senate amendment to H.R. 4979, to direct the Secretary of the Interior and the Administrator of General Services to convey certain public and acquired lands in the State of Nevada to the county of Mineral, Nevada—returning the measure to the Senate. Pages 4559–4560

Adjournment: Adjourned at 2:28 p.m.

Committee Meetings

CONSOLIDATED FARM AND RURAL DEVELOPMENT ACT

Committee on Agriculture: Subcommittee on Conservation and Credit continued markup of H.R. 8315, to amend the Consolidated Farm and Rural Development Act, and will resume on Monday, February 27.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Agricultural Marketing Service.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations heard testimony from Secretary of State Vance.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on National Commission on Libraries and Information Science; Occupational Safety and Health Review Commission; and Soldier's and Airmen's Home.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held an executive hearing on security of nuclear weapons.

MILITARY APPLICATION OF NUCLEAR ENERGY

Committee on Armed Services: Subcommittee on Intelligence and Military Application of Nuclear Energy held an executive hearing on fiscal year 1979 authorization for military application of nuclear energy. Testimony was heard from officials of the Department of Energy.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings on ship construction portion of H.R. 10929, DOD authorization. Testimony was heard from Vice Adm. C. R. Bryan, Commander, Naval Sea Systems Command.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development continued hearings on Title II, R.D.T. & E. portion of H.R. 10929, DOD authorization. Testimony was heard from Department of the Air Force witnesses.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Personnel continued hearings on the manpower portion of H.R. 10929, DOD authorization. Testimony was heard from officials of Department of the Navy and Marine Corps.

LEGISLATIVE OVERSIGHT ACT

Committee on the Budget: Met for discussion of H.R. 10421, Legislative Oversight Act of 1978.

INTELLIGENCE BUDGET

Select Committee on Intelligence: Subcommittee on Program and Budget Authorization continued executive hearings on intelligence and intelligence related activities budget for fiscal year 1979.

PUBLIC GRAZING LANDS

Committee on Interior and Public Lands: Subcommittee on Indian Affairs and Public Lands and Subcommittee on Mines and Mining held a joint hearing on and approved for full committee action H.R. 10787, Bureau of Land Management four-year authorization. Testimony was heard from Department of Interior and public witnesses.

FOREIGN ECONOMIC AND SECURITY ASSISTANCE

Committee on International Relations: Continued hearings on foreign economic and security assistance. Testimony was heard from public witnesses.

CONSUMER PRODUCT SAFETY COMMISSION

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance held a hearing on H.R. 10819, Consumer Product Act authorization; and H.R. 10637, to amend the Consumer Product Safety Act, relating to flame resistance and corrosiveness of certain insulation. Testimony was heard from representatives of Consumer Product Safety Commission; Chamber of Commerce; Consumer Federation of America; Environmental Defense Fund; and other public witnesses.

CANCER CAUSING CHEMICALS IN FOOD

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on cancer causing chemicals in food. Testimony was heard from FDA Commissioner Donald Kennedy; and Carol Foreman, Department of Agriculture.

CHILD HEALTH ASSESSMENT ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment met for markup of H.R. 6706, Child Health Assessment Act, and will resume on Monday, February 27.

FEDERAL BOAT SAFETY ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held a hearing on H.R. 10075, to extend authorization for appropriations for financial assistance to State boating programs. Testimony was heard from representatives of the Coast Guard, boat owners associations, and industry.

FEDERAL STATISTICAL SYSTEM

Committee on Post Office and Civil Service: Subcommittee on Census and Population held an oversight hearing on the Federal statistical system. Testimony was heard from Dr. Barbara Bailar, Bureau of Census, and public witnesses.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation R.D. & D. met and approved for full committee action H.R. 10960 amended, Department of Energy authorization for fiscal year 1979.

EPA AUTHORIZATION

Committee on Science and Technology: Subcommittee on the Environment and Atmosphere met and completed markup of the Environmental Protection Agency authorization for fiscal year 1979.

TAX TREATMENT OF AMERICANS WORKING ABROAD

Committee on Ways and Means: Continued hearings on proposals to modify tax treatment of Americans working abroad. Testimony was heard from Senators Proxmire and Gravel; officials of GAO; and public witnesses.

INDIVIDUAL RETIREMENT ACCOUNTS

Committee on Ways and Means: Subcommittee on Oversight held a hearing on individual retirement accounts. Testimony was heard from Albert Kramer, FTC; and public witnesses.

Monday, February 27, 1978

Senate

Chamber Action

Routine Proceedings, pages 4724–4842

Bills Introduced: Eight bills and four resolutions were introduced, as follows: S. 2591–2598; S.J. Res. 114; S. Con. Res. 67; and S. Res. 405–406. Pages 4773, 4788–4790, 4772

Bills Passed:

Enrollment Correction: Senate agreed to H. Con. Res. 486, authorizing corrections in the enrollment of H.R. 8638, to strengthen U.S. policies on nuclear nonproliferation and to reorganize certain nuclear export functions. Page 4830

General "Chappie" James: Senate agreed to S. Res. 406, honoring the memory of the late General Daniel "Chappie" James, Jr., USAF. Page 4772

Black Hills Reservation: Senate agreed to House amendment to S. 838, requesting the Court of Claims to review the finding of the Indian Claims Commission in the case affecting the Black Hills portion of the Great Sioux Reservation, South Dakota, thus clearing the measure for the President. Page 4842

Panama Canal Treaties: Senate continued its consideration of Executive Calendar No. 1, Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.), rejecting two amendments as follows:

(1) Modified Allen amendment No. 40 (Executive), to provide that the United States may maintain a military presence in the Panama Canal Zone after the year 2000, but not beyond the year 2019, if the President certifies that maintaining such presence is necessary for the defense of the Canal or to maintain its neutrality (tabled by 55 yeas to 34 nays); and Page 4729

(2) Hatch unprinted amendment No. 1 (Executive), to provide that the English text shall be binding on the two parties in the event that there is a divergence in the meaning in the words between the two texts (tabled by 58 yeas to 26 nays). Page 4257

Pending at recess was Scott amendment No. 22 (Executive), to provide that the Treaty shall not be effective unless and until the Panama Canal Treaty (Executive Calendar No. 2) be ratified by the United States and Panama. By unanimous consent it was agreed that no roll call vote occur in connection with this amendment prior to 2 p.m. on Tuesday, February 28. Page 4769 Pages 4729–4771

Presidential Message: Senate received a message from the President transmitting a report from the Council on Wage and Price Stability describing its activities dur-

ing the third quarter of 1977—referred to Committee on Banking, Housing, and Urban Affairs (PM-150). Page 4773

Extension of Time To Report: Select Committee on Intelligence was granted an additional 10 legislative days (from Feb. 28, 1978) to report S. 1566, proposed Foreign Intelligence Surveillance Act. Page 4842

Closed Session Transcript: Unanimous consent was granted to extend from 4 p.m. on Tuesday, February 28, until 4 p.m. on Friday, March 3, the time for release to the public of the transcript of the closed door sessions of the Senate held on Tuesday and Wednesday, February 21 and 22. Page 4842

Bill Referred: H.R. 9757, placing a moratorium on grazing fees, was referred to Committee on Energy and Natural Resources. Page 4773

Message From the House: Page 4773

Amendments Submitted for Printing: Page 4790–4791

Understanding Submitted for Printing: Page 4791

Statements on Introduced Bills: Pages 4773–4788

Additional Statements: Pages 4792–4842

Nomination: Senate received the nomination of James C. Cissell, to be U.S. attorney for the southern district of Ohio. Page 4842

Record Votes: Two record votes were taken today. Pages 4754, 4768

Recess: Senate met at 9:45 a.m. and recessed at 6:31 p.m. Page 4842

Committee Meetings

AMERICAN AGRICULTURE

Committee on Agriculture, Nutrition, and Forestry: Committee resumed hearings on economic problems in American agriculture, including testimony on the impact of proposal to set 100 percent of parity on prices of basic agricultural commodities. Witnesses heard were Oren Lee Staley, National Farmers Organization, Corning, Iowa; John W. Scott, The National Grange, Washington, D.C.; Reuben L. Johnson, National Farmers Union, Washington, D.C.; John Datt, American Farm Bureau Federation, Washington, D.C.; L. C. Carpenter, Midcontinent Farmers Association, Columbia, Missouri; and Ralph Lubeck, National Association of Farmer-Elected Committeemen, Stanford, Nebraska.

Hearings continue tomorrow.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the defense establishment, receiving testimony in open and closed sessions from Dr. William J. Perry, Under Secretary of Defense for Research, Development, Testing, and Evaluation.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—FOREIGN OPERATIONS

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for foreign aid programs, receiving testimony in behalf of funds for international financial institutions and the International Monetary Fund from Secretary of the Treasury W. Michael Blumenthal.

Subcommittee will meet again on Thursday, March 2.

APPROPRIATIONS—HEW

Committee on Appropriations: Subcommittee on Labor-HEW continued hearings on proposed budget estimates for fiscal year 1979 for the Health Resources Administration, receiving testimony from its Administrator, Dr. Henry A. Foley, who was accompanied by several of his associates of the Department of Health, Education, and Welfare.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for public works projects, receiving testimony in behalf of funds for their respective activities from Robert W. Scott, Federal Cochairman, Appalachian Regional Commission, and Loretta Nimmerrichter, Chairman, Interstate Commission on the Potomac River Basin.

Subcommittee will meet again tomorrow.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee resumed hearings on the nomination of G. William Miller, of California, to be a member of the Board of Governors of the Federal Reserve System, receiving testimony from Edwin J. Ducayet and Thomas Soutter, both of Textron, Inc., Providence, R.I.; Dwayne Jose and James F. Atkins, both of Bell Helicopter, Fort Worth; and Robert Bell, Wichita.

Hearings continue tomorrow.

NATURAL GAS PIPELINE SAFETY

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 1895, authorizing funds for fiscal year 1979 for the natural gas pipeline safety program, after receiving testimony from Dr. John Fearnsides, Acting Director, Research and Special Programs Directorate, accompanied by Lee Santman, Acting Director, Material Transportation Bureau, both of the Department of Transportation; Henry Eschwege, Director, Community and Economic Development Division, General Accounting Office; and Paul Rogers, National Association of Regulatory Utility Commissioners, Washington, D.C.

MEAT QUOTA AMENDMENTS

Committee on Finance: Committee held hearings on proposed amendments to the Meat Import Quota Act (Public Law 88-482), calling for reduction in the amount and expand the scope of such imports. Witnesses heard were Senators Bellmon, Melcher, and Bartlett; Stephen Bosworth, Deputy Assistant Secretary of State for International Resources and Food Policy; Thomas Hughes, Administrator, Foreign Agricultural Service, Department of Agriculture; James Starkey, Assistant Special Representative for Agricultural Affairs, Office of the Special Representative for Trade Negotiations; Governor Thomas L. Judge of Montana; Richard A. McDougal, National Cattlemen's Association, Denver; T. A. Cunningham, Independent Cattlemen's Association, Austin; John E. Ward, Meat Importers Council, New York City; Charles E. Ball, Texas Cattle Feeders Association, Dallas; Walter H. Johnson, Montana Stockgrowers Association, Butte; Joseph W. Dorn, Washington, D.C., on behalf of the National Association of American Meat Producers; David J. Steinberg, U.S. Council for Open World Economy, Washington, D.C.

Hearings were recessed subject to call.

ECONOMIC ISSUES

Committee on Foreign Relations: Subcommittee on Foreign Economic Policy held hearings to review the progress of international negotiations to establish a common fund for commodities; debt releases for developing countries, and other North-South issues, receiving testimony from Richard N. Cooper, Under Secretary of State for Economic Affairs.

Hearings recessed subject to call.

URBAN POLICY

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations resumed hearings to reexamine Federal urban policy, receiving testimony from Richard Nathan, Paul R. Dommel, and James W. Fossett, all of the Brookings Institution, Washington, D.C.; Francis Francois, Prince Georges County, Maryland, representing the National Association of Counties; and Dr. Arthur J. Naparstek, Washington, D.C. Public Affairs Center of the University of Southern California.

Hearings continue tomorrow.

NOMINATION

Committee on the Judiciary: Committee resumed hearings on the nomination of Benjamin R. Civiletti, where the nominee testified further and answered questions on his own behalf. Committee also held hearings on this nomination on Saturday, February 25, receiving testimony from the nominee.

Hearings continue tomorrow.

INDIAN RELIGIOUS RITES

Select Committee on Indian Affairs: Committee resumed hearings on S.J. Res. 102, to reevaluate U.S. policy to protect and preserve American Indian religious cultural rites and practices, receiving testimony from George Goodwin, Deputy Assistant Secretary of the Interior; Larry L. Simms, Office of Legal Counsel, Department of Justice; Thaddeus Rojeck, Chief Counsel, Customs Service, Department of the Treasury; Kirk Blue Dog, representing the Native American Rights Fund, Boulder, Colorado; Stephen Rios, Native American Heritage, Sacramento; and Jane K. Penn, Native American Commission, Banning, California.

Hearings were adjourned subject to call.

FOREIGN INTELLIGENCE

Select Committee on Intelligence: Committee ordered favorably reported with amendments S. 1566, to establish procedures for electronic surveillance in the area of foreign intelligence information.

House of Representatives

Chamber Action

Bills Introduced: 19 public bills, H.R. 11158–11176; and 3 resolutions, H.J. Res. 753, H. Con. Res. 494, and H. Res. 1050 were introduced. Page 4724

Bill Reported: One report was filed as follows: H.R. 3420, to reduce speculation in excess lands purchased under the Federal reclamation laws by imposing additional restrictions on sales and resales of such excess lands originally sold to qualify for water rights under such laws, amended (H. Rept. 95-909). Page 4723

Presidential Message—Council on Wage and Price Stability: Received and read a message from the President wherein he transmits to Congress the twelfth quarterly report of the Council on Wage and Price Stability—referred to the Committee on Banking, Finance and Urban Affairs. Page 4705

District of Columbia Legislation: Consideration of legislation pertaining to the District of Columbia was in order, and the following resolutions were called, considered, and agreed to:

Initiative and referendum: H. Con. Res. 464, approving an amendment to the District of Columbia Charter relating to initiative and referendum (agreed to by a yea-and-nay vote of 321 yeas to 24 nays, Roll No. 87); and

Recall of elected officials: H. Con. Res. 471, approv-

ing an amendment to the District of Columbia Charter relating to recall of elected officials (agreed to by a yea-and-nay vote of 350 yeas to 4 nays, Roll No. 88).

Pages 4706–4712

Adjournment: Adjourned at 1:48 p.m.

Committee Meetings

PRIVATE PENSION PLANS

Select Committee on Aging: Subcommittee on Retirement Income and Employment held a hearing on private pension plans. Testimony was heard from representatives of Department of Labor; Internal Revenue Service; General Accounting Office; anl Pension Guaranty Corporation.

Hearings continue Monday, March 13.

CONSOLIDATED FARM AND RURAL DEVELOPMENT ACT

Committee on Agriculture: Subcommittee on Conservation and Credit continued markup of H.R. 8315, to amend the Consolidated Farm and Rural Development Act.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Alaska Land Use Commission; and Geological Survey.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on Assistant Secretary for Health, overview.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on Appalachian Regional Development Programs; and Interstate Commission on Potomac River Basin.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on United States Railway Association.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings on the ship construction portion of H.R. 10929, DOD authorization. Testimony was heard from RAdm. Douglas F. Mow, Office of the Chief of Naval Operations.

Hearings continue Wednesday, March 1.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Installations and Facilities held a hearing on the military construction authorization request. Testimony was heard from Perry J. Fliakas, Deputy Assistant Secretary of Defense for Installations and Housing; Evan R. Harrington and John F. Rollence, Office of the Deputy Assistant Secretary of Defense for Installations and Housing; and Lt. Gen. Roland Heiser, Chief of Staff, U.S. European Command.

Hearings continue Wednesday, March 1.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Personnel continued hearings on the manpower portion of H.R. 10929, DOD authorization. Testimony was heard from representatives of the Air Force; Reserve Officers Association; and Congressional Budget Office.

Hearings continue Wednesday, March 1.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development continued hearings on the R.D.T. & E. portion of H.R. 10929, DOD authorization. Testimony was heard from Lt. Gen. Alton D. Slay, and John D. Martin, Department of the Air Force.

Hearings continue Wednesday, March 1.

COMMITTEE BUSINESS

Select Committee on Assassinations: Met in executive session to discuss investigative issues.

1979 BUDGET PROPOSALS

Committee on the Budget: Continued hearings on the President's fiscal year 1979 budget proposals. Testimony was heard from representatives of United Auto Workers; U.S. Conference of Mayors; National League of Cities; NAACP; and Women's International League for Peace and Freedom.

Hearings continue tomorrow.

INTELLIGENCE BUDGET

Select Committee on Intelligence: Subcommittee on Program and Budget Authorization continued executive hearings on intelligence and intelligence related activities budget for fiscal year 1979.

Hearings continue tomorrow.

ACCURACY OF NRC TESTIMONY

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held a hearing on accuracy of Nuclear Regulatory Commission testimony, hearing from NRC witnesses.

INTERIOR MISCELLANY

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs met and approved for full committee action the following bills:

H.R. 4354 amended, enlarges the boundary of Sequoia National Park;

H.R. 9840, to provide for the addition of Dorchester Heights to the Boston National Historical Park (hearing also was held); and S. Con. Res. 44 and H. Con. Res. 359, recognizes services of General Thaddeus Kosciuszko.

The Subcommittee held hearings but took no action on H.R. 1732 and H.R. 5975, authorizes the Trails West National Historical Park, Wyoming and Nebraska. Testimony was heard from Representative Smith, Nebraska; Don Overman, Mayor of Scotts Bluff, Nebraska; and John Rosnow, Department of Economic Development, Nebraska.

NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations held a hearing on the enforcement program of the National Collegiate Athletic Association. Testimony was heard from public witnesses.

Hearings continue tomorrow.

NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance continued hearings on the National Highway Traffic Safety Administration. Testimony was heard from Representative Marriott; Joan Claybrook, National Highway Traffic Safety Administration; a panel of truck users; a panel of drivers; and a panel of anti-lock manufacturers.

CHILD HEALTH ASSESSMENT ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued markup of H.R. 6706, Child Health Assessment Act.

FISHERMEN'S VOLUNTARY INSURANCE PROGRAM

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 10878, to extend until October 1, 1981, the voluntary insurance program provided by section 7 of the Fishermen's Protective Act of 1967. Testimony was heard from Representatives of Departments of State and Commerce and public witnesses.

SMALL BUSINESS ASSISTANCE

Committee on Small Business: Subcommittee on General Small Business Problems continued hearings on proposals to provide management and technical assistance to small business. Testimony was heard from Representative Baldus and public witnesses.

PUBLIC DEBT LIMITATION

Committee on Ways and Means: Held a hearing on H.R. 10416, to provide that the public debt limit shall be the limit established pursuant to the congressional budget procedures, and to provide that operations of the Federal Financing Bank will be included in the budget. Testimony was heard from Roger Altman, Treasury Department; Bowman Cutter, OMB; and Representatives Giaimo, Gibbons, and Derrick.

IMPORT RELIEF FOR INDUSTRIAL FASTENER INDUSTRY

Committee on Ways and Means: Subcommittee on Trade held a hearing on the President's decision with respect to import relief for the industrial fastener industry. Testimony was heard from Representatives Anderson of Illinois and Oakar; Senator Glenn; representatives of Departments of State, Treasury, Commerce, Labor, Defense, GSA, and Office of the Special Trade Representative; and panels representing private industry, U.S. fastener manufacturing group, and union organizations.

HOSPITAL COST CONTAINMENT ACT

Committee on Ways and Means: Subcommittee on Health continued markup of H.R. 6575, Hospital Cost Containment Act, and will resume tomorrow.

Joint Committee Meeting

PRESIDENT'S ECONOMIC REPORT

Joint Economic Committee: Committee resumed hearings on the President's Economic Report to Congress, receiving testimony from Henry L. Duncombe, Jr., General Motors Corporation, Detroit; and Charls Walker, Washington, D.C.

Hearings continue on Wednesday, March 1.

Tuesday, February 28, 1978

Senate

Chamber Action

Routine Proceedings, pages 4867–4988

Bills Introduced: Twelve bills and one resolution were introduced, as follows: S. 2599–2610; and S. Res. 407.

Pages 4924–4925, 4953

Bills Reported: Reports were made as follows:

S. Res. 407, declaring the sense of the Senate that in any governmental reorganization the Department of Agriculture should not be changed in any way that would diminish its ability to perform any of its vital functions (S. Rept. 95–641).

H.R. 3946, relating to the suspension of duty on wool,

and to provide a refundable tax credit for educational expenses, with amendments (S. Rept. 95-642).

S. 2539, to improve the basic educational opportunity grants program under the Higher Education Act, with amendments together with additional views (S. Rept. 95-643). Pages 4922–4923

Bill Passed:

Redwood National Park Lands: Senate passed and returned to the House H.R. 3813, to add certain lands to the Redwood National Park, California, after striking all after the enacting clause and inserting in lieu thereof text of Senate companion bill S. 1976, as passed by the Senate on January 31, 1978.

Senate insisted on its amendment, requested conference with the House, and appointed as conferees Senators Abourezk, Jackson, Matsunaga, Hansen, and Hatfield of Oregon. Page 4988

Grand Canyon National Park: Senate agreed to the House amendment to S. 2076, authorizing the Secretary of the Interior to transfer franchise fees from certain Grand Canyon National Park concessions to the Grand Canyon Unified School District, Arizona, thus clearing the measure for the President. Pages 4987–4988

Panama Canal Treaties: Senate continued its consideration of Executive Calendar No. 1, Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.), rejecting, by 24 yeas to 69 nays, Scott amendment No. 22 (Executive), to provide that the Treaty shall not be effective unless and until the Panama Canal Treaty (Executive Calendar No. 2) be ratified by the United States and Panama. Page 4868

Pending at recess was Allen amendment No. 45 (Executive), to allow U.S. military presence in the Canal Zone beyond 1999 if, at that time, the United States is in a state of war with any nation which may seek to have its warships transit the Canal under the neutrality treaty. Page 4918

Pages 4868–4918

Presidential Messages: Senate received three messages from the President, as follows:

Transmitting legislative proposals designed to strengthen our major elementary and secondary education program—referred to Committee on Human Resources (PM-151);

Transmitting 8th annual report of the Council on Environmental Quality—referred to Committee on Environment and Public Works (PM-152); and

Transmitting an agreement between the United States and Italy on the matter of Social Security—referred jointly to Committees on Foreign Relations and Finance (PM-153). Pages 4919–4922

Vice Presidential Appointment: Senator Pearson was appointed to membership on the Select Committee on Ethics in the place of Senator Tower. Page 4987

Bills Referred: H. Con. Res. 464 and 471, D.C. Charter bills, were referred to Committee on Governmental Affairs. Page 4922

Messages From the House: Page 4922

Amendments Submitted for Printing: Pages 4953–4955

Understanding Submitted for Printing: Page 4955

Statements on Introduced Bills: Pages 4925–4953

Additional Statements: Pages 4956–4987

Confirmations: Senate confirmed the nominations of Edith B. Sloan and Susan B. King, both of the District of Columbia, each to be a member of the Consumer Product Safety Commission. Page 4989

Nominations: Senate received one Air Force nomination in the rank of General; two Marine Corps in the rank of General; and numerous nominations in the Army, Navy, and Marine Corps. Pages 4988–4989

Record Votes: One record vote was taken today. Page 4898

Recess: Senate met at 10 a.m. and recessed at 6:21 p.m. Page 4988

Committee Meetings

AMERICAN AGRICULTURE

Committee on Agriculture, Nutrition, and Forestry: Committee continued hearings on economic problems in American agriculture, including testimony on the impact of proposal to set 100 percent of parity on prices of basic agricultural commodities. Witnesses heard were Representative Breaux; Glen Moore, National Association of Wheat Growers, Willard, Montana; Robert Schaus, American Bakers Association, New York City; Melvyn Mussell, L. J. Owens, and Ken Palmgreen, all of Edsen, Kansas; David Evert, Goodland, Kansas; William Gray, First National Bank, Goodland, Kansas; Gary Flair, Bucklin, Kansas; John Eberle, York, North Dakota; David Carter, U.S. Beet Sugar Association, Washington, D.C.; P. J. DeGravelles, American Sugar Cane League, New Orleans, Louisiana; C. B. Shields, Edcouch, Texas; Robert Liebenow, Corn Refiners Association, Washington, D.C.; Donald E. Nordlund, A. E. Staley Manufacturing Co., Decatur, Illinois; Joseph Creed, Washington, D.C.; Earl Cross and Helen Boyd, Basin, Wyoming; Lawrence S. Pricher, Hawaiian Sugar Planters Association, Washington, D.C.; Robert Wherry, Great Western Sugar, Denver, Colorado; and Greg Potvin, U.S. Cane Sugar Refiners, Washington, D.C.

Hearings continue tomorrow.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of Agriculture, receiving testimony from Secretary Bob Bergland.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—HEW

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the Department of HEW, receiving testimony from Dr. Julius B. Richmond, Assistant Secretary for Health, Dr. Mary Berry, Assistant Secretary for Education, and Dr. Ernest Bayer, Commissioner of Education, all of the Department of HEW.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee held hearings on proposed second supplemental appropriations for fiscal year 1978 for the Department of the Interior and related activities, receiving testimony from Robert S. Cook, Deputy Director, Fish and Wildlife Service; Forrest Gerard, Assistant Secretary for Indian Affairs; William J. Whalen, Director, National Park Service; Jesse Lowe, Acting Assistant Director, Bureau of Land Management; Ruth G. Van Cleve, Director, Office of Territorial Affairs; all of the Department of the Interior; R. Max Peterson, Deputy Chief, Forest Service, Department of Agriculture; and Dr. Emery A. Johnson, Director, Indian Health Service, Health Services Administration, Department of Health, Education, and Welfare.

Also, Subcommittee held hearings on proposed budget estimates for fiscal year 1979 for the Joint Federal-State Land Use Planning Commission for Alaska, receiving testimony from the Federal Co-Chairman, Esther Wunnicke.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee on Military Construction resumed hearings on proposed budget estimates for fiscal year 1979 for military construction programs, receiving testimony from Rear Admiral D. G. Iselin, Commander, Naval Facilities Engineering Command, who was accompanied by several supporting witnesses.

Subcommittee will meet again on Tuesday, March 7.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for public works projects, receiving testimony from Aubrey J. Wagner, Chairman, Tennessee Valley Authority.

Subcommittee will meet again tomorrow.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development held closed hearings on proposed military procurement authorizations for fiscal year 1979, receiving testimony on funds for defense research, development, test, and evaluation programs from William J. Perry, Undersecretary of Defense for Research and Engineering.

Subcommittee recessed subject to call.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on the nomination of G. William Miller, of California, to be a member of the Board of Governors of the Federal Reserve System, receiving testimony from J. H. Orpen, St. Croix, Virgin Islands. The nominee also testified further and answered questions on his own behalf.

Committee will meet on Thursday, March 2, to consider this nomination.

NOMINATIONS AND NO-FAULT INSURANCE

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the nominations of Edith B. Sloan and Susan B. King, both of the District of Columbia, each to be a Commissioner of the Consumer Product Safety Commission.

Also, Committee discussed S. 1381, setting standards for State no-fault benefit plans to compensate motor vehicle accident victims, but did not complete action thereon and will meet again on Thursday, March 2, to consider this and other committee business.

NASA AUTHORIZATION

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space resumed hearings on S. 2527, authorizing funds for fiscal year 1979 for the National Aeronautics and Space Administration, receiving testimony from Dr. Noel W. Hinners, Associate Administrator for Space Science, and Norman B. Pozinsky, Acting Associate Administrator for Space Tracking and Data Systems, both of NASA.

Hearings continue tomorrow.

DOE AUTHORIZATION

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development resumed hearings on proposed fiscal year 1979 authorizations for the Department of Energy, receiving testimony today on fossil fuel programs from Dr. Eric H. Willis, Acting Deputy Assistant Secretary for Energy Technology, and George Fumich, Jr., Acting Program Director for Fossil Energy, both of the Department of Energy.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Finance: Committee ordered favorably reported the following bills:

H.R. 8423, proposing improvements in the Medicare end stage renal disease program, with amendments; and

An original bill authorizing an additional $265 million for fiscal year 1979 for the Work Incentive Program under the Social Security Act. (The bill would also au-

thorize funds for the Work Incentive Program of up to $1.5 billion, which includes State matching funds, for years after fiscal year 1979.)

Also, Committee agreed to an additional amendment to H.R. 9251, extending the effective date of several provisions of the Tax Reform Act of 1976 and prohibiting the Department of the Treasury (Internal Revenue Service) from issuing certain rulings on regulations effective prior to specific dates in 1978, which amendment would allow the National Research Service awards of the Public Health Service to be treated as scholarships or fellowships under the Internal Revenue Code. (This bill was ordered reported by the committee on February 3, 1978.)

Also, Committee continued to consider those matters and programs which fall within the Committee's jurisdiction with a view to submitting its views and budgetary recommendations to the Committee on the Budget by March 15, but did not complete action thereon and will meet again on Thursday, March 2.

NOMINATIONS

Committee on Foreign Relations: Committee ordered favorably reported the following nominations:

John P. Condon, of Oklahoma, to be Ambassador to the Dominion of Fiji;

Thomas J. Corcoran, of the District of Columbia, to be Ambassador to the Republic of Burundi;

Robert J. McCloskey, of Maryland, to be Ambassador to Greece;

Robert M. Sayre, of Virginia, to be Ambassador to Brazil;

David T. Schneider, of Maryland, to be Ambassador to the People's Republic of Bangladesh;

Galen L. Stone, of the District of Columbia, to be Ambassador to the Republic of Cyprus;

Herman J. Cohen, of New York, Ambassador to the Republic of Senegal, to serve concurrently as Ambassador to The Gambia;

Arthur T. Tienken, of Virginia, Ambassador to the Gabonese Republic, to serve concurrently as Ambassador to the Republic of Sao Tome and Principe;

W. Howard Wriggins, of New York, Ambassador to the Republic of Sri Lanka, to serve concurrently as Ambassador to the Republic of Maldives;

Frank Markoe, Jr., of New Jersey, and Rita E. Hauser, of New York, each to be a Member of the Board for International Broadcasting;

Harold M. Agnew, of New Mexico; McGeorge Bundy, of New York; Bert T. Combs, of Kentucky; Paul M. Doty, of Massachusetts; Douglas A. Fraser, of Michigan; Harry A. Huge, of Virginia; Joseph L. Kirkland, of the District of Columbia; Arthur B. Krim, of New York; Wolfgang K. H. Panofsky, of California; Brent Scowcroft, of the District of Columbia; Margaret Bush Wilson, of Missouri; and Lawrence O. Cooper, Sr., of Mississippi, each to be a member of the General Advisory Committee of the United States Arms Control and Disarmament Agency; and

Two Foreign Service Information Officer lists dated January 25, and February 6, 1978.

Committee also considered the following treaties:

(a) Tax Convention with the United Kingdom (Exec. K, 94th Cong., 2d sess.);

(b) Convention between the United States and Republic of Korea for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income (Exec. P, 94th Cong., 2d sess.);

(c) Convention with the Republic of the Philippines (Exec. C, 95th Cong., 1st sess.); and

(d) Two related protocols amending the Convention for the Unification of Certain Rules Relating to International Carriage by Air (Exec. B, 95th Cong., 1st sess.), but did not complete action thereon.

Committee received testimony in connection with Foreign Service Officer promotion lists dated January 25, and February 10, 1978, from John Hemenway, Washington, D.C.

URBAN POLICY

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations continued hearings to reexamine Federal urban policy, receiving testimony from Professor Edward Gramlich, University of Michigan, Ann Arbor; and the following Mayors representing the U.S. Conference of Mayors: Lee Alexander, Syracuse; William McNichols, Jr., Denver; Coleman Young, Detroit; Moon Landrieu, New Orleans; Henry Maier, Milwaukee; Helen G. Boosalis, Lincoln; Michael Bilandic, Chicago; Herman Padilla, San Juan, Puerto Rico; Randy Tyree, Knoxville; and Bruce Taliento, Portland, Maine.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Human Resources: Committee ordered favorably reported with an amendment S. 2452, authorizing not to exceed $5 million to develop the Hubert H. Humphrey Institute of Public Affairs at the University of Minnesota (amended so as to authorize not to exceed $2.5 million for the Everett Dirksen Center in Pekin, Illinois).

Also, Committee completed its review of items in the Presidential budget for fiscal year 1979 which fall within its jurisdiction, and agreed on recommendations that it will make to the Budget Committee by March 15.

NOMINATION

Committee on the Judiciary: Committee continued hearings on the nomination of Benjamin R. Civiletti, of Maryland, to be Deputy Attorney General, Department of Justice, receiving testimony from Russell Baker, Baltimore. The nominee testified further and answered questions on his own behalf.

Hearings continue tomorrow.

INTELLIGENCE GATHERING

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures resumed hearings to examine the erosion of law enforcement intelligence gathering capabilities, receiving testimony from Frank Carrington, Americans for Effective Law Enforcement, Chicago; and Professor Charles Rice, University of Notre Dame Law School.

Hearings continue on Thursday, March 2.

COMMITTEE BUDGETS AND PRINTING RESOLUTIONS

Committee on Rules and Administration: Committed ordered favorably reported the following measures:

S. Res. 384, requesting $766,000 for expenses of Committee on Agriculture, Nutrition, and Forestry;

S. Res. 385, requesting $817,000 for expenses of Committee on Armed Services (amended to reduce amount to $808,800 and technical amendments);

S. Res. 371, requesting $1,138,000 for expenses of Committee on Banking, Housing, and Urban Affairs (amended to reduce amount to $1,126,600 and technical amendments);

S. Res. 387, requesting $2,430,800 for expenses of Committee on the Budget (amended to reduce amount to $2,406,500 and technical amendments);

S. Res. 374, requesting $2,677,800 for expenses of Committee on Commerce, Science, and Transportation, with technical amendments;

S. Res. 367, requesting $1,235,000 for expenses of Committee on Energy and Natural Resources;

S. Res. 379, requesting $1,414,500 for expenses of Committee on Environment and Public Works (amended to reduce amount to $1,386,200);

S. Res. 392, requesting $635,000 for expenses of Committee on Finance (amended to reduce amount to $609,600);

S. Res. 377, requesting $1,231,000 for expenses of Committee on Foreign Relations, with technical amendments;

S. Res. 370, requesting $4,466,231 for expenses of Committee on Governmental Affairs (amended to reduce amount to $4,242,900 and technical amendments);

S. Res. 361, requesting $2,723,000 for expenses of Committee on Human Resources (amended to reduce amount to $2,623,000);

S. Res. 398, requesting $5,526,700 for expenses of Committee on the Judiciary (with additional amendments reducing amount to $4,835,900);

S. Res. 382, requesting $279,000 for expenses of Committee on Veterans' Affairs with technical amendments;

S. Res. 368, requesting $575,410 for expenses of Select Committee on Indian Affairs (amended to reduce amount to $518,000);

S. Res. 383, requesting $1,925,000 for expenses of Select Committee on Intelligence (amended to reduce amount to $1,809,500);

S. Res. 378, requesting $285,500 for expenses of Select Committee on Small Business (amended to reduce amount to $276,900 and technical amendments);

S. Res. 375, requesting $321,000 for expenses of Special Committee on Aging;

S. Res. 376, giving the Special Committee on Aging the status of a standing committee relative to budget matters as set forth in the Legislative Reorganization Act of 1946;

S.J. Res. 106, to provide for the reappointment of A. Leon Higginbotham, Jr., as a citizen regent of the Board of Regents of the Smithsonian Institution;

S.J. Res. 107, to provide for the reappointment of John Paul Austin as a citizen regent of the Board of Regents of the Smithsonian Institution;

S.J. Res. 108, to provide for the appointment of Anne Legendre Armstrong as a citizen regent of the Board of Regents of the Smithsonian Institution;

H.R. 8358, to provide for the designation of libraries of accredited law schools as depository libraries of Government publications, with amendments;

S. Res. 359, to print as a Senate document Committee on Governmental affairs print entitled "Study on Federal Regulation, Volume V, Regulatory Organization";

S. Res. 400, to print additional copies of Committee on Environment and Public Works print entitled "The Panama Canal—A Reexamination";

An original resolution authorizing the printing of a revised edition of the "Election Law Guidebook" as a Senate document;

An original resolution authorizing the reprinting of Senate document 95-24, a compilation entitled "Majority and Minority Leaders of the Senate"; and

An original resolution to pay a gratuity to the survivor of a deceased Senate employee.

BUDGET RECOMMENDATIONS

Committee on Veterans' Affairs: Committee completed its review of items in the Presidential budget for fiscal year 1979 which fall within its legislative jurisdiction, and agreed on recommendations that it will make to the Budget Committee by March 15.

INTELLIGENCE AUTHORIZATION

Select Committee on Intelligence: Subcommittee on Budget resumed closed hearings on proposed fiscal year 1979 authorizations for Government intelligence activities, receiving testimony from Dr. Gerald Dinneen, Assistant Secretary for Intelligence and Adm. Daniel

Murphy, Deputy Under Secretary for Policy and Plans, both of the Department of Defense.

Subcommittee will meet again tomorrow.

1978 TAX PACKAGE

Select Committee on Small Business: Committee held hearings on small business aspects of the Administration's 1978 tax program, receiving testimony from Donald C. Lubig, Acting Assistant Secretary of the Treasury for Tax Policy; A. Vernon Weaver, Administrator, Small Business Administration; James D. McKevitt, National Federation of Independent Business, Washington, D.C.; John Lewis, National Small Business Association and Small Business Legislative Council, Washington, D.C.; Walter B. Stults, National Association of Small Business Investment Companies and Council on Small and Independent Business Associations, Washington, D.C.; Michael Bell, representing the National Venture Capital Association, San Antonio, Texas; Dr. Jack Carlson and Robert Statham, Chamber of Commerce of the U.S., Washington, D.C.; and Van P. Smith, Ontario Corporation of Muncie, Indiana.

Hearings were adjourned subject to call.

House of Representatives

Chamber Action

Bills Introduced: 34 public bills, H.R. 11177–11210; 1 private bill, H.R. 11211; and 12 resolutions, H.J. Res. 754–763, and H. Res. 1051 and 1052 were introduced.

Pages 5041–5043

Bills Reported: Reports were filed as follows:

H.R. 10899, to provide for Federal regulation of participation by foreign banks in domestic financial markets, amended (H. Rept. 95–910);

H.R. 3161, to amend title 5, United States Code, to improve the basic workweek of firefighting personnel of executive agencies, amended (H. Rept. 95–911);

H.R. 7814, to authorize Federal agencies to experiment with flexible and compressed employee work schedules, amended (H. Rept. 95–912);

H.R. 4320, to amend chapter 83 of title 5, United States Code, to discontinue civil service annuity payments for periods of employment as a justice or judge of the United States, amended (H. Rept. 95–913); and

H.J. Res. 746, making urgent power supplemental appropriations for the Department of Energy, Southwestern Power Administration for the fiscal year ending September 30, 1978 (H. Rept. 95–914). Page 5041

Late Report: Committee on Appropriations received permission to file a report by midnight tonight on H.J. Res. 746, making urgent power supplemental appropriations for the Department of Energy, Southwestern Power Administration for the fiscal year ending September 30, 1978. Subsequently, it was made in order to consider H.J. Res. 746, in the House as in the Committee of the Whole, on Friday, March 3, or any day thereafter.

Pages 4991–4992

Suspensions: House voted to suspend the rules and pass the following bills:

Abolition of diversity of citizenship jurisdiction: H.R. 9622, amended, to abolish diversity of citizenship as a basis of jurisdiction of Federal district courts and to abolish the amount in controversy requirement in Federal question cases (passed by a yea-and-nay vote of 266 yeas to 133 nays, Roll No. 90);

Pages 4992–5000, 5008–5009

Ocean pollution research: S. 1617, amended, to establish a program of ocean pollution research and monitoring. Agreed to amend the title of the bill—returning the measure to the Senate; and Pages 5000–5006

Investment income of private foundations: H.R. 112, amended, to amend section 4940 of the Internal Revenue Code of 1954 with respect to private operating foundations the principal activity of which is the operation of long-term care facilities. Agreed to amend the title of the bill. Pages 5006–5008

FTC Amendments: By a yea-and-nay vote of 146 yeas to 255 nays, Roll No. 91, the House failed to agree to the conference report on H.R. 3816, Federal Trade Commission Amendments of 1977. Earlier, a point of order against the conference report was overruled.

House then insisted on its disagreement to the Senate amendment to H.R. 3816, and requested a further conference. Appointed as conferees: Representatives Staggers, Eckhardt, Metcalfe, Krueger, Carney, Scheuer, Luken, Devine, Broyhill, and Rinaldo; and Butler, for consideration of sec. 112 of the Senate amendment and modifications thereof. Pages 5009–5018

American Folklife: By a yea-and-nay vote of 306 yeas to 80 nays, Roll No. 92, the House passed H.R. 5981, to amend the American Folklife Preservation Act to extend the authorizations of appropriations contained in such Act.

Agreed to the committee amendment.

H. Res. 1014, the rule under which the bill was considered was agreed to earlier by a voice vote.

Pages 5018–5022

Resolutions Re-Referred: H.J. Res. 615 and 690, ordering the President of the United States, the Secretary of Agriculture, and other officials to develop and implement a comprehensive program for foreign sales of American agricultural commodities, in order to protect the welfare of American farmers; now referred to the Committee on International Relations, were jointly referred to the Committee on Agriculture. Page 5022

Presidential Messages: Received and read the following messages from the President:

Environmental quality: Transmitting the eighth annual report of the Council on Environmental Quality—referred to the Committee on Merchant Marine and Fisheries;

Elementary and secondary education: Transmitting proposals to strengthen our major elementary and secondary education programs—referred to the Committee on Education and Labor and ordered printed (H. Doc. 95–296); and

Social security: Transmitting the Agreement between the United States and Italy on the Matter of Social Security—referred to the Committee on Ways and Means and ordered printed (H. Doc. 95–297). Pages 5022–5025

Adjournment: Adjourned at 5:17 p.m.

Committee Meetings

AGRICULTURAL TRADE ACT

Committee on Agriculture: Subcommittee on Department Investigations, Oversight and Research held a hearing on H.R. 10520 and related bills, Agricultural Trade Act of 1978. Testimony was heard from Representative Poage and public witnesses.

Hearings continue tomorrow.

URGENT POWER SUPPLEMENTAL

Committee on Appropriations: Met and ordered reported favorably to the House H. J. Res. 746, urgent power supplemental appropriations for fiscal year 1978.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Office of the Secretary; Departmental Administration; and Office of Governmental and Public Affairs.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on Inter-American Foundation.

INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on Council on Environmental Quality; and Environmental Protection Agency.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Geological Survey.

HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on Health Services Administration.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on NATO military construction program.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on Tennessee Valley Authority.

COMMERCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce and Judiciary held hearings on Secretary of Commerce; General Administration; and National Telecommunications and Information Administration.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Civil Aeronautics Board.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on Secretary of the Treasury; Office of the Secretary; and Federal Law Enforcement Training Center.

ARMY REPROGRAMING REQUEST

Committee on Armed Services: Held a hearing on and approved Army reprograming request to procure two UV–18A utility aircraft for the Alaska Army National Guard. Testimony was heard from Brig. Gen. J. M. Shea, Department of the Army.

DOD AUTHORIZATION

Committee on Armed Services: Held a hearing on Air Force procurement portion of H.R. 10929, DOD authorization. Testimony was heard from Lt. Gen. Alton D. Slay and Maj. Gen. William R. Nelson, Department of the Air Force.

U.S. PARTICIPATION IN MULTILATERAL DEVELOPMENT INSTITUTIONS

Committee on Banking, Finance, and Urban Affairs: Subcommittee on International Development Institutions and Finance held an oversight hearing on United States participation in the multilateral development institutions. Testimony was heard from Under Secretary of State Cooper; and Assistant Secretary of Treasury Bergsten.

BUDGET PROPOSALS

Committee on the Budget: Continued hearings on the President's fiscal year 1979 budget proposals. Testimony was heard from Representatives Bolling and Conyers; and public witnesses.

MIDDLE INCOME STUDENT ASSISTANCE ACT

Committee on Education and Labor: Subcommittee on Postsecondary Education met and approved for full

committee action H.R. 10854 amended, Middle Income Student Assistance Act.

ELEMENTARY AND SECONDARY ACT PROPOSALS

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education held a hearing on the Administration's Elementary and Secondary Act proposals. Testimony was heard from HEW Secretary Califano.

PRESIDENTIAL PAPERS ACT

Committee on Government Operations: Subcommittee on Government Information and Individual Rights continued hearings on H.R. 10998, Presidential Papers Act of 1978. Testimony was heard from Lawrence Hammond, Department of Justice; James Rhoads, Archivist of the United States; and public witnesses.

Hearings continue Thursday, March 2.

COMMITTEE FUNDS

Committee on House Administration: Subcommittee on Accounts met and approved for full committee action by voice vote resolutions providing funds for the following committees, as amended:

H. Res. 1000, Committee on Merchant Marine and Fisheries;

H. Res. 997, Committee on Small Business; and

H. Res. 978, Committee on Interstate and Foreign Commerce.

INTELLIGENCE BUDGET

Select Committee on Intelligence: Subcommittee on Program and Budget Authorization continued executive hearings on intelligence and intelligence related activities budget for fiscal year 1979.

Hearings continue tomorrow.

ALASKA NATIONAL INTEREST LANDS CONSERVATION ACT

Committee on Interior and Insular Affairs: Began markup of H.R. 39, Alaska National Interest Lands Conservation Act, and will resume tomorrow.

COMMITTEE BUSINESS

Committee on International Relations: Met for consideration of fiscal year 1979 views and estimates report to House Budget Committee, and will resume tomorrow.

VOLUNTARY CONTRIBUTIONS TO OAS

Committee on International Relations: Subcommittees on International Organizations and Inter-American Affairs held a joint hearing on U.S. voluntary contributions to the Organization of American States. Testimony was heard from Gale McGee, U.S. Permanent Representative to the Organization of American States.

SECURITY ASSISTANCE FOR AFRICA

Committee on International Relations: Subcommittee on Africa held an overview hearing on security assistance program for Africa. Testimony was heard from Assistant Secretary of State Moose; and Richard R. Violette, Defense Security Assistance Agency.

HUMAN RIGHTS IN IRAN

Committee on International Relations: Subcommittee on International Organizations held a hearing on review of human rights: Iran. Testimony was heard from Brian Wrobel, staff member, International Secretariat of Amnesty International, London.

MIDDLE EAST AID REQUEST

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on fiscal year 1979 aid request for the Middle East. Testimony was heard from representatives of Departments of State and Defense, and Agency for International Development.

NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on the enforcement program of the National Collegiate Athletic Association with testimony from public witnesses.

IONIZING RADIATION

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued oversight hearings on low-level ionizing radiation. Testimony was heard from Senators McIntyre, Durkin and Hathaway; Representative D'Amours; Department of the Navy and public witnesses.

CONSUMER PRODUCT SAFETY COMMISSION

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance held hearings on H.R. 10819, Consumer Product Safety Act authorization extension; and H.R. 10637, to establish an interim consumer product safety rule relating to the standards for flame resistance and corrosiveness of certain insulation. Testimony was heard from Representative Moffett; and representatives of Department of Energy and Housing Research Group and other public witnesses.

FBI CHARTER

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held a hearing on H.R. 10400, FBI Charter. Testimony was heard from Attorney General Griffin B. Bell.

CIGARETTE BOOTLEGGING

Committee on the Judiciary: Subcommittee on Crime held a hearing on H.R. 10066 and 8853, interstate bootlegging of cigarettes. Testimony was heard from Governor of Pennsylvania Shapp; Wayne Anderson, Advisory Commission on Intergovernmental Relations; a panel of tax administrators; James H. Tully, Jr., Commissioner of Taxation and Finance, State of New York; and Diane Fuchs, Ralph Nader Tax Reform Research Group.

REVISION OF CRIMINAL CODE

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on H.R. 6869 and 2311, to revise and recodify Federal criminal laws. Testimony was heard from public witnesses.

Hearings continue tomorrow.

U.S. COAST GUARD AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held a hearing on fiscal year 1979 authorization for U.S. Coast Guard. Testimony was heard from officials of Department of Transportation and the Coast Guard.

Hearings continue Thursday, March 2.

ADOLESCENT FERTILITY

Select Committee on Population: Held a hearing on trends and consequences of adolescent fertility. Testimony was heard from academic and other public witnesses.

FITNESS FOR DUTY EXAMINATIONS

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held an oversight hearing on fitness for duty examinations. Testimony was heard from Representative Fauntroy; a representative of Civil Service Commission; and public witnesses.

FULL EMPLOYMENT AND BALANCED GROWTH ACT

Committee on Rules: Completed hearings on H.R. 50, Full Employment and Balanced Growth Act, and will markup Title III and consider proposed rule on Wednesday, March 1. Testimony was heard from Representatives Hawkins, Mahon, Jeffords, Stanton, and Conable.

NASA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Space Science and Applications met and approved for full committee action H.R. 10664 amended, to authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management.

NOAA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Environment and Atmosphere held a hearing on fiscal year 1979 authorization for the National Oceanic and Atmospheric Administration, with testimony from NOAA witnesses.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Environment and Atmosphere met for markup of H.R. 10969, Department of Energy authorization for fiscal year 1979.

NATIONAL MATERIALS POLICY, RESEARCH AND ORGANIZATION ACT

Committee on Science and Technology: Subcommittee on Science, Research and Technology held a hearing on H.R. 10859, National Materials Policy, Research, and Organization Act of 1978. Testimony was heard from public witnesses.

Hearings continue tomorrow.

FAA BUDGET

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather held an executive hearing on fiscal year 1979 FAA research and development budget. Testimony was heard from Quenton Taylor, Deputy Director, Federal Aviation Administration.

UTILITY RATE SETTING PROCEDURES

Committee on Small Business: Subcommittees on Minority Enterprise and General Oversight and Energy, Environment, Safety and Research held a joint hearing on utility rate setting procedures. Testimony was heard from J. Peach, Deputy Director, Energy and Minerals Division, GAO.

KOREAN INFLUENCE INVESTIGATION

Committee on Standards of Official Conduct: Began hearing testimony in executive session from Tongsun Park on payments to Members of Congress, and will resume tomorrow.

PUBLIC DEBT LIMITATION

Committee on Ways and Means: Met and ordered reported favorably to the House H.R. 11180, increases temporary debt limitation.

HOSPITAL COST CONTAINMENT ACT

Committee on Ways and Means: Subcommittee on Health met and approved for full committee action H.R. 6575 amended, Hospital Cost Containment Act.

A19/OC14 J 2 4 3 0 7 8

Wednesday, March 1, 1978

Senate

Chamber Action

Routine Proceedings, pages 5122–5234

Bills Introduced: Fifteen bills were introduced, as follows: S. 2611–S. 2625. Pages 5185–5186

Bills Reported: Reports were made as follows:

S. Res. 384, requesting $766,000 for expenses of Committee on Agriculture, Nutrition, and Forestry (S. Rept. 644);

S. Res. 385, requesting $808,800 for expenses of Committee on Armed Services, with amendments (S. Rept. 645);

S. Res. 371, requesting $1,126,600 for expenses of Committee on Banking, Housing, and Urban Affairs, with amendments (S. Rept. 646);

S. Res. 387, requesting $2,406,500 for expenses of Committee on the Budget, with amendments (S. Rept. 647);

S. Res. 374, requesting $2,677,800 for expenses of Committee on Commerce, Science, and Transportation, with amendments (S. Rept. 648);

S. Res. 367, requesting $1,235,000 for expenses of Committee on Energy and Natural Resources (S. Rept. 649);

S. Res. 379, requesting $1,386,200 for expenses of Committee on Environment and Public Works, with amendment (S. Rept. 650);

S. Res. 392, requesting $609,600 for expenses of Committee on Finance, with amendment (S. Rept. 651);

S. Res. 377, requesting $1,231,000 for expenses of Committee on Foreign Relations, with amendment (S. Rept. 652);

S. Res. 370, requesting $4,242,900 for expenses of Committee on Governmental Affairs, with amendment (S. Rept. 653);

S. Res. 361, requesting $2,623,000 for expenses of Committee on Human Resources, with amendment (S. Rept. 654);

S. Res. 398, requesting $4,835,900 for expenses of Committee on the Judiciary, with amendments (S. Rept. 655);

S. Res. 382, requesting $279,000 for expenses of Committee on Veterans' Affairs, with amendments (S. Rept. 656);

S. Res. 378, requesting $276,900 for expenses of Select Committee on Small Business, with amendments (S. Rept. 657);

S. Res. 383, requesting $1,809,500 for expenses of Select Committee on Intelligence, with amendment (S. Rept. 658);

S. Res. 375, requesting $321,000 for expenses of Special Committee on Aging (S. Rept. 659);

S. Res. 368, requesting $518,000 for expenses of Select Committee on Indian Affairs, with amendment (S. Rept. 660). Page 5185

Panama Canal Treaties: Senate continued its consideration of Executive Calendar No. 1, Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.), rejecting two amendments proposed thereto, as follows:

(1) Allen amendment No. 45 (Executive), to allow U.S. military presence in the Canal Zone beyond 1999 if, at that time, the U.S. is in a state of war with any nation which may seek to have its warships transit the Canal under the neutrality treaty (tabled by 57 yeas to 38 nays); and Page 5130

(2) Allen unprinted amendment No. 2 (Executive), as a substitute for Article I, to provide that it will not be a violation of neutrality of the canal for the U.S., in time of war, to intercept any enemy warship sailing for the Panama Canal to prevent it from reaching the Canal where it would enjoy neutrality and unimpeded transit (tabled by 60 yeas to 34 nays). Page 5159

Pages 5130–5178

Confirmations: Senate confirmed the following nominations:

Arthur T. Tienken, of Virginia, Ambassador to the Gabonese Republic, to serve concurrently as Ambassador to Sao Tome and Principe;

Thomas J. Corcoran, of the District of Columbia, to be Ambassador to Burundi;

David T. Schneider, of Maryland, to be Ambassador to Bangladesh;

W. Howard Wriggins, Ambassador to Sri Lanka, to serve concurrently as Ambassador to the Republic of Maldives;

Herman J. Cohen, of New York, Ambassador to Senegal, to serve concurrently as Ambassador to The Gambia;

Robert J. McCloskey, of Maryland, to be Ambassador to Greece;

John P. Condon, of Oklahoma, to be Ambassador to Fiji;

Galen L. Stone, of the District of Columbia, to be Ambassador to Cyprus;

Alan Carter, of the District of Columbia, to be Career Minister for Information;

The following persons to be members of the General Advisory Committee of the U.S. Arms Control and Disarmament Agency: McGeorge Bundy, of New York; Bert T. Combs, of Kentucky; Paul M. Doty, of Massachusetts; Douglas A. Fraser, of Michigan; Harry A. Huge, of Virginia; Joseph L. Kirkland, of the District of Columbia; Arthur B. Krim, of New York; Wolfgang K. H. Panofsky, of California; Brent Scowcroft, of the District of Columbia; Margaret Bush Wilson, of Missouri; and Lawrence O. Cooper, Sr., of Mississippi;

Rita E. Hauser, of New York, and Frank Markoe, Jr., of New Jersey, each to be a member of the Board for International Broadcasting; and

Sundry nominations in the Foreign Service.

Pages 5234–5235

Nominations: Senate received the following nominations:

Alice Stone Ilchman, of Massachusetts, to be an Assistant Secretary of State and to be an Associate Director of the International Communication Agency;

Joan F. Kessler, to be U.S. attorney for the eastern district of Wisconsin; and

Eighteen Air Force in the rank of General.

Page 5234

Bills Referred: Three House-passed bills were referred to appropriate Senate committees. Page 5181

Messages From the House: Page 5181

Amendments Submitted for Printing: Page 5206

Executive Communications: Pages 5181–5182

Statements on Introduced Bills: Pages 5186–5205

Additional Statements: Pages 5206–5234

Record Votes: Two record votes were taken today. Pages 5142, 5176

Recess: Senate met at 9 a.m. and recessed at 6:16 p.m. Page 5234

Committee Meetings

AMERICAN AGRICULTURE

Committee on Agriculture, Nutrition, and Forestry: Committee continued hearings on economic problems in American agriculture, including testimony on the impact of proposal to set 100 percent of parity on prices of basic agricultural commodities. Witnesses heard were Senator Haskell; State Representative Joseph Hubenak, Texas House of Representatives, Austin; John W. Curry, National Corn Growers, Victoria, Illinois; Joseph Halow, North American Export Grain Association, Washington, D.C.; Walter Stevens, Tifton, Georgia; Wesley Kaylor, DeSoto, Georgia; Leonard Cox, Weskan, Kansas; Gene Short, Plains, Kansas; Larry Abelt, Hope, Kansas, accompanied by Elbert Harp, Lubbock, Texas, both representing the Grain Sorghum Producers Association; Benjamin Bowden, Eufala, Alabama; Carl King, Texas Corn Growers Association, Dennitt, Texas; David Pearce, Jakin, Georgia; Lawrence Teeter, Jr., Guthrie, Kentucky; Carroll Pennell, Denison, Texas; R. C. Porter, Spearman, Texas; William Novak, Lost Spring, Kansas; and Harold Bennett and Douglas Higgins, Hart, Texas.

Hearings continue tomorrow.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of Agriculture and related agencies, receiving testimony in behalf of funds for their respective activities from William T. Bagley, Chairman, Commodity Futures Trading Commission, and Stephen Dewhurst, Deputy Budget Officer, Department of Agriculture. Subcommittee also received testimony on proposed supplemental appropriations for fiscal year 1978 for the CFTC from Mr. Bagley.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—HEW

Committee on Appropriations: Subcommittee on Labor-HEW continued hearings on proposed budget estimates for fiscal year 1979 for education programs, receiving testimony in behalf of funds for their respective activities from John Ellis, Executive Deputy Commissioner for Educational Programs, Dr. Mary Berry, Assistant Secretary for Education, and Dr. Ernest Boyer, Commissioner of Education, all of the Department of HEW.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on the Interior resumed hearings on proposed budget estimates for fiscal year 1979 for the Heritage Conservation and Recreation Service, receiving testimony from Robert L. Herbst, Assistant Secretary for Fish and Wildlife and Parks, and Paul C. Pritchard, Deputy Director, Heritage Conservation and Recreation Service, both of the Department of the Interior.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee on Public Works resumed hearings on proposed budget estimates for fiscal year 1979 for the Water Resources Council, receiving testimony from Interior Secretary Cecil Andrus, Chairman, and Leo Eisel, Director, both representing the Water Resources Council.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—TREASURY

Committee on Appropriations: Subcommittee began hearings on proposed budget estimates for fiscal year 1979 and on proposed supplemental appropriations for fiscal year 1978 for the Department of the Treasury, receiving testimony from Secretary W. Michael Blumenthal, and William J. Beckham, Assistant Secretary for Administration, both of the Department of the Treasury.

Subcommittee will meet again tomorrow.

MILITARY PROCUREMENT

Committee on Armed Services: Committee resumed hearings on proposed fiscal year 1979 authorizations for military procurement, receiving testimony from General Alexander M. Haig, Jr., Supreme Allied Commander, Europe; General Bernard W. Rogers, Army Chief of Staff; and Robert W. Komer, Advisor to the Secretary of Defense on NATO Affairs.

Committee recessed subject to call.

FEDERAL PUBLIC TRANSPORTATION

Committee on Banking, Housing, and Urban Affairs: Committee began hearings on S. 2441, to reshape the government's assistance programs for mass transit and highways, receiving testimony from Senator Hayakawa; Dr. Richard S. Page, Administrator, Urban Mass Transportation Administration, Linda H. Kamm, General Counsel, and Terrence L. Bracey, Assistant Secretary for Governmental Affairs, all of the Department of Transportation; and Darrell Manning, Thomas Moreland, and Joby H. Bierman, all representing the American Association of State Highway Transportation Officials, Washington, D.C.

Hearings continue tomorrow.

CONGRESSIONAL BUDGET RESOLUTION

Committee on the Budget: Committee resumed hearings in preparation for reporting the first concurrent resolution on the fiscal year 1979 congressional budget, receiving testimony on the proposed defense budget from Dr. Alice Rivlin, Director, Congressional Budget Office; Dr. Herbert Scoville, McLean, Va.; Helmut Sonnenfeldt, Washington, D.C.; Townsend Hoopes, Washington, D.C.; and Eugene Rostow, New Haven, Conn.

Hearings continue tomorrow.

NASA AUTHORIZATION

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space continued hearings on S. 2527, authorizing funds for fiscal year 1979 for the National Aeronautics and Space Administration, receiving testimony from Dr. Anthony J. Calio, Associate Administrator for Space and Terrestrial Applications, National Aeronautics and Space Administration; Dr. Fred Henderson, Geosat Committee, Inc., San Francisco; and Bradford Biegon, Danvers, Massachusetts.

Hearings continue on Tuesday, March 7.

DOE AUTHORIZATION

Committee on Energy and Natural Resources: Committee held hearings on proposed fiscal year 1979 authorizations for the Department of Energy, receiving testimony from Secretary of Energy James R. Schlesinger.

Hearings were recessed subject to call.

GUAYULE RUBBER

Committee on Environment and Public Works: Subcommittee on Regional and Community Development held hearings on S. 1816, authorizing funds for a program of research, development, and demonstration of guayule rubber production, receiving testimony from Ronald Royal, Federal Preparedness Agency, General Services Administration; David Unger, Acting Deputy Assistant Secretary of Agriculture for Conservation, Research, and Education; William Miller, Bureau of Indian Affairs, Department of the Interior; Dr. Noel Vietmeyer, National Academy of Sciences; Kenneth Baskett, Federal Cochairman, and Lee Murphy, Alternate for the Governor of New Mexico, both of the Four Corners Regional Commission; Dr. Daniel Bragg, Texas A&M University, College Station; Dr. J. Wayne Whitworth, University of New Mexico, University Park; George Waters, representing the National Congress of American Indians, Washington, D.C.; James G. Paterson, H. A. Astlett & Co., Inc., Fairfield, New Jersey; and Dr. Robert Pierson, Goodyear Tire and Rubber Co., Akron, Ohio.

Hearings were recessed subject to call.

TAXATION OF ALASKANS AND HAWAIIANS

Committee on Finance: Subcommittee on Taxation and Debt Management held hearings on S. 2554, to adjust the income level at which individuals are called upon to pay Federal income tax in the noncontiguous States of Alaska and Hawaii, receiving testimony from Emil Sunley, Deputy Assistant Secretary for Tax Policy, accompanied by Rondal Blankenship, Director, Legislative Analysis Division, Planning and Research, Internal Revenue Service, both of the Department of the Treasury; Edward Hollander, Robert R. Nathan Associates, Washington, D.C.; Michael I. Sanders, Washington, D.C.; and Sterling Gallagher, Commissioner of Revenue, State of Alaska, Juneau.

Hearings were recessed subject to call.

SALT BRIEFING

Committee on Foreign Relations: Committee met in closed session to receive testimony from Paul Warnke, Chief U.S. SALT Negotiator and Director, Arms Control and Disarmament Agency, on the current status of SALT talks and on prospects for a new SALT Agreement.

Committee recessed subject to call.

URBAN POLICY

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations continued hearings to reexamine Federal urban policy, receiving testimony from Governor Brendan T. Byrne, of New Jersey; Governor Pierre du Pont, IV, of Delaware; Assemblyman Arthur O. Eve, New York State Assembly, representing the National Association of State Legislators; and Mayor John Rousakis, Savannah, Georgia, representing the National League of Cities.

Hearings were adjourned subject to call.

SUDDEN INFANT DEATH

Committee on Human Resources: Subcommittee on Child and Human Development held hearings on S. 2523, to extend authorizations for research and study of sudden infant death syndrome (Public Law 93-270), receiving testimony from Dr. Julius R. Richmond, Assistant Secretary for Health, Dr. Joyce Lashof, Deputy Assistant Secretary for Health Programs and Population Affairs, Dr. Norman Kretchmer, Director, National Institute of Child Health and Human Development, National Institutes of Health, and Dr. John Marshall, Deputy Director, Bureau of Community Health Services, all of the Department of Health, Education, and Welfare; Nancy Lefebvre, Philadelphia, Saul Goldberg, Baltimore, and Dr. Thomas Chase, Auburn, Alabama, all representing the International Council for Infant Survival; Carolyn Szybist, Chicago, and Philip Schaefer, Belvedere, California; both representing the National Sudden Infant Death Syndrome Foundation; Zoe Smialek, Michigan Sudden Infant Death Syndrome Information and Counseling Project, Ann Arbor; Patricia Dorsa, New Jersey Sudden Infant Death Syndrome Program, Trenton; Dr. Francine Jensen, SIDS Information and Counseling Project, Houston; Mason H. Johnson, Office of the Chief Medical Examiner-Coroner, Los Angeles County, California; Dr. Frederick Mandell, Harvard Medical School, Boston; Dr. James T. Weston, University of New Mexico, School of Medicine, Albuquerque; Dr. Marie Valdes-Dapena, University of Miami, School of Medicine, Miami; Dr. Richard J. Naeye, The Pennsylvania State University, Hershey; Dr. Albert Cain, University of Michigan, Ann Arbor, and Dr. Alfred Steinschneider, University of Maryland, School of Medicine, Baltimore.

Hearings were recessed subject to call.

CETA PROGRAMS EXTENSION

Committee on Human Resources: Subcommittee on Employment, Poverty, and Migratory Labor, resumed hearings on S. 2570, to extend programs under the Comprehensive Employment and Training Act (Public Law 93-567), receiving testimony from Professor Michael Wiseman, University of California at Berkeley; Glen Nichols, Interstate Conference of Employment Security Agencies, Inc., Boise, Idaho; Richard Drabant, Chrysler Institute, Detroit; and Kenneth Young, AFL-CIO of Industrial Organizations, Roger Curry, Chamber of Commerce of the United States of America, Malcolm Lovell, Rubber Manufacturers Association, Frank Schiff, Committee for Economic Development, William Mirengoff, National Research Council, all of Washington, D.C.

Hearings continue tomorrow.

HEALTH SERVICES PROGRAMS

Committee on Human Resources: Subcommittee on Health and Scientific Research resumed hearings on the proposed extension of expiring health services programs, receiving testimony from Lisbeth Bamberger Shorr, Children's Defense Fund, Washington, D.C.; Dr. Donald A. Cornely, Johns Hopkins University Community Pediatric Section, Baltimore; C. Arden Miller, University of North Carolina, Chapel Hill; Michael Gorman, Citizens for the Prevention of High Blood Pressure, Washington, D.C.; Dr. Robert P. Whalen, New York State Commissioner of Health, Albany; Dr. Joseph E. Cannon, Rhode Island Department of Health, Providence; James E. Word, Tennessee Department of Health, Nashville; Dr. Donald Wallace, Prince Georges County Health Department, Cheverly, Maryland; Dr. Leon Rosenburg, Department of Genetics, Yale University, New Haven, Connecticut; Dr. Robert Murray, Howard University, Washington, D.C.; Joan Marks, Sarah Lawrence College, Bronxville, New York; and Marjorie Guthrie, Committee to Combat Huntington's Disease, New York City.

Hearings were recessed subject to call.

NOMINATION

Committee on the Judiciary: Committee continued hearings on the nomination of Benjamin R. Civiletti, of Maryland, to be Deputy Attorney General, Department of Justice, where the nominee testified further and answered questions on his own behalf.

Hearings continue tomorrow.

INTELLIGENCE AUTHORIZATION

Select Committee on Intelligence: Subcommittee on Budget continued closed hearings on proposed fiscal year 1979 authorizations for Government intelligence activities, receiving testimony from Admiral D. P. Harvey, Chief of Naval Intelligence.

Hearings continue tomorrow.

USE OF CLASSIFIED INFORMATION

Select Committee on Intelligence: Subcommittee on Secrecy and Disclosure began hearings on the use of classified information in litigation, receiving testimony from Admiral Stansfield Turner, Director of Central Intelligence and Deputy Attorney General-Designate Benjamin R. Civiletti, Department of Justice.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 32 public bills, H.R. 11212-11243; 1 private bill, H.R. 11244; and 13 resolutions, H.J. Res. 764-771, H. Con. Res. 495-498, and H. Res. 1053 were introduced. **Pages 5120-5122**

Bills Reported: Reports were filed as follows:

H.R. 2028, to authorize the home production of beer and wine (H. Rept. 95-915);

H.R. 5103, to amend the Internal Revenue Code of 1954 to provide for excise tax refunds in the case of certain warranty adjustments on tires, amended (H. Rept. 95-916); and

H.R. 10551, to extend for one year authority of the Commissioner of Education to waive provisions of title

I of the Elementary and Secondary Education Act for certain local educational agencies (H. Rept. 95-917).

Page 5120

Condolence Resolution: Agreed to H. Res. 1053, expressing the condolences of the House on the death of General Daniel James, Jr., United States Air Force.

Page 5093

Cargo Air Service: House agreed to the amendments of the Senate to H.R. 9851, to amend the Federal Aviation Act of 1958 to improve cargo air service—clearing the measure for the President. Page 5093

Subcommittee to Sit: Subcommittee on Economic Stabilization of the Committee on Banking, Finance and Urban Affairs received permission to sit during proceedings of the House under the 5-minute rule on Thursday, March 2. Page 5094

OPIC: Objection was heard to a request that the House consider S. 1771, to amend certain provisions of the Foreign Assistance Act of 1961 relating to the Overseas Private Investment Corporation. Page 5094

Folklife Center: The Speaker appointed as a member of the American Folklife Center in the Library of Congress from private life, Mrs. Raye Virginia Allen (6-year term).

District of Columbia Voting Representation: House concluded all general debate on H.J. Res. 554, to amend the Constitution to provide for representation of the District of Columbia in the Congress. Proceedings under the 5-minute rule are scheduled to occur on Thursday, March 2.

By a yea-and-nay vote of 369 yeas to 15 nays, Roll No. 95, the House agreed to a motion to resolve itself into the Committee of the Whole.

H. Res. 1048, the rule under which the resolution was considered, was agreed to earlier by a yea-and-nay vote of 386 yeas to 21 nays, Roll No. 94. Pages 5094–5109

Adjournment: Adjourned at 6:07 p.m.

Committee Meetings

AGRICULTURAL TRADE ACT

Committee on Agriculture: Subcommittee on Department Investigations, Oversight and Research continued hearings on H.R. 10520 and related bills, Agricultural Trade Act of 1978. Testimony was heard from Representatives Bedell and Weaver; Tom Hughes, Administrator, Foreign Agricultural Service, USDA; and public witnesses.

FOREST AND RANGELAND RENEWABLE RESOURCES

Committee on Agriculture: Subcommittee on Forests met and approved for full committee action the following bills:

H.R. 10618 amended, Renewable Resources Extension Act of 1978;

A clean bill in lieu of H.R. 8020, to authorize and direct the Secretary of Agriculture to provide cooperative forest resources assistance to States and others; and

A clean bill in lieu of H.R. 8021, to amend the Forest and Rangeland Renewable Resources Planning Act.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on the Farmers Home Administration.

INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued hearings on Environmental Protection Agency.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held hearings on Geological Survey; and Office of Water Research and Technology.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on Center for Disease Control.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction continued hearings on NATO military construction program.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on Nuclear Regulatory Commission.

COMMERCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce and Judiciary held hearings on Bureau of the Census; Economic and Statistical Analysis; and U.S. Travel Service.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Washington Metropolitan Area Transit Authority.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government held a hearing on Bureau of the Mint; and Bureau of Engraving and Printing.

DOD AUTHORIZATION

Committee on Armed Services: Continued hearings on Air Force procurement portion of H.R. 10929, DOD authorization, with testimony from Lt. Gen. Alton D. Slay and Maj. Gen. William R. Nelson, Department of the Air Force; and Gen. Alexander M. Haig, Jr., Supreme Allied Commander, Europe.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings on ship construction portion of H.R. 10929, DOD authorization. Testimony was heard from Secretary of the Navy Claytor; and Adm. James L. Holloway, III, Chief of Naval Operations.

Hearings continue tomorrow.

MILITARY CONSTRUCTION AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Installations and Facilities continued hearings on military construction authorization request. Testimony was heard from Department of the Army witnesses.

Hearings continue tomorrow.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Personnel continued hearings on the manpower portion of H.R. 10929, DOD authorization. Testimony was heard from representatives of the Army, Navy and Air Force; and senior enlisted advisors of the services.

Hearings continue tomorrow.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development continued hearings on R.D.T. & E. portion of H.R. 10929, DOD authorization. Testimony was heard from Department of the Army witnesses.

Hearings continue tomorrow.

NUCLEAR ENERGY AUTHORIZATION

Committee on Armed Services: Subcommittee on Intelligence and Military Application of Nuclear Energy continued hearings on fiscal year 1979 authorization for military application of nuclear energy. Testimony was heard from Dr. Martin Stickley, Director, Division of Laser Fusion, and Adm. Hyman G. Rickover, Director, Division of Naval Reactors, DOE.

AGRICULTURE BUDGET

Committee on the Budget: Held a hearing on Department of Agriculture fiscal year 1979 budget, hearing testimony from Secretary of Agriculture Bergland.

DEFENSE BUDGET

Committee on the Budget: Task Force on National Security continued hearings on the fiscal year 1979 Defense budget. Testimony was heard from Secretary of Defense Harold Brown.

Hearings continue Tuesday, March 7.

SEX DISCRIMINATION ON BASIS OF PREGNANCY—NLRA AMENDMENTS

Committee on Education and Labor: Met and ordered reported favorably to the House the following bills:

H.R. 6075 amended, to prohibit sex discrimination on the basis of pregnancy; and

H.R. 2222, to amend the National Labor Relations Act to clarify the scope of its coverage.

COMPREHENSIVE EMPLOYMENT AND TRAINING AMENDMENTS

Committee on Education and Labor: Subcommittee on Employment Opportunities held a hearing on H.R. 11086, Comprehensive Employment and Training Amendments of 1978. Testimony was heard from Representatives Steiger, and Mitchell of Maryland; Governor of Mississippi Finch; Governor of South Dakota Kneip; and Roman Pucinsky, National Advisory Council on Vocational Education.

OCCUPATIONAL SAFETY AND HEALTH ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety continued oversight hearings on the Occupational Safety and Health Act with testimony from public witnesses.

EXPORT PROMOTION POLICIES

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs met and approved for full committee action report entitled "Effectiveness of the Export Promotion Policies and Practices of the Departments of Commerce and State."

AIRLINE DEREGULATION AND SAFETY

Committee on Government Operations: Subcommittee on Government Activities and Transportation met and approved for full committee action report entitled "Airline Deregulation and Aviation Safety."

COMMITTEE FUNDS

Committee on House Administration: Met and approved for full committee action resolutions providing funds for the following committees, as amended:

H. Res. 989, Select Committee on Population;

H. Res. 1013, Committee on Science and Technology; and

H. Res. 1041, Committee on Post Office and Civil Service.

INTELLIGENCE BUDGET

Select Committee on Intelligence: Subcommittee on Program and Budget Authorization continued executive hearings on intelligence and intelligence related activities budget for fiscal year 1979.

ALASKA NATIONAL INTEREST LANDS CONSERVATION ACT

Committee on Interior and Insular Affairs: Continued markup of H.R. 39, Alaska National Interest Lands Conservation Act, and will resume tomorrow.

COMMITTEE BUDGET

Committee on International Relations: Met and approved report recommending budget levels to the Budget Committee.

SINAI SUPPORT MISSION ASSISTANCE

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on fiscal year 1979 request for Sinai Support Mission and American schools and hospitals abroad program and reimbursable technical assistance. Testimony was heard from C. William Kontos, Director, U.S. Sinai Support Mission; and officials of Agency for International Development.

ECONOMIC AND MILITARY ASSISTANCE TO LATIN AMERICA

Committee on International Relations: Subcommittee on Inter-American Affairs held a hearing on fiscal year 1979 economic and military assistance to Latin America. Testimony was heard from Assistant Secretary of State Terence A. Todman and Richard R. Violette, Defense Security Assistance Agency.

Hearings continue tomorrow.

PEACE CORPS

Committee on International Relations: Subcommittee on International Development held a hearing on the Peace Corps. Testimony was heard from Sam Brown, Director, ACTION; and Carolyn Payton, Director, Peace Corps.

SECURITY ASSISTANCE FOR AFRICA

Committee on International Relations: Subcommittees on Africa and International Organizations held a joint hearing on security assistance for Africa—Morocco and the Western Sahara. Testimony was heard from Nicholas A. Veliotes, Deputy Assistant Secretary for Near Eastern and South Asian Affairs, State Department.

TIN BUFFER STOCK CONTRIBUTION

Committee on International Relations: Subcommittee on International Economic Policy and Trade met and unanimously approved for full committee action by voice vote H.R. 9486, technical amendments, to authorize a contribution by the United States to the Tin Buffer Stock established under the Fifth International Tin Agreement.

BIOMEDICAL RESEARCH AND TRAINING AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 10908, Biomedical Research and Research Training Amendments of 1978. Testimony was heard from NIH and public witnesses.

Hearings continue tomorrow.

SECURITIES AND EXCHANGE COMMISSION

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance held hearings on H.R. 11119, Securities and Exchange Commission authorization for fiscal year 1979; and H.R. 11140, to amend the Securities Exchange Act of 1934. Testimony was heard from SEC Chairman Williams, and public witnesses.

Hearings continue tomorrow.

CIVIL RIGHTS COMMISSION AUTHORIZATION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held a hearing on H.R. 10831, U.S. Commission on Civil Rights authorization extension. Testimony was heard from Representative Panetta; Dr. Arthur S. Flemming, Chairman, U.S. Commission on Civil Rights; and Clarence Mitchell, Chairman, Leadership Conference on Civil Rights.

LEAA REORGANIZATION

Committee on the Judiciary: Subcommittee on Crime held a hearing on proposals to restructure the Law Enforcement Assistance Administration. Testimony was heard from Attorney General Griffin Bell; Chief Justice Robert J. Sheran, Supreme Court of Minnesota, representing Conference of Chief Justices; and Professor Austin Sarat, Yale University.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on H.R. 6869 and 2311, to revise and recodify Federal criminal laws. Testimony was heard from Representatives Bennett and Skelton; and representatives of American Bar Association; Friends Committee on National Legislation; and Association of American Publishers.

INDOCHINA REFUGEES

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law held an oversight hearing on Indochina refugees. Testimony was heard from former CIA Director William Colby; representatives of International Citizens Commission, and other public witnesses.

MARINE PROTECTION, RESEARCH AND SANCTUARIES ACT

Committee on Merchant Marine and Fisheries: Subcommittees on Oceanography and Fisheries and Wildlife Conservation and the Environment met in joint markup session and approved for full committee action H.R. 10661 amended, Marine Protection, Research and Sanctuaries Act of 1972 authorization.

SERVICES FOR ADOLESCENTS

Select Committee on Population: Held a hearing on services for adolescents with testimony from public witnesses.

Hearings continue tomorrow.

NATIONAL VISITORS CENTER

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds continued hearings on the National Visitors Center. Testimony was heard from GSA Administrator Joel W. Solomon, and public witnesses.

Hearings continue tomorrow.

FULL EMPLOYMENT AND BALANCED GROWTH ACT

Committee on Rules: Granted an open rule; providing three hours of general debate, two hours to be equally divided and controlled by the Chairman and ranking minority member of the Committee on Education and Labor, and one hour to be equally divided and controlled by the Chairman and ranking minority member of the Committee on Rules; waiving points of order against the consideration of the bill for failure to comply with section 402(a) of the Congressional Budget Act of 1974; making the committee amendment in order as an original bill for the purpose of amendment, providing that the bill be read for amendment by titles instead of by sections; providing that immediately after Title III of said substitute is read, it shall be in order to consider as an amendment in the nature of a substitute therefor the text of the amendment recommended by the Committee on Rules now printed on page 87, line 1 through page ....., line .. .. of the bill, providing that if said amendment recommended by the Committee on Rules is agreed to, it shall then be in order to consider without the intervention of any point of order the amendments informally recommended by the Committee on Rules to Title I of said substitute now printed in Part II of H. Rept. 95-895 and providing one motion to recommit with or without instructions, on H.R. 50, Full Employment and Balanced Growth Act of 1978. Testimony was heard from Representative Brown of Ohio.

NIH AUTHORIZATION

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere held a hearing on the NIH authorization with testimony from public witnesses.

NATIONAL MATERIALS POLICY

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on H.R. 10859, National Materials Policy, Research and Organization Act of 1978. Testimony was heard from a panel from Federation of Materials Societies.

Hearings continue tomorrow.

DOE AUTHORIZATION

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy Research, Development and Demonstration completed markup and referred to full committee H.R. 10969, DOE authorization for fiscal year 1979.

SBA OVERVIEW

Committee on Small Business: Subcommittee on General Small Business Problems held a hearing on overview of SBA fiscal years 1979-81 authorizations; extension of disaster program; and other pending legislation. Testimony was heard from SBA Administrator A. Vernon Weaver.

Hearings continue tomorrow.

KOREAN INFLUENCE INVESTIGATION

Committee on Standards of Official Conduct: Met in executive session for continued questioning of Tongsun Park, and will resume tomorrow.

PANAMA CANAL TREATIES

Committee on Veterans' Affairs: Subcommittee on Cemeteries and Burial Benefits held a hearing on effect of proposed Panama Canal Treaties on American cemeteries in the Canal Zone. Testimony was heard from Deputy Under Secretary of the Army Michael Blumenfeld; Richard Wyrough, Department of State; Maj. Gen. A. J. Adams, American Battle Monuments Commission; and Don Schwab, Veterans of Foreign Wars.

VA MEDICAL BUDGET

Committee on Veterans' Affairs: Subcommittee on Medical Facilities and Benefits met for discussion of VA medical budget for fiscal year 1978.

YEAR OF INCLUSION FOR CERTAIN CROP PAYMENTS

Committee on Ways and Means: Met and ordered reported favorably to the House H.R. 11055 amended, relating to the year for including in income certain payments under the Agricultural Act of 1949 received in 1978 but attributable to 1977; and

Considered report to Budget Committee.

Joint Committee Meeting

PRESIDENT'S ECONOMIC REPORT

Joint Economic Committee: Committee resumed hearings on the President's Economic Report to the Congress, receiving testimony from Douglas Frazer, United Auto Workers, Detroit.

Hearings were adjourned subject to call.

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Résumé of Congressional Activity

SECOND SESSION OF THE NINETY-FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 19 through February 28, 1978

	Senate	*House*	*Total*
Days in session	23	23	..
Time in session	174 hrs., 50′	101 hrs., 21′	..
Congressional Record:			
Pages of proceedings	2,582	1,604	4,186
Extension of Remarks	..	..	929
Public bills enacted into law	5	10	15
Private bills enacted into law	0	1	1
Bills in conference	1	12	13
Bills through conference	1	4	5
Measures passed, total	62	81	..
Senate bills	9	9	..
House bills	13	31	..
Senate joint resolutions	..	..	..
House joint resolutions	1	1	..
Senate concurrent resolutions	..	..	..
House concurrent resolutions	3	5	..
Simple resolutions	36	35	..
Measures reported, total	*40	*66	..
Senate bills	8	3	..
House bills	5	23	..
Senate joint resolutions	..	1	..
House joint resolutions	..	3	..
Senate concurrent resolutions	..	..	..
House concurrent resolutions	..	2	..
Simple resolutions	27	34	..
Special reports	4	4	..
Conference reports	1	3	4
Measures pending on calendar	35	61	..
Measures introduced, total	302	1,030	..
Bills	223	799	..
Joint resolutions	12	82	..
Concurrent resolutions	5	43	..
Simple resolutions	62	106	..
Quorum calls	7	18	..
Yea-and-nay votes	36	51	..
Recorded votes	..	23	..
Bills vetoed	..	..	..
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was was no accompanying report. A total of 29 reports have been filed in the Senate, a total of 72 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 19 through February 28, 1978

Army nominations, totaling 1,933, disposed of as follows:	
Confirmed	1,319
Unconfirmed	614
Navy nominations, totaling 2,349, disposed of as follows:	
Confirmed	2,295
Unconfirmed	54
Air Force nominations, totaling 3,595, disposed of as follows:	
Confirmed	3,288
Unconfirmed	307
Marine Corps nominations, totaling 1,400, disposed of, as follows:	
Confirmed	1,237
Unconfirmed	163
Civilian nominations, totaling 1,362, disposed of as follows:	
Confirmed	819
Unconfirmed	543
Summary	
Total nominations received	10,639
Total confirmed	1,681
Total unconfirmed	8,958

Thursday, March 2, 1978

Senate

Chamber Action

Routine Proceedings, pages 5281–5406

Bills Introduced: Twelve bills and two resolutions were introduced, as follows: S. 2626–2637; S.J. Res. 115; and S. Con. Res. 68. Pages 5366, 5374–5375

Panama Canal Treaties: Senate continued its consideration of Executive Calendar No. 1, Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.), rejecting three amendments proposed thereto, as follows:

(1) Allen amendment No. 51 (Executive), to allow U.S. military presence in the Canal Zone after the year 1999 if the President deems that Panama is under domination of any foreign power, or is communist (tabled by 59 yeas to 36 nays); Page 5308

(2) By 22 yeas to 67 nays, Hatch unprinted amendment No. 3 (Executive), to provide that Panama respect and abide by provisions set forth in the Monroe Doctrine; and Page 5328

(3) By 15 yeas to 63 nays, Allen amendment No. 47 (Executive) to provide that the same regime of neutrality called for in the Treaty apply to any other international waterway that may be built either partially or wholly in Panama. Page 5339

Pages 5299–5350

Presidential Message: Senate received a message from the President transmitting a comprehensive program to reform the Federal Civil Service System—referred to Committee on Governmental Affairs (PM-154).

Pages 5363–5365

Vice Presidential Appointments: Vice President made appointments as follows:

Senator Pearson to serve as a member of the Select Committee on Ethics solely for the purpose of such initial review or investigations as to which Senator Tower has disqualified himself (action taken by the Senate in this connection on February 28 was vitiated);

Senator McGovern, Chairman, to the British-American Parliamentary Conference, to be held in Washington, D.C., April 2–5, 1978;

Senator Morgan to the Board of Regents of the Smithsonian Institution. Page 5350

Messages From the House: Page 5365

Amendments Submitted for Printing: Pages 5375–5376

Statements on Introduced Bills: Pages 5366–5374

Additional Statements: Pages 5376–5406

Nomination: Senate received the nomination of Milton D. Stewart, of New York, to be Chief Counsel for Advocacy, Small Business Administration. Page 5406

Record Votes: Three record votes were taken today. Pages 5313, 5339, 5343

Recess: Senate met at 9 a.m. and recessed at 7:25 p.m. Page 5406

Committee Meetings

AMERICAN AGRICULTURE

Committee on Agriculture, Nutrition, and Forestry: Committee continued hearings on economic problems in American agriculture, including testimony on the impact of proposal to set 100 percent of parity on prices of basic agricultural commodities. Witnesses heard were Howard Hjort, Director of Agricultural Economics, Department of Agriculture; Patrick B. Healy, National Milk Producers Federation, Washington, D.C.; H. Emmett Reynolds, National Growers Group, Arabi, Georgia; Dr. Dean Chen, Wharton Econometric, Philadelphia; Dr. Ray Daniel, Chase Econometric, Bala Cynwyd, Pennsylvania; Gregory Suhler, Springfield, Colorado; and Dr. Bruce Scherr, Data Resources Institute, Lexington, Mass.

Hearings continue tomorrow.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the Department of Agriculture and related agencies, receiving testimony in behalf of funds for the Agricultural Research Service, Cooperative State Research Service, Extension Service, and the National Agricultural Library from M. Rupert Cutler, Assistant Secretary of Agriculture for Conservation, Research and Education; and in behalf of funds for the overall budget from Stephen Dewhurst, Deputy Budget Officer, Department of Agriculture.

Subcommittee will meet again on Tuesday, March 14.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense resumed closed hearings on proposed budget estimates for fiscal year 1979 for the intelligence community, receiving testimony from Stansfield Turner, Director of Central Intelligence; Dr. Gerald P. Dinneen, Assistant Secretary of Defense for Communications, Command, Control, and Intelligence; Admiral Daniel Murphy, Deputy Under Secretary of Defense for Policy; Vice Admiral B. R. Inman, Director, National Security Agency; and Lt. General Eugene Tighe, Director, Defense Intelligence Agency.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—FOREIGN OPERATIONS

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for foreign aid programs, receiving testimony in behalf of funds for the ACTION Agency from its Director, Sam Brown; in behalf of funds for the Inter-American Foundation from its President, William M. Dyal, Jr.; and in behalf of funds for international organizations from Charles William Maynes, Assistant Secretary of State for International Organizations Affairs.

Subcommittee will meet again on Tuesday, March 7.

APPROPRIATIONS—HEW

Committee on Appropriations: Subcommittee on Labor-HEW continued hearings on proposed budget estimates for fiscal year 1979 for education programs, receiving further testimony in behalf of funds for their respective activities from John Ellis, Executive Deputy Commissioner for Educational Programs, Dr. Mary Berry, Assistant Secretary for Education, and Dr. Enest Boyer, Commissioner of Education, all of the Department of HEW.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—HUD-INDEPENDENT AGENCIES

Committee on Appropriations: Subcommittee on HUD-Independent Agencies resumed hearings on proposed budget estimates for fiscal year 1979 for the Consumer Product Safety Commission, receiving testimony from its Chairman, S. John Byington.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee held hearings on proposed budget estimates for fiscal year 1979 for the National Park Service, receiving testimony from its Director, William J. Whalen, and Robert L. Herbst, Assistant Secretary for Fish and Wildlife and Parks, both of the Department of the Interior.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation resumed hearings on proposed budget estimates for fiscal year 1979, receiving testimony in behalf of funds for their respective activities from Theodore Lutz, General Manager, Washington Metropolitan Area Transit Authority, and Alfred Kahn, Chairman, Civil Aeronautics Board.

Subcommittee will meet again on Wednesday, March 8.

APPROPRIATIONS—TREASURY

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 and on proposed supplemental appropriations for fiscal year 1978 for the Department of the Treasury, receiving testimony from Richard J. Davis, Assistant Secretary for Enforcement and Operations, H. Stuart Knight, Director, U.S. Secret Service, Robert E. Chasen, Commissioner, U.S. Customs Service, and Arthur F. Brandstatter, Director, Federal Law Enforcement Training Center, all of the Department of the Treasury.

Subcommittee will meet again on Tuesday, March 7.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported the nomination of G. William Miller, of California, to be a member of the Board of Governors of the Federal Reserve System.

FEDERAL PUBLIC TRANSPORTATION

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on S. 2441, to reshape the Government's assistance programs for mass transit and highways, receiving testimony from Rodney Diridon, Santa Clara County, California, representing the National Association of Counties; Louis J. Gambaccini, Frederick Salvucci, and John Simpson, all representing the American Public Transit Association, Washington, D.C.; and Walter J. Bierwagen, Kenneth Meikeljohn, Barbara Crapa and Earl Putnam, all representing the Amalgamated Transit Union, Washington, D.C.

Hearings continue tomorrow.

CONGRESSIONAL BUDGET RESOLUTION

Committee on the Budget: Committee continued hearings in preparation for reporting the first concurrent resolution on the fiscal year 1979 congressional budget, receiving testimony on the proposed defense budget from Secretary of Defense Harold Brown.

Hearings continue tomorrow.

NOMINATIONS AND NO-FAULT INSURANCE

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the nominations of James P. Walsh, of the District of Columbia, to be Deputy Administrator of the National Oceanic and Atmospheric Administration, and Frank H. Neel, of Georgia, to be a member of the Board of Directors of the National Railroad Passenger Corporation.

Also, Committee continued to discuss S. 1381, setting standards for State no-fault benefit plans to compensate motor vehicle accident victims, but did not complete action thereon and will meet again on Tuesday, March 7, to consider this and other committee business.

LAND MANAGEMENT

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Resources began hearings on S. 2234, authorizing funds for activities and programs carried out by the Secretary of the Interior through the Bureau of Land Management for fiscal years 1979–1983, receiving testimony from Daniel Beard, Deputy Assistant Secretary for Land and Water Resources, and Frank Gregg, Director, Bureau of Land Management, both of the Department of the Interior and Charles H. Callison, Public Lands Institute, Denver.

Hearings were recessed subject to call.

CONGRESSIONAL BUDGET REPORT

Committee on Environment and Public Works: Committee met to review those matters and programs which fall within the Committee's jurisdiction with a view to submitting its views and budgetary recommendations to the Committee on the Budget by March 15, but did not complete action thereon and will meet again on Thursday, March 9.

BUDGET RECOMMENDATIONS

Committee on Finance: Committee completed its review of items in the Presidential budget for fiscal year 1979 which fall within its legislative jurisdiction, and agreed on recommendations that it will make to the Budget Committee by March 15.

INTERNATIONAL DEVELOPMENT ISSUES

Committee on Foreign Relations: Committee held hearings on proposed legislation authorizing funds for fiscal year 1979 for foreign assistance programs; S. 2420, the proposed International Development Cooperation Act; and S. Res. 118, proposing a review of the foreign assistance program with a view to funding international development programs through multilateral and private international organizations, receiving testimony from Secretary of State Cyrus Vance.

Subcommittee on Foreign Assistance will hold hearings tomorrow on these matters.

POSTAL SERVICE

Committee on Governmental Affairs: Committee held oversight hearings on the operation of the Postal Service, receiving testimony from Benjamin F. Bailar, Postmaster General, U.S. Postal Service.

Hearings were recessed subject to call.

ARBITRATION RIGHTS

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation and Federal Services held hearings on S. 201 and H.R. 7132, to establish an arbitration board to settle disputes between organizations of supervisors and the U.S. Postal Service, receiving testimony from James V. P. Conway, Senior Assistant Postmaster General, Employee and Labor Relations, Postal Service; and Donald Ledbetter, National Association of Postal Supervisors, and Eugene Dalton, National League of Postmasters, both of Washington, D.C.

Hearings were adjourned subject to call.

CETA PROGRAMS EXTENSION

Committee on Human Resources: Subcommittee on Employment, Poverty, and Migratory Labor continued hearings on S. 2570, to extend programs under the Comprehensive Employment and Training Act (Public Law 93-567), receiving testimony from Senator Bayh; Representative Harrington; Arthur Flemming, Chairman, Commission on Civil Rights; William Grinker, Manpower Demonstration Research Corporation, New York City; Rabbi Menachem Lubinsky, Agudath Israel of America, New York City; Gregory Humphrey, American Federation of Teachers, Washington, D.C.; Thomas Bradley, representing the Employment Task Force of the Ad Hoc Coalition of National Organizations Concerned with Older Americans, Washington, D.C.; and Joseph de la Cruz, National Tribal Chairmen's Association, Seattle, Washington.

Hearings continue on Monday, March 6.

NOMINATION

Committee on the Judiciary: Committee continued hearings on the nomination of Benjamin R. Civiletti, of Maryland, to be Deputy Attorney General, Department of Justice, where the nominee testified further and answered questions on his own behalf.

Hearings continue tomorrow.

FINANCIAL DISCLOSURE FORMS

Select Committee on Ethics: Committee held a business meeting where it approved the Financial Disclosure Statement forms to be used by Senators and certain employees of the Senate.

SEMINOLE INDIANS

Select Committee on Indian Affairs: Committee held hearings on S. 2000 and 2188, to authorize distribution of funds by the Indian Claims Commission to satisfy a judgment awarded to the Seminole Indian Nation of Florida, receiving testimony from Rick Lavis, Deputy Assistant Secretary, Indian affairs, accompanied by Tom Fredericks, Associate Solicitor for Indian Affairs, both of the Department of the Interior; Richmond J. Tiger, Principal Chief and Edwin Tanyan, both of the Seminole Nation of Oklahoma, Wewoka, Okla.; Howard Tommie, Seminole Tribe of Florida, Hollywood, accompanied by Marvin J. Sonosky, Special Counsel for the Tribe, Washington, D.C.; and Guy Osceola, Tamiami Tribe Area, Fla. representing the traditional Seminoles, accompanied by Robert T. Coulter, Attorney for the traditional Seminoles.

Hearings were recessed subject to call.

INTELLIGENCE AUTHORIZATION

Select Committee on Intelligence: Committee resumed closed hearings on proposed fiscal year 1979 authorizations for government intelligence activities, receiving

testimony from Frank C. Carlucci, Deputy Director of Central Intelligence.

Subcommittee on Budget Authorization also held closed hearings on this subject, receiving testimony from Mr. Carlucci.

Subcommittee will meet again on Tuesday, March 7.

USE OF CLASSIFIED INFORMATION

Select Committee on Intelligence: Subcommittee on Secrecy and Disclosure continued hearings on the use of classified information in litigation, receiving testimony from Albert B. Fletcher, Chief Judge of the Court of Military Appeals; and Philip Lacovara, Washington, D.C.

Hearings continue on Monday, March 6.

House of Representatives

Chamber Action

Bills Introduced: 20 public bills, H.R. 11245–11264; and 2 resolutions, H.J. Res. 772 and H. Res. 1054, were introduced. Pages 5280–5281

District of Columbia Voting Representation: By a yea-and-nay vote of 289 yeas to 127 nays, Roll No. 97 (two-thirds having voted in the affirmative), the House passed H.J. Res. 554, to amend the Constitution to provide for representation of the District of Columbia in the Congress.

Rejected a motion to recommit the resolution to the Committee on the Judiciary. Earlier, a point of order was sustained against a motion to recommit the bill to the Committee on the Judiciary with instructions that it consider a resolution to retrocede the populated portions of the District of Columbia to the State of Maryland.

By a yea-and-nay vote of 394 yeas to 12 nays, Roll No. 96, the House agreed to resolve itself into the Committee of the Whole.

Agreed to the committee amendment; and

Agreed to amend the title of the resolution.

Rejected an amendment in the nature of a substitute that sought to provide the District of Columbia with voting representation in the House but not the Senate; and not to permit the District to participate in the electoral college and in the constitutional amendment process as a State (rejected by a division vote of 7 ayes to 11 noes). Pages 5263–5273

Adjournment: Adjourned at 1:20 p.m.

Committee Meetings

BUDGET IMPACT ON ELDERLY

Select Committee on Aging: Held a hearing on impact on the elderly of Administration's fiscal year 1979 budget. Testimony was heard from Dr. Robert Butler, National Institute on Aging; Robert Benedict, Commissioner-Designate, Administration on Aging; Jack Ossofsky, National Council on Aging; and Mary King, ACTION.

AGRICULTURAL LAND RETENTION ACT

Committee on Agriculture: Subcommittee on Family Farms, Rural Development and Special Studies met and approved for full committee action H.R. 11122 amended, Agricultural Land Retention Act.

CONSOLIDATED FARM AND RURAL DEVELOPMENT ACT

Committee on Agriculture: Subcommittee on Conservation and Credit continued markup of H.R. 8315, to amend the Consolidated Farm and Rural Development Act.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Animal and Plant Health Inspection Service.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on NATO posture.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on military assistance.

INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued hearings on Environmental Protection Agency.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held hearings on FDR Memorial Commission; Indian Health Service; and Indian Education.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held hearings on National Institute of Arthritis, Metabolism and Digestive Diseases; and National Institute of Allergy and Infectious Diseases.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held executive hearings on NATO military construction program; and NATO infrastructure.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing with Secretary Schlesinger, Department of Energy.

COMMERCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce and Judiciary held hearings on Economic Development Administration; and Regional Action Planning Commission.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Research and Special Programs Directorate.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, General Government held a hearing on Internal Revenue Service.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings on ship construction portion of H.R. 10929, DOD authorization. Testimony was heard from Admiral Hyman G. Rickover, Department of the Navy.

Hearings continue tomorrow.

MILITARY CONSTRUCTION AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Installations and Facilities continued hearings on military construction authorization. Testimony was heard from RAdm. D. G. Iselin, Commander, Naval Facilities Engineering Command; and Brig. Gen. E. C. Cheatham, Director, Facilities and Services Division, Headquarters, U.S. Marine Corps.

Hearings continue tomorrow.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Personnel continued hearings on manpower portion of H.R. 10929, DOD authorization. Testimony was heard from Assistant Secretaries for Reserve Affairs of Defense, Navy, and Air Force; and Director of Full-Time Training and Administration of Selected Reserves.

Hearings continue tomorrow.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development continued hearings on R.D.T. & E. portion of H.R. 10929, DOD authorization. Testimony was heard from Department of the Army witnesses.

Hearings continue tomorrow.

USE OF PRODUCTIVITY DATA

Committee on the Budget: Task Force on Tax Expenditures, Government Organization and Regulation continued hearings on personnel productivity measurements in Federal agencies. Testimony was heard from A. Ernest Fitzgerald, Assistant Secretary of the Air Force; and Alan Campbell, Chairman, Civil Service Commission.

NEW YORK CITY'S FINANCIAL SITUATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued hearings on New York City's fiscal and financial situation. Testimony was heard from Secretary of the Treasury Blumenthal.

Hearings continue Wednesday, March 8.

COMPREHENSIVE EMPLOYMENT AND TRAINING AMENDMENTS

Committee on Education and Labor: Subcommittee on Employment Opportunities continued hearings on H.R. 11086, Comprehensive Employment and Training Amendments of 1978, with testimony from public witnesses.

ELEMENTARY AND SECONDARY EDUCATION AMENDMENTS

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education held a hearing on H.R. 10736, to amend the Elementary and Secondary Education Act of 1965. Testimony was heard from Representatives Chisholm, Pepper and Roybal; and public witnesses.

PRESIDENTIAL PAPERS ACT

Committee on Government Operations: Subcommittee on Government Information and Individual Rights continued hearings on H.R. 10998, Presidential Papers Act of 1978, with testimony from public witnesses.

REORGANIZATION PLAN NO. 1

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on Reorganization Plan No. 1, to consolidate Federal equal employment opportunity activities. Testimony was heard from Eleanor H. Norton, Equal Employment Opportunity Commission; Donald Elisburg, Department of Labor; Jule Sugarman, Civil Service Commission; and James Turner, Department of Justice.

INTELLIGENCE BUDGET

Select Committee on Intelligence: Subcommittee on Program and Budget Authorization continued executive hearings on intelligence and intelligence related activities budget for fiscal year 1979.

Hearings continue tomorrow.

ALASKA NATIONAL INTEREST LANDS CONSERVATION ACT

Committee on Interior and Insular Affairs: Continued markup of H.R. 39, Alaska National Interest Lands Conservation Act, and will resume tomorrow.

FOREIGN ECONOMIC AND SECURITY ASSISTANCE

Committee on International Relations: Continued hearings on fiscal year 1979 foreign economic and security assistance. Testimony was heard from Deputy Secretary of Defense Duncan.

LATIN AMERICA ASSISTANCE

Committee on International Relations: Subcommittee on Inter-American Affairs continued hearings on fiscal year 1979 economic and military assistance to Latin America. Testimony was heard from Abelardo D. Valdez, Agency for International Development.

SECURITY ASSISTANCE FOR AFRICA

Committee on International Relations: Subcommittee on Africa held a hearing on security assistance for Africa—Zaire. Testimony was heard from Goler T. Butcher, Assistant Administrator, Bureau for Africa, AID; and Lannon Walker, Deputy Assistant Secretary of State, Bureau of African Affairs.

DOE AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on the Department of Energy authorization with testimony from officials of Federal Energy Regulatory Commission.

Hearings continue Monday, March 6.

BIOMEDICAL RESEARCH AND TRAINING AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued hearings on H.R. 10908, Biomedical Research and Research Training Amendments of 1978, with testimony from public witnesses.

SECURITIES AND EXCHANGE COMMISSION

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance continued hearings on H.R. 11119, to authorize appropriations for the Securities and Exchange Commission for fiscal years 1979–81; and H.R. 11140, to amend the Securities Exchange Act of 1934. Testimony was heard from public witnesses.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued briefings on revision of the Criminal Code.

COAST GUARD AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation continued hearings on Coast Guard authorization for fiscal year 1979. Testimony was heard from industry and other public witnesses.

ADOLESCENT SERVICES

Select Committee on Population: Held a hearing on HEW initiatives on adolescent health, services, and pregnancy prevention. Testimony was heard from HEW Secretary Califano and public witnesses.

Hearings continue Tuesday, March 7.

NATIONAL VISITORS CENTER

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds continued hearings on the National Visitors Center with testimony from public witnesses.

NATIONAL MATERIALS POLICY

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on H.R. 10859, National Materials Policy, Research, and Organization Act of 1978. Testimony was heard from Dr. Frank Press, Director, Office of Science and Technology Policy; representatives of Department of Agriculture, Commerce and Interior; Comptroller General of U.S. Staats; Representative Gude; and Dr. Russell Peterson, Office of Technology Assessment.

Hearings continue Monday, March 6.

NASA AND FAA AUTHORIZATIONS

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather met and approved for full committee action the following bills, as amended:

H.R. 10664, to authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management; and

H.R. 10811, to authorize research, development, and demonstration projects relating to aviation.

SBA OVERVIEW

Committee on Small Business: Subcommittee on General Small Business Problems continued hearings on overview of SBA 79-81 authorizations, extension of disaster programs, and other pending legislation. Testimony was heard from John Motley, National Federation of Independent Business.

KOREAN INFLUENCE INVESTIGATION

Committee on Standards of Official Conduct: Met in executive session for continued questioning of Tongsun Park, and will resume tomorrow.

PENSION REFORM PROGRAMS

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension and Insurance met and approved for full committee action H.R. 10173 as amended,

Veterans' and Survivors' Pension Improvement Act of 1978.

COMMITTEE BUSINESS

Committee on Ways and Means: Completed action on recommendations to House Budget Committee with respect to the aspect of fiscal year 1979 budget within the committee's jurisdiction.

AIRPORT AND AIRWAYS TRUST FUND—AIRPORT AND AIRCRAFT NOISE REDUCTION ACT

Committee on Ways and Means: Began markup of Airport and Airways Trust Fund; and H.R. 8729, Airport and Aircraft Noise Reduction Act.

Joint Committee Meeting

AGE DISCRIMINATION

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 5383, to increase from 65 to 70 years the age limit for retirement under the Age Discrimination in Employment Act.

Friday, March 3, 1978

Senate

Chamber Action

Routine Proceedings, pages 5445–5496

Bills Introduced: Nine bills and three resolutions were introduced, as follows: S. 2638–2646; and S. Res. 408–410. Pages 5476, 5489

Bills Reported: Reports were made as follows:

S. 2093, to bar availability of moneys in the Exchange Stabilization Fund for payment of administrative expenses of the Treasury Department, with an amendment (S. Rept. 95–661);

S.J. Res. 106, to provide for the reappointment of A. Leon Higginbotham, Jr., as a citizen regent of the Board of Regents of the Smithsonian Institution (S. Rept. 95–662);

S.J. Res. 107, to provide for the reappointment of John Paul Austin as a citizen regent of the Board of Regents of the Smithsonian Institution (S. Rept. 95–663);

S.J. Res. 108, to provide for the appointment of Anne Legendre Armstrong as a citizen regent of the Board of Regents of the Smithsonian Institution (S. Rept. 95–664);

S. Res. 359, to print as a Senate document Committee on Governmental Affairs print entitled "Study on Federal Regulation, Volume V, Regulatory Organization" (S. Rept. 95–665);

S. Res. 376, giving the Special Committee on Aging the status of a standing committee relative to budget matters as set forth in the Legislative Reorganization Act of 1946 (S. Rept. 95–666);

S. Res. 400, to print additional copies of Committee on Environment and Public Works' print entitled "The Panama Canal—A Reexamination" (S. Rept. 95–667);

S. Res. 408, authorizing the reprinting of Senate document 95–24, a compilation entitled "Majority and Minority Leaders of the Senate" (S. Rept. 95–668);

S. Res. 409, authorizing the printing as a Senate document of a revised edition of the "Election Law Guidebook" (S. Rept. 95–669);

H.R. 8358, to provide for the designation of libraries of accredited law schools as depository libraries of Government publications, with amendments (S. Rept. 95–670);

S. 2370, removing the $100,000 limitation on the amount authorized annually under the Volunteers in the National Forests Act of 1977, with an amendment (S. Rept. 95–671); and

S. Res. 410, authorizing the payment of a gratuity to the survivor of a deceased Senate employee (without written report). Page 5476

Panama Canal Treaties: Senate continued its consideration of Executive Calendar No. 1, Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.).

By unanimous consent it was agreed that on Monday when Senate resumes consideration of this matter, time will be limited to one and one-half hours for debate on pending Allen amendment No. 61 (Executive), to provide that the neutrality provided for in the Treaty shall not be construed as permitting warships of nations with whom the United States is then at war to have the right of undisturbed transit of the Canal; following disposition of which debate will be limited to one and one-half hours on Allen amendment No. 52 (Executive), permitting U.S. military presence in the Canal Zone after 1999 in the event that sabotage impedes free transit, following disposition of which Senate will proceed to consider Article II of the Treaty. Pages 5460–5475

Message From the House: Page 5476

Amendments Submitted for Printing: Page 5488

Statements on Introduced Bills: Pages 5476–5488

Additional Statements: Page 5488

Confirmation: Senate confirmed the nomination of G. William Miller, of California, to be a member of the Board of Governors of the Federal Reserve System. Page 5495

Nominations: Senate received the following nominations:

Alfred L. Atherton, Jr., of Florida, to be Ambassador at Large;

Harold H. Saunders, of Virginia, to be an Assistant Secretary of State; and

P. R. Smith, of Georgia, to be a member of the Board of Directors of the Commodity Credit Corporation. Page 5496

Recess: Senate met at 10 a.m. and recessed at 2:31 p.m. Page 5495

Committee Meetings

AMERICAN AGRICULTURE

Committee on Agriculture, Nutrition, and Forestry: Committee continued hearings on economic problems in American agriculture, including testimony on the impact of proposal to set 100 percent of parity on prices of basic agricultural commodities. Witnesses heard were Lon Mann, Marianna, Arkansas, and Herman Propst, Anson, Texas, both representing the National Cotton Council; Ross Wilson, Southwestern Peanut Growers Association, Gorman, Texas; Russell C. Schools, Virginia Peanut Growers Association, Inc., Capron, Virginia; J. Nelson Gibson, Southern Cotton Growers, Gibson, North Carolina; Donald A. Johnson, Plains Cotton Growers, Inc., Lubbock, Texas; B. F. Smith, Delta Council of Mississippi, Stoneville, Mississippi; Jerry Newby, Athens, Alabama; Glen Toombs, Fluvanna, Texas; Jerry Vineyard, David Hunt, Steve Presley, and Gary McKenzie, all of Abernathy, Texas; Jim Esbenshade, Colbert, Oklahoma; Mary Ellen Keeton, Kingston, Oklahoma; Jack Biddy and Terry Brooks, Paducah, Texas; Dr. Doyle Parnell, Texas Tech, Lubbock, Texas; Eddie Lindley, Jimmy Farley, Donald Setzler, Jackie Pounds, all of DeLeon, Texas; James Mobley, Alabama Peanut Producers Association, Shorterville, Alabama; A. Jack Hall, Virginia Farmers Union, Windsor, Virginia; Tommy Lacy, Seagraves, Texas; Donald Hamill, Levelland, Texas; E. D. Holcomb, Stanton, Texas; Rusty Andrews, Brownfield, Texas; Carlton Butler, Carrville, Virginia; and Billy Bain, Dinwiddie County, Virginia.

Hearings continue on Monday, February 6.

APPROPRIATIONS—COMMERCE REPROGRAMING

Committee on Appropriations: Subcommittee on State, Justice, Commerce, the Judiciary and Related Agencies held hearings on the proposed reprograming of fiscal year 1978 funds for the Economic Development Administration, receiving testimony from Assistant Secretary Robert Hall, who was accompanied by several of his associates, all of the Department of Commerce.

Subcommittee recessed subject to call.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense continued closed hearings on proposed budget estimates for fiscal year 1979 for the intelligence community, receiving testimony from Frank C. Carlucci, Deputy Director of Central Intelligence; and Hans Mark, Under Secretary of the Air Force.

Subcommittee will meet again on Tuesday, March 7.

APPROPRIATIONS—HEW

Committee on Appropriations: Subcommittee on Labor-HEW continued hearings on proposed budget estimates for fiscal year 1979 for education programs, receiving further testimony in behalf of funds for their respective activities from Dr. Ernest Boyer, Commissioner of Education, Dr. Mary Berry, Assistant Secretary for Education, Robert Derzon, Administrator, Health Care Financing Administration, and Dr. Julius Richmond, Assistant Secretary for Health, all of the Department of Health, Education, and Welfare.

Subcommittee will meet again on Monday, March 6.

APPROPRIATIONS—HUD-INDEPENDENT AGENCIES

Committee on Appropriations: Subcommittee on HUD-Independent Agencies resumed hearings on proposed budget estimates for fiscal year 1979 for consumer affairs activities, receiving testimony from Lee Richardson, Acting Director, Office of Consumer Affairs, and Esther Peterson, Special Assistant to the President for Consumer Affairs, both of the Department of Health, Education, and Welfare; and David F. Peterson, Executive Director, Consumer Information Center, General Services Administration.

Subcommittee will meet again on Thursday, March 9.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the Department of the Interior, receiving testimony from Secretary of the Interior Cecil D. Andrus.

Subcommittee will meet again on Tuesday, March 7.

APPROPRIATIONS—LEGISLATIVE

Committee on Appropriations: Subcommittee began hearings on proposed budget estimates for fiscal year 1979 for the Legislative Branch, receiving testimony in behalf of funds for the Joint Economic Committee from Representative Bolling; for the Joint Committee on Printing from Representative Thompson; for the Office of the Secretary of the Senate from J. S. Kimmitt, Secretary; for activities of the Senate from Robert A. Malstron, Financial Clerk; and for the Office of the Sergeant at Arms from Frank N. Hoffmann, Sergeant at Arms.

Subcommittee will meet again on Wednesday, March 8.

NATO

Committee on Armed Services: Subcommittee on Manpower and Personnel held hearings on NATO troop levels and military posture, receiving testimony from General Alexander M. Haig, Jr., Supreme Allied Commander, Europe, Commander-in-Chief, U.S. European Command.

Subcommittee recessed subject to call.

SOVIET AIR SYSTEMS

Committee on Armed Services: Subcommittee on Tactical Aircraft held closed hearings to receive a briefing on Soviet tactical air programs from Rear Admiral William D. Robertson, Vice Director, Production, Defense Intelligence Agency. Subcommittee also received testimony on the Soviet tactical air defense system from William Langridge, Calspan Corporation, Buffalo.

Subcommittee will meet again on Monday, March 6.

PUBLIC TRANSPORTATION FACILITIES

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on S. 2441, to reshape the Government's assistance programs for mass transit and highways, receiving testimony from Richard Smith, Dallas, and Mayor David Vann, Birmingham, Alabama, both representing the U.S. Conference of Mayors—National League of Cities; Francis Francois, Prince Georges County, Maryland, representing the National Association of Regional Councils; Linda M. Billings and Steven Pearlman, both representing the Sierra Club, Washington, D.C.; and Arthur Lewis, American Bus Association, Washington, D.C.

Hearings were adjourned subject to call.

DOE AUTHORIZATION

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development resumed hearings on proposed fiscal year 1979 authorizations for the Department of Energy, receiving testimony today on nuclear programs from Dr. Eric H. Willis, Acting Deputy Assistant Secretary for Energy Technology, and Dr. George W. Cunningham, Acting Program Director for Nuclear Energy, both of the Department of Energy.

Subcommittee will meet again on Wednesday, March 8.

DOE AUTHORIZATION

Committee on Energy and Natural Resources: Subcommittee on Energy Conservation and Regulation resumed hearings on proposed fiscal year 1979 authorizations for the Department of Energy, receiving testimony from Charles B. Curtis, Chairman, Federal Energy Regulatory Commission, Lincoln E. Moses, Administrator, Energy Information Administration, and David J. Bardin, Administrator, Economic Regulatory Administration, all of the Department of Energy.

Subcommittee recessed subject to call.

NATURAL DIVERSITY ACT

Committee on Environment and Public Works: Subcommittee on Resource Protection concluded joint hearings with Energy and Natural Resources' Subcommittee on Public Lands and Resources on S. 1820, authorizing funds to assist the States in establishing programs to preserve America's natural diversity of animals, plants, and land, after receiving testimony from Chris T. Delaporte, Director, accompanied by Arthur Stewart, Heritage Coordinator, Heritage Conservation and Recreation Service, both of the Department of the Interior; Dr. Lee Talbot, Assistant to the Chairman for International and Scientific Affairs, Council on Environmental Quality; Dr. Thomas H. Ripley, Director of Forestry, Fisheries and Wildlife Development, Tennessee Valley Authority; William Chandler, The Nature Conservancy, Nelson Rosenbaum, The Urban Institute, Destry Jarvis, National Parks and Conservation Association, Barry Tindle, National Recreation and Park Association, Toby Cooper, Defenders of Wildlife, Marni Holbrook, Izaak Walton League, and John Hall, National Forest Products Association, all of Washington, D.C.; and T. L. Austin, Jr., Texas Utilities Company, Austin.

INTERNATIONAL DEVELOPMENT ISSUES

Committee on Foreign Relations: Subcommittee on Foreign Assistance, held hearings on proposed legislation authorizing funds for fiscal year 1979 for foreign assistance programs; S. 2420, the proposed International Development Cooperation Act; and S. Res. 118, proposing a review of the foreign assistance program with a view to funding international development programs through multilateral and private international organizations, receiving testimony from John J. Gilligan, Administrator, Agency for International Development, and C. Fred Bergsten, Assistant Secretary of the Treasury for International Affairs.

Hearings were recessed subject to call.

HMO AMENDMENTS

Committee on Human Resources: Subcommittee on Health and Scientific Research began hearings on S. 2534, authorizing funds and extending programs through fiscal year 1983 for health maintenance organizations. Witnesses heard were Representative Pepper; Gregory J. Ahart, Director, Human Resources Division, General Accounting Office; Hale Champion, Under Secretary of Health, Education, and Welfare; Jeffery Cohelan, Group Health Association of America, Washington, D.C.; James A. Lane, Kaiser Foundation Health

Plans, Oakland, California; Roger Graham, Blue Cross/Blue Shield Association, Chicago; Stephen Epstein, American Association of Foundations of Medical Care, Washington, D.C.; Larry Hoffheimer, American Group Practice Association, Washington, D.C.; James Anderson, Connecticut General Life Insurance Company, Bloomfield; Roger W. Birnbaum, Rutgers Community Health Plan, New Brunswick, New Jersey; Eli Egert, Pennsylvania Group Health Plan, Pittsburgh; and Robert Rasmussen, Prime Health, Kansas City, Missouri.

Hearings were recessed subject to call.

NOMINATIONS

Committee on the Judiciary: Committee held closed hearings on the nomination of Robert F. Collins, to be U.S. district judge for the eastern district of Louisiana, receiving testimony from unnamed subpenaed witnesses. Hearings were recessed subject to call.

Committee also continued hearings on the nomination of Benjamin R. Civiletti, of Maryland, to be Deputy Attorney General, Department of Justice, where the nominee testified further and answered questions on his own behalf.

Hearings continue on Tuesday, March 7.

House of Representatives

Chamber Action

Bills Introduced: 34 public bills, H.R. 11265–11298; 2 private bills, H.R. 11299 and 11300; and 7 resolutions, H.J. Res. 773–776, H. Con. Res. 499 and 500, and H. Res. 1055 were introduced. Pages 5520–5522

Bills Reported: Reports were filed as follows:

H.J. Res. 578, authorizing the President to proclaim the third week of May of 1978 and 1979 as "National Architectural Barrier Awareness Week" (H. Rept. 95–918);

H.J. Res. 715, proclaiming May 3, 1978, "Sun Day" (H. Rept. 95–919);

H.R. 3793, to amend title 5, United States Code, to provide Federal employees under investigation for misconduct the right to representation during questioning regarding such misconduct, amended (H. Rept. 95–920);

H.R. 6635, Rate of Interest on Individual Retirement Bonds, amended (H. Rept. 95–921);

H.R. 9518, to amend the Shipping Act, 1916, to provide for a three-year period, to reach a permanent solution of the rebating practices in the United States foreign trade, amended (H. Rept. 95–922);

H.R. 11180, Public Debt Limit (H. Rept. 95–923); and

H.R. 1609, to amend the Mineral Leasing Act of 1920, amended (H. Rept. 95–924). Page 5520

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright as Speaker pro tempore for today. Page 5496

Journal: By a yea-and-nay vote of 304 yeas to 20 nays, Roll No. 99, the House approved the Journal of Thursday, March 2. Pages 5496–5497

Redwood National Park: House disagreed to the Senate amendment to H.R. 3813, to amend the Act of October 2, 1968, an Act to establish a Redwood National Park in the State of California; and agreed to the conference asked by the Senate. Appointed as conferees: Representatives Phillip Burton, Udall, Kastenmeier, Tsongas, Krebs, Don H. Clausen, and Sebelius. Page 5497

Late Reports: Committee on Interior and Insular Affairs received permission to file reports by midnight tonight on H.R. 1609, to amend the Mineral Leasing Act of 1920; and S. 1671, to designate the Absaroka-Beartooth Wilderness, Custer and Gallatin National Forests, in the State of Montana. Page 5497

Subcommittee To Sit: Subcommittee on Program and Budget Authorization of the Permanent Select Committee on Intelligence received permission to sit today during proceedings of the House under the 5-minute rule. Page 5497

Subpena Duces Tecum: Read a letter from the Clerk wherein he transmits a subpena duces tecum and order to appear before the Grand Jury of the United States District Court for the District of Columbia. Pursuant to H. Res. 10, the subpena duces tecum was ordered printed in the Record. Page 5498

Presidential Message—Civil Service Reform: Read a message from the President wherein he transmits to the Congress a comprehensive program to reform the Federal Civil Service system—referred to the Committee on Post Office and Civil Service and ordered printed (H. Doc. 95–299). Pages 5498–5500

Committee Funding: House agreed to the following resolutions authorizing funds for committees:

H. Res. 957, amended, providing funds for the Committee on Veterans' Affairs (agreed to by a yea-and-nay vote of 336 yeas to 1 nay, Roll No. 100);

H. Res. 953, amended, providing funds for the Committee on the District of Columbia (agreed to by a yea-and-nay vote of 318 yeas to 15 nays, Roll No. 101); and

H. Res. 1012, amended, providing funds for the Committee on Rules (agreed to the committee amendment by a yea-and-nay vote of 321 yeas to 13 nays, Roll No. 102). Pages 5500–5506

Calendar Wednesday: Objection was heard to a unanimous-consent request to dispense with Calendar Wednesday business of March 8. Page 5507

Adjournment: Adjourned at 1:13 p.m.

Committee Meetings

CONSOLIDATED FARM AND RURAL DEVELOPMENT ACT

Committee on Agriculture: Subcommittee on Conservation and Credit met and approved for full committee action H.R. 8315, amended, to amend the Consolidated Farm and Rural Development Act.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Office of the Inspector General.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on U.S. subsidy of foreign steel producers.

LABOR–HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on National Heart, Lung and Blood Institute; and National Institute of Dental Research.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held an executive hearing on Air Force NATO program.

COMMERCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, Judiciary held a hearing on Industry and Trade Administration.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, General Government held hearings on Bureau of Government Financial Operations; and Bureau of Alcohol, Tobacco and Firearms.

MILITARY CONSTRUCTION AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Installations and Facilities continued hearings on military construction authorization request. Testimony was heard from Maj. Gen. William R. Wray, Assistant Chief of Engineers, Army.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings on ship construction portion of H.R. 10929, DOD authorization. Testimony was heard from RAdm. Carl A. H. Trost, Director, Navy Systems Analysis Division; and Adm. Thomas H. Moorer, USN (Ret.), President, Association of Naval Aviation, Inc.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development continued hearings on R.D.T. & E. portion of H.R. 10929, DOD authorization. Testimony was heard from Department of the Army witnesses.

ABOLISH DEFENSE POSITION

Committee on Armed Services: Subcommittee on Investigations held a hearing on the reorganization proposal of the Secretary of Defense which would abolish the position of the Assistant Secretary of Defense for Health Affairs. Testimony was heard from former Member of Congress Durward G. Hall; Secretary of Defense Brown; Maj. Gen. Richard R. Taylor (Ret.), former Surgeon General of the Army.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Personnel continued hearings on manpower portion of H.R. 10929, DOD authorization. Testimony was heard from Director of Army National Guard; Chiefs of Army and Navy, Air Force, U.S. Marines and Coast Guard Reserves, and public witnesses.

INTELLIGENCE BUDGET

Select Committee on Intelligence: Subcommittee on Program and Budget Authorization continued executive hearings on intelligence and intelligence related activities budget for fiscal year 1979.

ALASKA NATIONAL INTEREST LANDS CONSERVATION ACT

Committee on Interior and Insular Affairs: Continued markup of H.R. 39, Alaska National Interest Lands Conservation Act, and will resume on Monday, March 6.

ACCOUNTING PROFESSION

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on American Institute of Certified Public Accountants. Testimony was heard from SEC Chairman Williams and Commissioners.

NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance continued oversight hearings on the National Highway Traffic Safety Administration. Testimony was heard from Representative Marriott and public witnesses.

BIOMEDICAL RESEARCH TRAINING AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued hearings on H.R. 10908, Biomedical Research and Research Training Amendments of 1978, with testimony from public witnesses.

MARINE RESEARCH IN CHESAPEAKE BAY

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held a hearing on H.R. 10064, to provide for improved coordination of federally supported marine research efforts in the Chesapeake Bay area. Testimony was heard from James B. Coulter, Secretary, Department of Natural Resources, State of Maryland; Cloyde Wiley, Bureau of Shellfish Sanitation, Commonwealth of Virginia; Robert Prier, Chesapeake Bay Seafood Assn.; and Dr. Eugene Cronin, Director, Chesapeake Research Consortium.

MEAT MARKETING

Committee on Small Business: Subcommittee on General Small Business Problems continued hearings on impediments to marketing and pricing of beef. Testimony was heard from ICC Assistant Director Louis Teeple; and public witnesses.

KOREAN INFLUENCE INVESTIGATION

Committee on Standards of Official Conduct: Met in executive session for continued questioning of Tongsun Park, and will resume on Monday, March 6.

Monday, March 6, 1978

Senate

Chamber Action

Routine Proceedings, pages 5554–5597

Bills Introduced: Thirty bills and two resolutions were introduced, as follows: S. 2647–2676; S.J. Res. 116; and S. Res. 411. **Pages 5651–5652, 5674–5675**

Bills Passed:

OPIC: Senate passed H.R. 9179, to extend until September 30, 1981, the basic operating authority of the Overseas Private Investment Corporation, after striking all after the enacting clause and inserting in lieu thereof text of the Senate companion bill, S. 1771, as passed by the Senate on October 25, 1977.

Senate insisted on its amendment, requested conference with the House, and appointed as conferees Senators Sparkman, Church, Clark, Biden, Case, Javits, and Percy.

Committee Funding Resolutions: Senate took from Calendar and agreed to the following resolutions authorizing funds for expenses of Senate committees for this session of the Congress, as follows:

S. Res. 384—Committee on Agriculture, Nutrition, and Forestry—$766,000;

S. Res. 385—Committee on Armed Services—$808,800 (amended);

S. Res. 371—Committee on Banking, Housing, and Urban Affairs—$1,126,600 (amended);

S. Res. 387—Committee on the Budget—$2,406,500 (amended);

S. Res. 374—Committee on Commerce, Science, and Transportation—$2,677,800 (amended);

S. Res. 367—Committee on Energy and Natural Resources—$1,235,000;

S. Res. 379—Committee on Environment and Public Works—$1,386,200 (amended);

S. Res. 392—Committee on Finance—$609,600 (amended);

S. Res. 377—Committee on Foreign Relations—$1,231,000 (amended);

S. Res. 370—Committee on Governmental Affairs—$4,242,900 (amended);

S. Res. 361—Committee on Human Resources—$2,623,000 (amended);

S. Res. 398—Committee on the Judiciary—$4,835,900 (amended);

S. Res. 382—Committee on Veterans' Affairs—$279,000 (amended);

S. Res. 378—Select Committee on Small Business—$276,900 (amended);

S. Res. 383—Select Committee on Intelligence—$1,809,500 (amended);

S. Res. 375—Special Committee on Aging—$321,000; and

S. Res. 368—Select Committee on Indian Affairs—$518,000 (amended). **Pages 5615–5635**

Smithsonian Institution: Senate passed without amendment and sent to the House S.J. Res. 106, to provide for the reappointment of A. Leon Higginbotham, Jr., as a citizen regent of the Board of Regents of the Smithsonian Institution. **Pages 5644–5645**

Smithsonian Institution: Senate passed without amendment and sent to the House S.J. Res. 107, to provide for the reappointment of John Paul Austin as a citizen regent of the Board of Regents of the Smithsonian Institution. **Page 5645**

Smithsonian Institution: Senate passed without amendment and sent to the House S.J. Res. 108, to provide for the appointment of Anne Legendre Armstrong as a citizen regent of the Board of Regents of the Smithsonian Institution. **Pages 5645–5646**

Law School Libraries: Senate passed with amendments and returned to the House H.R. 8358, to provide for the designation of libraries of accredited law schools as depository libraries of Government publications. **Pages 5647–5648**

Special Committee on Aging: Senate agreed to S. Res. 376, giving the Special Committee on Aging the status of a standing committee relative to budget matters as set forth in the Legislative Reorganization Act of 1946. **Pages 5646–5647**

Printing Resolutions: Senate agreed to the following printing resolutions:

S. Res. 359, to print as a Senate document Committee on Governmental Affairs print entitled "Study on Federal Regulation, Volume V, Regulatory Organization"; **Page 5646**

S. Res. 400, to print additional copies of Committee on Environment and Public Works print entitled "The Panama Canal—A Reexamination"; **Page 5647**

S. Res. 408, authorizing the reprinting of Senate document 95-24, a compilation entitled "Majority and Minority Leaders of the Senate". **Page 5649**

S. Res. 409, authorizing the printing as a Senate document of a revised edition of the "Election Law Guidebook"; **Page 5647**

Gratuity: Senate agreed to S. Res. 410, authorizing the payment of a gratuity to the survivor of a deceased Senate employee. **Page 5647**

Panama Canal Treaties: Senate continued its consideration of Executive Calendar No. 1, Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.), tabling, by 52 yeas to 40 nays, Allen amendment No. 61 (Executive), to provide that the neutrality provided for in the Treaty shall not be construed as permitting warships of nations with whom the United States is then at war to have the right of undisturbed transit of the Canal. Today's session concluded consideration of Article I of this Treaty and Senate proceeded to consideration of Article II. **Page 5554**

Also, Senate reached unanimous-consent agreement concerning the further consideration of pending Neutrality Treaty, including provisions that it proceed to consider resolution of ratification thereof no later than 4 p.m. on Tuesday, March 14, and vote on such resolution of ratification no later than 4 p.m. on Thursday, March 16, with certain provisos. **Page 5608**

Pages 5554–5619

Vice Presidential Appointments: Vice President made appointments as follows:

Senators Hart, Hollings, Stevens, and McClure (at large), to the Board of Visitors of the Air Force Academy; and

Senators Hatfield of Montana, Sasser, Mathias, and Helms (at large), to the Board of Visitors of the Naval Academy. **Page 5635**

District of Columbia Representation in Congress: Senate received H.J. Res. 554, proposing an amendment to the Constitution to provide representation of the District of Columbia in the Congress, which was read the first time and, when objection was heard to request for its second reading, it will lie over until the next legislative day under Rule XIV. **Page 5615**

Message From the House: **Page 5648**

Amendments Submitted for Printing: **Page 5675**

Executive Communications: **Pages 5648–5649**

Statements on Introduced Bills: **Pages 5652–5674**

Additional Statements: **Pages 5675–5697**

Nominations: Senate received two Coast Guard nominations in the rank of Admiral and numerous nominations in the Army and Air Force. **Pages 5697–5702**

Record Vote: One record vote was taken today. **Page 5584**

Recess: Senate met at 12 noon and recessed at 6:17 p.m. **Page 5697**

Committee Meetings

AMERICAN AGRICULTURE

Committee on Agriculture, Nutrition, and Forestry: Committee continued hearings on economic problems in American agriculture, including testimony on the impact of proposal to set 100 percent of parity on prices of basic agricultural commodities. Witnesses heard were Lauren Carlson, accompanied by William McMillan, both representing the National Cattlemen's Association, Washington, D.C.; T. A. Cunningham, Independent Cattlemen's Association, Austin, Texas; George Levin, Western South Dakota American Agriculture Movement, Hereford, South Dakota; Joyce Robinson, Montana Cattlemen's Association, Choteau; Stanley Coley, Grovetown, Georgia; Gary Adam, Fairfield, Iowa; Rick Rodger, Klamath Falls, Oregon; Ted Sloan, Hamilton, Missouri; Beverly Tracy, Haigler, Nebraska; Madeline Cavhape, New Mexico Wool Growers Association, Hope, New Mexico; Robert Corn, Roswell, New Mexico; and Mickey Hammonds, Floydada, Texas.

Hearings continue tomorrow.

APPROPRIATIONS—HEW

Committee on Appropriations: Subcommittee on Labor-HEW continued hearings on proposed budget estimates for fiscal year 1979 for education programs, receiving further testimony in behalf of funds for their respective activities from Dr. Ernest Boyer, Commissioner of Education, Dr. Mary Berry, Assistant Secretary for Education, Patricia Graham, Director, National Institute of Education, and John Ellis, Executive Deputy Commissioner for Education, all of the Department of Health, Education, and Welfare.

Subcommittee will meet again tomorrow.

TRAINING AND DOCTRINE PROGRAMS

Committee on Armed Services: Subcommittee on Tactical Aircraft held closed hearings on S. 2571, authorizing

funds for military procurement for fiscal year 1979, receiving testimony on funds for Air Force Training and doctrine programs from General Robert Dixon, Commander, Tactical Air Command; and General Donn Starry, Commander, Training and Doctrine Command, both of the Dept. of the Air Force.

Subcommittee recessed subject to call.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nomination of Gloria Cusumano Jimenez, of North Carolina, to be Federal Insurance Administrator, Department of Housing and Urban Development, after the nominee, who was introduced to the Committee by Senator Morgan, testified and answered questions on her own behalf.

HOUSING PROGRAMS

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing and Urban Affairs held hearings on S. 2637, authorizing funds for fiscal year 1979 for housing programs, receiving testimony from Secretary of Housing and Urban Development, Patricia R. Harris.

Hearings were recessed subject to call.

COAL SUPPLIES

Committee on Energy and Natural Resources: Subcommittee on Energy Production and Supply held oversight hearings on the effects of the current coal strike being conducted by the United Mine Workers Union. Witnesses heard were Secretary of Energy James R. Schlesinger; Governor Milton J. Shapp of Pennsylvania; and Stanley G. Schaffer, Duquesne Power, Pittsburgh.

Hearings were recessed subject to call.

HIGHWAY IMPROVEMENT

Committee on Environment and Public Works: Subcommittee on Transportation held hearings on S. 2440, authorizing funds through fiscal year 1982 for federal aid highway programs. Witnesses heard were Senator Heinz; Robert M. Utley, Deputy Executive Director, Advisory Council on Historic Preservation; James Flaherty, Allegheny County Board of Commissioners, Pittsburgh; Dr. D. Allan Firmage, Salt Lake City, American Society of Civil Engineers; Clyde H. Wiseman, Jr., Interstate Bridge Task Force, St. Louis; James E. Martin, Association of American Railroads, Washington, D.C.; Dr. Gerald A. Donaldson, Center for Auto Safety, Washington, D.C.; Richard C. Peet, Citizens for Highway Safety, Washington, D.C.; Francis K. Colleton, National Association of Governors' Highway, Boston, Mass.; and Robert B. Wyland, representing The Railway Progress Institute, Louisville.

Hearings continue on Thursday, March 16.

FAIR EMPLOYMENT PRACTICES

Committee on Governmental Affairs: Committee began hearings on the President's Reorganization Plan No. 1 of 1978, which would make the Equal Employment Opportunity Commission the principal federal agency in fair employment practices, receiving testimony from James T. McIntyre, Jr., Acting Director, Office of Management and Budget; Eleanor Holmes Norton, Chairman, Equal Employment Opportunity Commission; Alan Campbell, Chairman, Civil Service Commission; Donald Elisburg, Assistant Secretary of Labor for Employment Standards; Drew S. Days III, Assistant Attorney General, Civil Rights Division, Department of Justice; and Arthur Fleming, Chairman, Commission on Civil Rights.

Hearings continue on Wednesday, March 8.

CETA PROGRAMS EXTENSION

Committee on Human Resources: Subcommittee on Employment, Poverty, and Migratory Labor resumed hearings on S. 2570, to extend programs under the Comprehensive Employment and Training Act (Public Law 93-567), receiving testimony from Senator Inouye; Cliff Finch, The National Governors Conference; Mayor Moon Landrieu of New Orleans, representing the U.S. Conference of Mayors; Michigan State Senator David Plawecki, representing the National Conference of State Legislatures; William Welch, American Federation of State, County, and Municipal Employees, Washington, D.C.; John V. N. Klein, Suffolk County, New York, representing the National Association of Counties; and Mitchell Sviridoff, Ford Foundation, New York City.

Subcommittee will meet again on Friday, March 10.

CIVIL RIGHTS COMMISSION EXTENSION

Committee on the Judiciary: Subcommittee on the Constitution, resumed hearings on S. 2300, to extend for five years the U.S. Commission on Civil Rights, receiving testimony from Leonard F. Walentynowitz, National Polish American Congress, Washington, D.C.; Dr. Jan B. Sklenar, Masaryk Chapter Detroit, Ann Arbor, Michigan; Reverend Harold O. J. Brown, Trinity Evangelical Divinity School, Deerfield, Illinois; Robert A. Destro, Catholic League for Religious and Civil Rights, Milwaukee; Dr. Miro Todorovich, Committee on Academic Freedom and Non-Discrimination, New York City; and Rabbi Richard S. Sternberger, Religious Coalition for Abortion Rights, Washington, D.C.

Hearings recessed subject to call.

VETERANS' HEALTH CARE

Committee on Veterans' Affairs: Committee concluded hearings on the National Academy of Sciences Study of Health Care for American Veterans and the Veterans' Administration response to such survey, after receiving testimony from Dr. John D. Chase, Chief Medical Director, Veterans' Administration; Dr. Rosalyn Yalow, VA Hospital, Bronx, New York, Dr. William Oldendorf, VA Hospital, Brentwood, California; Dr. Saul J. Farber, Chairman, Committee on Health-Care Resources in the Veterans' Administration, and Dr. Leighton E. Cluff, Chairman, Committee on Biomedical Research, both of the National Academy of Sciences; Dr. Jesse Steinfeld, Medical College of Virginia, Richmond; Dr. John Affeldt, Joint Commission on Accreditation of Hospitals, Boston; Larry Roffee, Paralyzed Veterans of America, Washington, D.C.; and Benjamin Neufeld, American Veterans Committee, Washington, D.C.

USE OF CLASSIFIED INFORMATION

Select Committee on Intelligence: Subcommittee on Secrecy and Disclosure resumed hearings on the use of classified information in litigation, receiving testimony from William Colby, Washington, D.C.; Lawrence Houston, Washington, D.C.; and Morton Halperin, American Civil Liberties Union and Center for National Security Studies, Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 11301–11316; 1 private bill, H.R. 11317; and 11 resolutions, H.J. Res. 777–780, H. Con. Res. 501, and H. Res. 1056–1061, were introduced. Pages 5731–5732

Bills Reported: Reports were filed as follows:

H. Res. 1056, providing for the consideration of H.R. 11180, to increase the public debt limit through March 1, 1979, to provide that thereafter the public debt limit shall be established pursuant to the congressional budget procedures and improve debt management (H. Rept. 95-925);

H. Res. 1057, providing for the consideration of H.R. 50, Full Employment and Balanced Growth Act of 1978 (H. Rept. 95-926); and

S. 1671, to designate the Absaroka-Beartooth Wilderness, Custer and Gallatin National Forests, in the State of Montana (H. Rept. 95-927). Page 5731

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Alexander as Speaker pro tempore for today. Page 5702

Journal: By a yea-and-nay vote of 331 yeas to 11 nays with 2 voting "present", Roll No. 104, the House approved the Journal of Friday, March 3. Pages 5702–5703

Consent Calendar: On the call of the Consent Calendar, the House passed over without prejudice H.R. 10341 and 10343. Page 5703

Suspensions: House voted to suspend the rules and pass the following:

Sun Day: H.J. Res. 715, proclaiming May 3, 1978, "Sun Day" (passed by a yea-and-nay vote of 348 yeas to 7 nays, Roll No. 105); and Pages 5705–5711, 5716

Architectural Barrier Awareness Week: H.J. Res. 578, authorizing the President to proclaim the third week of May of 1978 and 1979 as "National Architectural Barrier Awareness Week". Pages 5710–5716

Subcommittee To Sit: Subcommittee on Economic Stabilization of the Committee on Banking, Finance and Urban Affairs received permission to sit during proceedings of the House under the 5-minute rule on March 7 and 8. Page 5717

Adjournment: Adjourned at 2:25 p.m.

Committee Meetings

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Soil Conservation Service.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations heard testimony from Secretary of Treasury Blumenthal.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Heritage Conservation and Recreation Service.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held hearings on National Institute on Aging; and National Institute of Child Health and Human Development.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on Department of Energy programs.

COMMERCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and Judiciary held a hearing on National Oceanic and Atmospheric Administration.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Federal Aviation Administration.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on U.S. Secret Service; and Bureau of the Public Debt.

MILITARY CONSTRUCTION AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Installations and Facilities continued hearings on H.R. 11167, fiscal year 1979 military construction authorization. Testimony was heard from Representatives Ginn and Dicks; Robert J. Lanoue, Director, Reserve Forces Facilities, Defense Department; and representatives of Army and Air National Guard; and Army, Navy, and Air Force Reserves; and public witnesses.

The subcommittee also considered recommendations for the Committee's report to the Budget Committee.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development continued hearings on the R.D.T. & E. portion of H.R. 10929, DOD authorization. Testimony was heard from Department of the Air Force witnesses.

Hearings continue Friday, March 10.

COMMITTEE BUSINESS

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials met and approved recommendations within the Subcommittee's jurisdiction for the Committee's report to the Budget Committee.

OLDER AMERICANS ACT EXTENSION

Committee on Education and Labor: Subcommittee on Select Education held a hearing on extension of the Older Americans Act and related legislation. Testimony was heard from Samuel W. Brown, Jr., Director, ACTION; Nelson H. Cruikshank, Chairman, Federal Council on Aging; Alex P. Mercure, Assistant Secretary of Agriculture for Rural Development; Ruth Shack, County Commissioner, Metropolitan Dade County, Florida; and public witnesses.

Hearings continue Monday, March 13.

ELEMENTARY AND SECONDARY EDUCATION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education held a hearing on legislation to extend the Elementary and Secondary Education Act. Testimony was heard from Representatives Preyer, Treen, and Glickman; and Commissioner Boyer, U.S. Office of Education.

INTELLIGENCE BUDGET

Select Committee on Intelligence: Subcommittee on Program and Budget Authorization continued executive hearings on intelligence and intelligence-related activities budget for fiscal year 1979.

Hearings continue tomorrow.

ALASKA NATIONAL INTEREST LANDS CONSERVATION ACT

Committee on Interior and Insular Affairs: Continued markup of H.R. 39, Alaska National Interest Lands Conservation Act, and will resume on Thursday, March 9.

SECURITY SUPPORTING ASSISTANCE WORLDWIDE

Committee on International Relations: Subcommittee on International Security and Scientific Affairs held a hearing on overview of security supporting assistance worldwide. Testimony was heard from Under Secretary of State for Security Assistance Lucy W. Benson.

Hearings continue Wednesday, March 8.

MIDDLE EAST AID

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on fiscal year 1979 AID request for the Middle East. Testimony was heard from Deputy Assistant Secretary of State Nicholas Veliotes; Joseph C. Wheeler, AID; Lt. Gen. Howard M. Fish, Assistant Vice Chief of Staff, U.S. Air Force; and Lt. Gen. Ernest Graves, U.S. Army.

DOE AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on Department of Energy authorization for fiscal year 1979. Testimony was heard from officials of Department of Energy.

Hearings continue tomorrow.

CIVIL RIGHTS COMMISSION AUTHORIZATION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held a hearing on H.R. 10831, Civil Rights Commission authorization extension. Testimony was heard from Representative Mitchell; William Granquist, OMB; Assistant Attorney General Drew Days; and a panel representing State Advisory Committees.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on H.R. 6869 and 2311, revision of the Criminal Code. Testimony was heard from public witnesses.

Hearings continue Wednesday, March 8.

OVERSEAS TEACHERS' ALLOWANCES

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits met and approved for full committee action a clean bill in lieu of H.R. 3698, to require that the allowances available to a teacher in a Department of Defense overseas dependents' school shall be provided without regard to the location at which the teacher was recruited.

AIR SERVICE IMPROVEMENT ACT

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on H.R. 11145, Air Service Improvement Act of 1978. Testimony was heard from Representative Crane; CAB Chairman Kahn, and public witnesses.

Hearings continue tomorrow.

PUBLIC DEBT LIMIT

Committee on Rules: Granted a modified rule; providing three hours of general debate, two hours to be equally divided and controlled by the Chairman and ranking minority member of the Committee on Ways and Means and one hour to be equally divided and controlled by the Chairman and ranking minority member of the Committee on Rules; waiving points of order against the consideration of the bill for failure to comply with clause 2(1)(6) of Rule XI; waiving all points of order against the bill for failure to comply with the provisions of clause 5, Rule XXI; providing that no amendment to the bill shall be in order except amendments offered by the direction of the Committee on Ways and Means and the amendment to the text of the bill printed in the Congressional Record of March 3, 1978, by Representative Long and said amendments shall not be subject to amendment but shall be debatable by the offering of pro forma amendments and providing one motion to recommit with or without instructions on H.R. 11180, temporary increase in public debt limit. Testimony was heard from Chairman Ullman and Representatives Ketchum, and Moakley, who also submitted a statement for the record.

NATIONAL MATERIALS POLICY

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on H.R. 10859, National Materials Policy, Research and Organization Act of 1978, with testimony from public witnesses.

KOREAN INFLUENCE INVESTIGATION

Committee on Standards of Official Conduct: Met in executive session for continued questioning of Korean agent Tongsun Park, and will resume tomorrow.

PRESIDENT'S TAX PROPOSALS

Committee on Ways and Means: Held a hearing on the President's tax proposals with testimony from public witnesses.

Hearings continue tomorrow.

Joint Committee Meetings

CENTRAL CITY BUSINESS

Joint Economic Committee: Subcommittee on Fiscal and Intergovernmental Policy began hearings on problems of central city businesses, receiving testimony from Coy D. Ekland, Equitable Life Assurance Society of the United States, New York City; Charles Meyer, Sears, Roebuck, and Company, Chicago; Mayor William D. Schaeffer of Baltimore; and Edward A. Schwartz, Digital Equipment Corporation, Maynard, Mass.

Hearings continue tomorrow.

REDWOOD NATIONAL PARK LANDS

Conferees continued in an evening session to resolve the differences between the Senate- and House-passed versions of H.R. 3813, to add certain lands to the Redwood National Park, California.

Tuesday, March 7, 1978

Senate

Chamber Action

Routine Proceedings, pages 5760–5867

Bills Introduced: Eight bills and three resolutions were introduced, as follows: S. 2677–2684; S.J. Res. 117–118; S. Con. Res. 69. **Pages 5813, 5817–5818**

Bills Reported: Reports were made as follows:

H. Con. Res. 471, to approve an amendment to the District of Columbia charter to allow voters to recall an elected official through the use of prescribed procedures and by majority vote (S. Rept. 95–672). **Page 5813**

H. Con. Res. 464, to approve an amendment to the District of Columbia charter to allow voters to initiate certain laws for Council consideration and to suspend certain acts of the Council (S. Rept. 95–673).

Panama Canal Treaties: Senate continued its consideration of Executive Calendar No. 1, Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.), tabling, by 58 yeas to 36 nays, Helms unprinted amendment No. 4 (Executive), to Article II, to exempt from provisions of the Treaty the Galeta Island communications base, thereby allowing continued U.S. maintenance of such facility after 1999. Today's session concluded consideration of Article II of this Treaty, and Senate proceeded to consideration of Article III. **Page 5780**

Pending at recess was Stevens amendment No. 64 (Executive), to Article III, to prohibit transit through

the Canal of vessels of war and auxiliary supply vessels of nations engaged in armed conflict with the United States. By unanimous consent it was agreed that on Wednesday, March 8, when Senator Stevens is recognized, there be a three hour time limitation for debate on his amendment. Page 5801 Pages 5763–5804

Bills Referred: H.J. Res. 715, proclaiming "Sun Day", and H.J. Res. 578, proclaiming "National Architectural Barrier Awareness Week", were referred to Committee on the Judiciary. Page 5812

Message From the House: Page 5812

Amendment Submitted for Printing: Page 5818

Executive Communication: Pages 5812–5813

Statements on Introduced Bills: Pages 5813–5817

Additional Statements: Pages 5825–5867

Confirmation: Senate confirmed the nomination of James P. Walsh, of the District of Columbia, to be Deputy Administrator of the National Oceanic and Atmospheric Administration. Page 5867

Nomination: Senate received one Marine Corps nomination in the rank of General. Page 5867

Record Vote: One record vote was taken today. Page 5800

Recess: Senate met at 11:30 a.m. and recessed at 6:36 p.m. Page 5867

Committee Meetings

AMERICAN AGRICULTURE

Committee on Agriculture, Nutrition, and Forestry: Committee continued hearings on economic problems in American agriculture, including testimony on the impact of proposal to set 100 percent of parity on prices of basic agricultural commodities. Witnesses heard were E. Linwood Tipton, Milk Industry Foundation and International Association of Ice Cream Manufacturers, Washington, D.C.; George Watts, National Broiler Council, Homer Simpson, United Egg Producers and Northeast Egg Marketing Association, and Lew Walts, National Turkey Federation, all of Washington, D.C.; Julian Crider, Corning, Ark.; Otis Chapman, Scott, Ark.; John Rohl, Prescott, Wis.; Elmo Duke, Placedo, Texas; Marshall Lord, Dudley, Ga.; James Jackson, Wrightsville, Ga.; James Dupree, Wilder, Ark.; Martin Hoffman, Hebron, Ind.; William Davis, Laurel, Miss.; Thomas Slough, Jackson, Miss.; John Young, Mount Hope, Kans.; Marcellus Lingg, Andale, Kans.; James Billington, Tonkawa, Okla., accompanied by Donald Schieber, Newkirk, Okla., and Lyman Knapp, Blackwell, Okla., all representing the Oklahoma Wheat Growers Association; and Rod Anderson, Laramie County Farm Bureau, Pine Bluffs, Wyo.

Hearings continue tomorrow

SCHOOL LUNCH

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Nutrition held oversight hearings on the School Lunch Program, receiving testimony from Gene White, Office of Food and Nutrition, Sacramento, Calif.; Faith Gravenmier, School Food Services, Charleston, W. Va.; Josephine Martin, Food Services, Atlanta, Ga.; Susan Greig, School Food Service, Manhattan, Kans.; Bethel Freeman, School Food Service of Ponca City, Okla.; and David Page, School Food Service of St. Louis, Mo.

Hearings were recessed subject to call.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the defense establishment, receiving testimony from Vice Admiral F. C. Turner, Deputy Chief of Naval Operations (Air Warfare) and Rear Admiral Justin E. Langille, III, Assistant Deputy Chief of Naval Operations (Surface Warfare).

Subcommittee will meet again tomorrow.

APPROPRIATIONS—FOREIGN OPERATIONS

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for foreign aid programs, receiving testimony in behalf of funds for Department of State programs from Lucy Wilson Benson, Under Secretary of State for Security Assistance, Science and Technology; and in behalf of funds for Department of Agriculture programs from Dr. Talcott W. Edminster, Acting Deputy Director, Federal Research, Science and Education Administration, Department of Agriculture.

Subcommittee will meet again on Thursday, March 9.

APPROPRIATIONS—HEW

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the Department of Health, Education, and Welfare, and related activities, receiving testimony in behalf of funds for their respective activities from Arabella Martinez, Assistant Secretary of HEW for Human Development; Dr. William E. Castel, Dean and Director, National Technical Institute for the Deaf; Dr. Carson Nolan, Vice President and General Manager, American Printing House for the Blind; Edward C. Merrill, Jr., President, Gallaudet College; and Dr. James E. Cheek, President, Howard University.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee resumed receiving testimony in behalf of funds for the Bureau hearings on proposed budget estimates for fiscal year 1979 for the Department of the Interior, receiving testimony in behalf of funds for the Office of Surface Mining Reclamation and Enforcement from Walter N. Heine, Director, Office of Surface Mining, and Charles P. Eddy, Deputy Assistant Secretary, Energy and Minerals, both of the Department of the Interior.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—TREASURY

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 and on proposed supplemental appropriations for fiscal year 1978 for the Department of the Treasury, of Alcohol, Tobacco and Firearms from its Director, Rex D. Davis, and Richard J. Davis, Assistant Secretary for Criminal Enforcement and Operations; and in behalf of funds for the Internal Revenue Service from its Commissioner, Jerome Kurtz.

Subcommittee will meet again on Thursday, March 9.

MILITARY PROCUREMENT AUTHORIZATIONS

Committee on Armed Services: Subcommittee on Research and Development resumed closed hearings on S. 2571, military procurement authorizations for fiscal year 1979, receiving testimony on funds for Army research, development, test, and evaluation programs from Percy A. Pierre, Assistant Secretary of the Army (Research, Development and Acquisition); and Lt. Gen. Donald R. Keith, Deputy Chief of Army Staff for Research, Development and Acquisition.

Subcommittee recessed subject to call.

COMPETITION IN BANKING

Committee on Banking, Housing, and Urban Affairs: Committee began hearings on S. 72, to restrict the activities in which registered bank holding companies may engage, and to control the acquisition of banks by holding companies and other banks, receiving testimony from John H. Shenefield, Assistant Attorney General, Antitrust Division, Department of Justice; Philip E. Coldwell, Member, Board of Governors of the Federal Reserve System; and Evelyn Y. Davis, *Highlights and Lowlights*, Washington, D.C.

Committee will meet again tomorrow.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported H.R. 9169, to permit the guarantee of obligations for financing fishing vessels in an amount not exceeding 87½ percent of the actual or depreciated actual cost of each vessel.

Also, Committee resumed consideration of S. 1381, setting standards for State no-fault benefit plans to compensate motor vehicle accident victims, but did not complete action thereon and recessed subject to call.

NASA AUTHORIZATION

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space resumed hearings on S. 2527, authorizing funds for fiscal year 1979 for the National Aeronautics and Space Administration, receiving testimony from Dr. James J. Kramer, Associate Administrator for Aeronautics and Space Technology, R. D. Ginter, Assistant Associate Administrator for Energy, and Robert H. Curtin, Director of Facilities, all of the National Aeronautics and Space Administration; and Alan Ladwig, Forum for the Advancement of Students in Science and Technology, Washington, D.C.

Hearings continue tomorrow.

DISASTER RELIEF IMPLEMENTATION

Committee on Environment and Public Works: Subcommittee on Regional and Community Development began oversight hearings on the implementation of the Disaster Relief Act (P.L. 93–288). Witnesses heard were Senator Pell; Representative Beard; William H. Wilcox, Administrator, Federal Disaster Assistance Administration; Major General Edward J. Nash, Director of Operations of Military Airlift Command, Department of the Air Force; Major General John C. Faith, Director of the Operations and Preparedness Directorate, Department of the Army; Captain Robert J. McHugh, Jr., Deputy Director for Shore Facilities Programs Division, Department of the Navy; Colonel John P. Chandler, Chief, New England Division, Army Corps of Engineers; Robert Beck, Acting Deputy Assistant Administrator for Oceanic and Atmospheric Services, National Weather Service, Department of Commerce; Governor J. Joseph Garrahy of Rhode Island; and Mayor Vincent A. Cianci, Jr., of Providence.

Hearings were recessed subject to call.

NEW YORK CITY PENSION PLAN

Committee on Finance: Subcommittee on Private Pension Plans and Employee Fringe Benefits held oversight hearings on New York City pension plan investments, receiving testimony from Representative Erlenborn; Secretary of the Treasury W. Michael Blumenthal; Mayor Edward Koch of New York City; and Arthur Levitt, Comptroller for the State of New York, Albany.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Governmental Affairs: Committee ordered favorably reported the following measures:

H.R. 2176, authorizing the Comptroller General to conduct an audit of the Federal Reserve System, the Office of the Comptroller of the Currency, and the Federal Deposit Insurance Corporation;

H.R. 6975, increasing by 100 to a total of 340, the number of hearings examiners positions which the Civil Service Commission may establish at a GS-16 level;

S. 1265, proposing new regulations relating to the acceptance and use of records transferred to the custody of the Administrator of General Services;

S. 1267, to require mandatory application of the General Records Schedules to all Federal agencies and to resolve conflicts between authorizations for disposal and to provide for the disposal of Federal Register documents;

H. Con. Res. 464, to approve an amendment to the District of Columbia Charter to allow District of Columbia voters to initiate laws and disapprove Council acts by referendum;

H. Con. Res. 471, to approve an amendment to the District of Columbia Charter to allow District of Columbia voters to recall an elected official of the District of Columbia; and

An original resolution proposing implementation of Senate Rule 50 relating to employment practices. (This resolution would establish a Senate Fair Employment Relations Board, a Senate Fair Employment Relations Office, and procedures for hearing and settling complaints alleging violations of Rule 50.)

Also, Committee announced subcommittee assignments as follows:

Permanent Investigations: Senators Jackson (*chairman*), Nunn, Eagleton, Chiles, Glenn, Sasser, Percy, Javits, Roth, Mathias, and Danforth.

Intergovernmental Relations: Senators Muskie (*chairman*), Chiles, Glenn, Sasser, Nunn, Roth, Percy, Danforth, and Heinz.

Governmental Efficiency and the District of Columbia: Senators Eagleton (*chairman*), Humphrey, Mathias, and Stevens.

Federal Spending Practices and Open Government: Senators Chiles (*chairman*), Nunn, Jackson, Humphrey, Heinz, Javits, and Roth.

Energy, Nuclear Proliferation and Federal Services: Senators Glenn (*chairman*), Jackson, Eagleton, Muskie, Javits, Stevens, and Mathias; and

Civil Service and General Services: Senators Sasser (*chairman*), Muskie, Humphrey, Stevens, and Heinz.

MINORITY BUSINESS PROGRAMS

Committee on Governmental Affairs: Subcommittee on Federal Spending Practices and Open Government held oversight hearings on efforts of the Small Business Administration to reform minority business programs. Witnesses heard were A. Vernon Weaver, Administrator, Small Business Administration; Lester A. Fettig, Administrator, Office of Federal Procurement Policy, Executive Office of the President; Joseph A. Martinez, National Economic Development Association, Washington, D.C.; Eugene Baker, National Association of Black Manufacturers, Washington, D.C.; and Dr. Anna Maria Freed, NANEX Systems Corp., Crestview, Florida.

Hearings were recessed subject to call.

FULL EMPLOYMENT

Committee on Human Resources: Subcommittee on Employment, Poverty, and Migratory Labor began hearings on S. 50, the proposed Full Employment and Balanced Growth Act, receiving testimony from Charles Schultze, Chairman, Council of Economic Advisers; Secretary of Labor Ray Marshall; and Leon Keyserling, Washington, D.C.

Hearings continue tomorrow.

NOMINATION

Committee on the Judiciary: Committee continued hearings on the nomination of Benjamin R. Civiletti, of Maryland, to be Deputy Attorney General, Department of Justice, where the nominee testified further and answered questions on his own behalf.

Hearings continue tomorrow.

VFW LEGISLATIVE RECOMMENDATIONS

Committee on Veterans' Affairs: Committee held hearings to receive Veterans of Foreign Wars legislative recommendations for fiscal year 1979 from its National Commander, Dr. John Wasylik.

Committee recessed subject to call.

INTELLIGENCE AUTHORIZATION

Select Committee on Intelligence: Subcommittee on Budget resumed closed hearings on proposed fiscal year 1979 authorizations for Government intelligence activities, receiving testimony from Dr. Hans Mark, Under Secretary of the Air Force; Vice Admiral B. R. Inman, Director, National Security Agency, and Lt. Gen. Eugene Tighe, Director, Defense Intelligence Agency.

Subcommittee will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 39 public bills, H.R. 11318–11356; 7 private bills, H.R. 11357–11363; and 6 resolutions, H.J. Res. 781 and 782, H. Con. Res. 502 and 503, and H. Res. 1062 and 1063 were introduced.

Pages 5937–5938

Bills Reported: Reports were filed as follows:

H.R. 810, to amend section 4941(d)(2)(G) of the Internal Revenue Code of 1954 (H. Rept. 95–928); and

H.R. 11055, relating to the year for including in income certain payments under the Agricultural Act of 1949 received in 1978 but attributable to 1977, amended (H. Rept. 95–929). Page 5937

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of Marc Page 5868

Private Calendar: On the call of the Private Calendar, the House passed over without prejudice H.R. 1798 and 3084. Page 5868

Subcommittee To Sit: Objection was heard to a request by the Subcommittee on Economic Development of the Committee on Public Works and Transportation to sit during proceedings of the House under the 5-minute rule today and the balance of the week.

Page 5869

ESEA Waiver: By a yea-and-nay vote of 404 yeas with 1 voting "present", Roll No. 107, the House voted to suspend the rules and pass H.R. 10551, to extend for one year the authority of the Commissioner of Education to waive provisions of title I of the Elementary and Secondary Education Act for certain local educational agencies. Pages 5870–5871

National Trails System: House cleared for the President H.R. 8803, to amend the National Trails System Act; by agreeing to the Senate amendment thereto.

Pages 5871–5872

Debt Limitation Increase: By a yea-and-nay vote of 165 yeas to 248 nays, Roll No. 111, the House failed to pass H.R. 11180, to increase the public debt limit through March 1, 1979, to provide that thereafter the public debt limit shall be established pursuant to the congressional budget procedures and to improve debt management.

Rejected a motion to recommit the bill to the Committee on Ways and Means.

Agreed to an amendment that deleted language providing for the debt ceiling, in subsequent years, to be set in the concurrent resolutions on the budget (agreed to by a recorded vote of 277 ayes to 132 noes, Roll No. 110).

H. Res. 1056, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 285 yeas to 115 nays, Roll No. 108. Pages 5872–5888

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 3813, to amend the Act of October 2, 1968, an Act to establish a Redwood National Park in the State of California.

Page 5888

Urgent Power Supplemental Appropriation: By a yea-and-nay vote of 353 yeas to 50 nays, Roll No. 112, the House passed H.J. Res. 746, making urgent power supplemental appropriations for the Department of Energy, Southwestern Power Administration for the fiscal year ending September 30, 1978. Pages 5888–5891

Committee Funds: By a yea-and-nay vote of 399 yeas to 1 nay, Roll No. 113, the House agreed to H. Res. 1003, providing funds for the Committee on Public Works and Transportation. Pages 5891–5892

Adjournment: Adjourned at 6:18 p.m.

Committee Meetings

AGRICULTURE CREDIT ACT

Committee on Agriculture: Began markup of Agricultural Credit Act, and will resume tomorrow.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on the Rural Electrification Administration.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held an executive hearing on NATO air defense.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on International Development Association; International Bank for Reconstruction and Development; and International Finance Corporation.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the National Park Service.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held hearings on National Institute of Neurological and Communicative Disorders and Stroke; National Institute on General Medical Sciences; National Cancer Institute; and National Institute on Environmental Health Sciences.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works continued hearings on Department of Energy programs.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation continued hearings on Federal Aviation Administration.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on U.S. Customs Service.

LHA SHIPBUILDING CONTRACT

Committee on Armed Services: Held a hearing on the proposed action of the Secretary of the Navy to modify the LHA shipbuilding contract with Litton Systems,

Inc. Testimony was heard from Secretary of the Navy Claytor and other Navy officials; and representatives of General Accounting Office.

COMMITTEE BUSINESS

Committee on Armed Services: Subcommittee on Military Personnel met and approved recommendations for the Committee's report to the Budget Committee.

DR. KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr., held an executive hearing and will continue tomorrow.

MONETARY POLICY

Committee on Banking, Finance and Urban Affairs: Held quarterly hearing on the conduct of monetary policy with testimony from public witnesses.

NEW YORK CITY'S FISCAL SITUATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued hearings on New York City's fiscal and financial situation. Testimony was heard from New York City Mayor Koch; Comptroller Harrison Golden; and City Council President Carol Bellany.

Hearings continue tomorrow.

DEFENSE BUDGET

Committee on the Budget: Task Force on National Security continued hearings on fiscal year 1979 Defense budget. Testimony was heard from Secretary of the Army Alexander; and Fred P. Wacker, Assistant Secretary of Defense.

RUNAWAY YOUTH ACT

Committee on Education and Labor: Subcommittee on Economic Opportunity held a hearing on the Runaway Youth Act. Testimony was heard from Gregory J. Ahart, Director, Human Resources Division, GAO; T. J. Jim Parham, Deputy Assistant Secretary for Human Development Services, HEW; and a panel of public witnesses.

REORGANIZATION PLAN NO. 1

Committee on Government Operations: Subcommittee on Legislation and National Security continued hearings on H. Res. 1049, to disapprove Reorganization Plan No. 1 of 1978. Testimony was heard from OMB Director McIntyre; Dr. Flemming, U.S. Commission on Civil Rights; and Clarence Mitchell, NAACP.

Hearings continue tomorrow.

PRESIDENTIAL PAPERS ACT

Committee on Government Operations: Subcommittee on Government Information and Individual Rights continued hearings on H.R. 10998, Presidential Papers Act of 1978, with testimony from public witnesses.

FEDERAL ELECTION CAMPAIGN ACT

Committee on House Administration: Met for markup of amendments to the Federal Election Campaign Act, and will resume tomorrow.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts met for consideration of committee business.

INTELLIGENCE BUDGET

Select Committee on Intelligence: Subcommittee on Program and Budget Authorization continued executive hearings on intelligence and intelligence related activities budget for fiscal year 1979.

U.S. VOLUNTARY CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS

Committee on International Relations: Subcommittee on International Organizations held a hearing on U.S. voluntary contributions to international organizations and programs. Testimony was heard from representatives of Department of State, and public witnesses.

Hearings continue tomorrow.

ECONOMIC ASSISTANCE FOR ASIA

Committee on International Relations: Subcommittee on Asian and Pacific Affairs held a hearing on fiscal year 1979 economic assistance programs for Asia. Testimony was heard from John H. Sullivan, Assistant Administrator for Asia, AID.

Hearings continue Thursday, March 9.

PEACE CORPS

Committee on International Relations: Subcommittee on International Development held an oversight hearing on the Peace Corps. Testimony was heard from public witnesses.

LATIN AMERICA ASSISTANCE

Committee on International Relations: Subcommittee on Inter-American Affairs held a hearing on fiscal year 1979 assistance programs for Latin America. Testimony was heard from William B. Wheeler, Director, Office of Caribbean Affairs, AID.

Hearings continue tomorrow.

DOE AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on fiscal year 1979 authorization for Department of Energy, with testimony from DOE officials.

Hearings continue tomorrow.

TOXIC SUBSTANCES

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance held hearings on S. 1531, Toxic Substances Control Act Amendments of 1977; and H.R. 9616, Toxic Substance Pollution Victim Compensation Act. Testimony was heard from Representatives Brodhead and Ruppe, and Senator Griffin.

HEALTH PLANNING AND RESOURCES DEVELOPMENT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment began markup of H.R. 10460, Health Planning and Resources Development Amendments of 1978, and will resume tomorrow.

IMPLEMENTATION OF RESOURCE CONSERVATION AND RECOVERY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce held an oversight hearing on implementation of the Resource Conservation and Recovery Act of 1976. Testimony was heard from Thomas Jorling, EPA; and public witnesses.

Hearings continue tomorrow.

CIVIL RIGHTS FOR INSTITUTIONALIZED PERSONS

Committee on the Judiciary: Met and ordered reported favorably to the House H.R. 9400 as amended, to authorize actions for redress in cases involving deprivations of rights of institutionalized persons secured or protected by the Constitution or laws of the Constitution of the United States; and considered private bills.

SEA GRANT AUTHORIZATION— NAOAA AUTHORIZATION

Committee on Merchant Marine and Fisheries: Met and ordered reported favorably to the House the following bills:

H.R. 10822 amended, to improve the operations of the National Sea Grant Program, and to authorize appropriations to carry out such program for fiscal years 1979 and 1980; and

H.R. 10823 amended, to amend the National Advisory Committee on Oceans and Atmosphere Act of 1977 to authorize appropriations to carry out the provisions of such Act for fiscal years 1979 and 1980.

CONTRACEPTIVE RESEARCH

Select Committee on Population: Held a hearing on contraception today with testimony from various representatives of the medical profession and public witnesses.

Hearings continue tomorrow.

COMPARABILITY PAY

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held an oversight hearings on comparability pay. Testimony was heard from Civil Service Chairman Campbell; Carl Clewlow, Defense Department; George Starr, Society of Concerned Engineers; and Jerome Ross, Chairman, Federal Prevailing Rate Advisory Committee.

AIR SERVICE IMPROVEMENT ACT

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on H.R. 11145, Air Service Improvement Act of 1978. Testimony was heard from Secretary of Transportation Brock Adams; and representatives of airlines and other public witnesses.

Hearings continue tomorrow.

PUBLIC WORKS PROGRAM

Committee on Public Works and Transportation: Subcommittee on Economic Development and on Investigations and Review held a joint oversight hearing on the Local Public Works Program authorized by the Public Works Employment Act of 1977. Testimony was heard from Robert T. Hall, Department of Commerce; St. Louis, Mo. Mayor Conway, representing National League of Cities and National Conference of Mayors; representatives of Indian Tribes; and William T. McLaughlin, Mayor of Wilmington, Delaware.

Hearings continue Thursday, March 9.

NASA AUTHORIZATION— FAA AUTHORIZATION

Committee on Science and Technology: Completed action on and agreed to introduce clean bills in lieu of the following:

H.R. 10664, NASA authorization for fiscal year 1979; and

H.R. 10811, Federal Aviation Administration Research and Development Authorization Act.

SBA AND SBIA AMENDMENTS

Committee on Small Business: Met and reconsidered and ordered reported favorably to the House as amended, H.R. 10713, to amend the Small Business Act and the Small Business Investment Act of 1958.

KOREAN INFLUENCE INVESTIGATION

Committee on Standards of Official Conduct: Met in executive session for continued questioning of Korean agent Tongsun Park, and will resume tomorrow.

VFW RECOMMENDATIONS

Committee on Veterans' Affairs: Held a hearing on the legislative recommendations of the Veterans of Foreign Wars with testimony from Dr. John Wasylik, Commander-in-Chief, VFW.

PRESIDENT'S TAX PROPOSALS

Committee on Ways and Means: Continued hearings on the President's tax proposals with testimony from public witnesses.

Hearings continue tomorrow.

Joint Committee Meetings

CENTRAL CITY BUSINESS

Joint Economic Committee: Subcommittee on Fiscal and Intergovernmental Policy continued hearings on problems of central city businesses, receiving testimony from Mayor Moon Landrieu of New Orleans; Mayor Richard S. Caliguiri of Pittsburgh; James M. Howell, First National Bank of Boston, Boston; and Henry Schecter, AFL-CIO, Washington, D.C.

Hearings were recessed subject to call.

REDWOOD NATIONAL PARK LANDS

Conferees continued in an evening session to resolve the differences between the Senate- and House-passed versions of H.R. 3813, to add certain lands to the Redwood National Park, California.

Wednesday, March 8, 1978

Senate

Chamber Action

Routine Proceedings, pages 5988–6080

Bills Introduced: Nine bills and one resolution were introduced, as follows: S. 2685–2693; and S. Res. 412. Pages 6037–6057

Bill Reported: Report was made as follows:

S. 1699, proposed Diesel Fuel and Gasoline Conservation Act without recommendation (S. Rept. 95-674).

Bills Passed: Page 6037

Exchange Stabilization Fund: Senate passed with committee amendment and sent to the House S. 2093, to bar availability of moneys in the Exchange Stabilization Fund for payment of administrative expenses of the Treasury Department. Pages 6033–6035

National Forest Volunteers: Senate passed with committee amendment and sent to the House S. 2370, removing the $100,000 limitation on the amount authorized annually under the Volunteers in the National Forests Act of 1977. Pages 6035–6036

Wichita Indian Lands: Senate agreed to the House amendment to S. 773, authorizing the Wichita Indian tribe of Oklahoma to file claims against the United States for lands taken without adequate compensation, thus clearing the measure for the President. Page 6028

Panama Canal Treaties: Senate continued its consideration of Executive Calendar No. 1, Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.), rejecting two proposed amendments, as follows:

(1) Stevens amendment No. 64 (Executive), to article III, to prohibit transit through the Canal of vessels of war and auxiliary supply vessels of nations engaged in armed conflict with, or belligerent to, the United States (tabled by 59 yeas to 34 nays); and Page 5989

(2) Allen unprinted amendment No. 5 (Executive), to strike from Article III Section 1(c), entitling all vessels of war and auxiliary vessels of all nations to transit the Canal (tabled by 58 yeas to 31 nays). Page 6024

Today's session concluded action on Article III of this Treaty and, when it resumes its consideration tomorrow, Senate will consider Article IV, to which the so-called leadership amendment (Executive amendment No. 20) will be offered. Page 6026
Pages 5989–5992, 5994–6027

Bill Referred: H.R. 10551, to extend certain educational programs, was referred to Committee on Human Resources. Page 6036

Bill Held At Desk: H.J. Res. 746, making urgent supplemental appropriations for power, was received and ordered to be held at the desk. Page 6036

Messages From the House: Page 6036

Amendments Submitted for Printing: Page 6057

Statements on Introduced Bills: Pages 6037–6057

Additional Statements: Page 6058

Nomination: Senate received the nomination of Herbert L. Chabot, of Maryland, to be a Judge of the U.S. Tax Court. Page 6080

Record Votes: Two record votes were taken today. Pages 6017, 6025

Recess: Senate met at 12 noon and recessed at 6:31 p.m. Page 6080

Committee Meetings

BUDGET RECOMMENDATIONS AND AMERICAN AGRICULTURE

Committee on Agriculture, Nutrition, and Forestry: Committee completed its review of items in the Presidential budget for fiscal year 1979 which fall within its legislative jurisdiction, and agreed on recommendations that it will make to the Budget Committee by March 15.

Also, committee continued hearings on economic problems in American agriculture, including the impact of proposal to set 100 percent of parity on prices of basic agricultural commodities. Witnesses heard were Bertram Bacchatti, California Tomato Growers, Stockton, California; Peter Harlee, Florida Fruit & Vegetable Association, Palmetto; Wayne Hawkins, Florida Tomato Committee, Orlando; J. C. Galloway, Greenville, North Carolina; Wayne Meyer, Sutter, California; Johnny Goodnight, Immokalee, Florida; Albert Wildes, Alma, Georgia; and Al Bloomquist, American Crystal Sugar Co., Washington, D.C.

Hearings continue tomorrow.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the defense establishment, receiving testimony from Vice Admiral J. H. Doyle, Jr., Deputy Chief of Naval Operations (Surface Warfare); Rear Admiral Stanley S. Fine, Director, Fiscal Management Division, Office of the Chief of Naval Operations; and Major General Harold A. Hatch, Deputy Chief of Staff for Installations and Logistics, Marine Corps.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—HEW

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the Department of Health, Education, and Welfare, receiving testimony in behalf of funds for their respective activities from Arabella Martinez, Assistant Secretary for Human Development, and Donald I. Wortman, Commissioner, Social Security Administration, both of the Department of HEW.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on the Interior continued hearings on proposed budget estimates for fiscal year 1979 for the National Endowment for the Arts, receiving testimony from its Chairman, Livingston L. Biddle, Jr.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—LEGISLATIVE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Legislative Branch, receiving testimony in behalf of funds for their respective activities from George M. White, Architect of the Capitol; Alice M. Rivlin, Director, Congressional Budget Office; Daniel J. Boorstin, the Librarian of Congress; Gilbert Gude, Director, Congressional Research Service; and Thomas Brennan, Chairman, Copyright Royalties Tribunal.

Subcommittee will meet again on Monday, March 20.

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee on Military Construction resumed hearings on proposed budget estimates for fiscal year 1979 for military construction programs, receiving testimony from Major General William R. Wray, Assistant Chief of Engineers, and T. J. Loveland, Chief, Infrastructure Division, U.S. Mission NATO, who were accompanied by supporting witnesses, all of the Department of the Army.

Hearings continue tomorrow.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for public works projects, receiving testimony from Secretary of Energy James R. Schlesinger.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation resumed hearings on proposed budget estimates for fiscal year 1979 for the Coast Guard, receiving testimony from Admiral Owen W. Siler, Commandant, and Vice Admiral Ellis L. Perry, Vice Commandant, both of the U.S. Coast Guard, Department of Transportation.

Hearings continue on Thursday, March 16.

MILITARY PROCUREMENT—MANPOWER

Committee on Armed Services: Subcommittee on Manpower and Personnel held hearings to receive testimony on the manpower aspects of S. 2571, military procurement authorizations for fiscal year 1979, from John P. White, Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics.

Subcommittee recessed subject to call.

MILITARY STOCKPILES

Committee on Armed Services: Subcommittee on Military Construction and Stockpiles held hearings on bills to establish criteria and methods for determining the quantity of materials to be stockpiled, as follows (H.R. 4895, S. 1198, 1810, 2167, 2181, 2575 and 2635.) Witnesses heard were Senators Domenici and Melcher; Stephen Bosworth, Deputy Assistant Secretary of State for International Resources and Food Policy; Dale W. Church, Deputy Undersecretary for Acquisition Policy, Office of the Undersecretary of Defense for Research and Engineering; and Joseph A. Mitchell, Director, Federal Preparedness Agency, General Services Administration.

Subcommittee recessed subject to call.

AIR FORCE PROGRAMS

Committee on Armed Services: Subcommittee on Tactical Aircraft resumed closed hearings on S. 2571, authorizing funds for military procurement for fiscal year 1979, receiving testimony on the tactical air programs of the Air Force from Lt. Gen. Alton D. Slay, Deputy Chief of Staff for Research and Development; Maj. Gen. James B. Currie, Director of Programs, Deputy Chief of Staff for Programs and Resources; and Brig. Gen. Robert M. Bond, Deputy Director of General Purpose

Forces, Directorate of Operational Requirements, all of the Department of the Air Force.

Subcommittee will meet again tomorrow.

COMPETITION IN BANKING

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on S. 72, to restrict the activities in which registered bank holding companies may engage, and to control the acquisition of banks by holding companies and other banks, receiving testimony from Richard Peterson representing the Independent Bankers Association; J. Rex Duwe, Farmers State Bank, Lucas, Kansas, representing the American Bankers Association; and John C. Geilfuss, Marine Corporation, Milwaukee, representing the Association of Bank Holding Companies.

Hearings were recessed subject to call.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nomination of William M. Isaac, of Kentucky, to be a member of the Board of Directors of the Federal Deposit Insurance Corporation, after the nominee, who was introduced to the committee by Senators Huddleston and Ford, testified and answered questions on his own behalf.

CONGRESSIONAL BUDGET RESOLUTION

Committee on the Budget: Committee resumed hearings in preparation for reporting the first concurrent resolution on the fiscal year 1979 congressional budget, receiving testimony from Eli Ginzberg, Columbia University, New York City; Dr. Frank Armbruster, Hudson Institute, Croton-on-the-Hudson, New York; and Dr. James Storey, Urban Institute, Washington, D.C.

Hearings continue tomorrow.

VESSEL TONNAGE LIMIT

Committee on Commerce, Science, and Transportation: Subcommittee on Merchant Marine and Tourism began hearings on S. 2386, to permit ocean carriers to limit tonnage so as to ensure competitive and economic stability, receiving testimony from Captain Jay W. Clark, Delta Steamship Lines, New Orleans; James R. Barker, Moore-McCormack Lines, Stamford, Connecticut; Robert J. Brennan, Lykes Brothers Steamship Co., Inc., New Orleans; and Manuel Diaz, Adherence Group, Inc., New York City.

Hearings were recessed subject to call.

NASA AUTHORIZATION

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space continued hearings on S. 2527, authorizing funds for fiscal year 1979 for the National Aeronautics and Space Administration, receiving testimony in open session from Norman Terrell, Director of International Affairs, accompanied by Arnold W. Frutkin, Deputy Associate Administrator for External Relations, both of the National Aeronautics and Space Administration, and in closed session from Dr. William J. Perry, Under Secretary of Defense for Research and Engineering.

Hearings continue on Thursday, March 16.

DOE AUTHORIZATION

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development resumed hearings on proposed fiscal year 1979 authorizations for the Department of Energy, receiving testimony from Donald A. Beattie, Acting Assistant Secretary of Energy for Conservation and Solar Applications.

Hearings were recessed subject to call.

NEW YORK CITY PENSION PLAN

Committee on Finance: Subcommittee on Private Pension Plans and Employee Fringe Benefits continued oversight hearings on New York City pension plan investments, receiving testimony from Roy Schotland, Georgetown University Law Center, Washington, D.C.; William Withers, New York City Pension Association, and Jack Bigel, Pension Consultant, Jonathan Schwartz, Actuary for Pension Plans, and Harrison J. Goldin, Comptroller, all of the New York City government.

Hearings were recessed subject to call.

FAIR EMPLOYMENT PRACTICES

Committee on Governmental Affairs: Committee began hearings on the President's Reorganization Plan No. 1 of 1978, which would make the Equal Employment Opportunity Commission the principal Federal agency in fair employment practices, receiving testimony from Clarence Mitchell, NAACP; Ronald Brown, Urban League; William Taylor, Leadership Conference; James T. Mitchell, National Academy of Public Administration; Kenneth Meiklejohn, AFL-CIO; Rod Murray, National Association of Supervisors; Robert Thompson, Chamber of Commerce of the United States; and Aaron Henry, National Caucus for the Black Aged, all of Washington, D. C.

Hearings continue tomorrow.

EDUCATION AMENDMENTS

Committee on Human Resources: Subcommittee on Education, Arts, and the Humanities resumed hearings on S. 1753, to amend, and extend the Elementary and Secondary Education Act, receiving testimony from Secretary of Health, Education, and Welfare Joseph A. Califano.

Hearings recessed subject to call.

DOMESTIC VIOLENCE

Committee on Human Resources: Subcommittee on Child and Human Development began hearings on S. 1728, authorizing establishment of a grant program designed to develop methods of prevention and treatment relating to domestic violence, receiving testimony from Senators Kennedy and Anderson; Representatives Mikulski and Steers; Blandian Cardenas, Commissioner, Administration for Children, Youth and Families, and Gerald R. Klerman, Administrator, Alcohol Drug Abuse and Mental Health Administration, both of the Department of Health, Education, and Welfare; Elizabeth Davoren, National Association of Social Workers, Washington, D.C.; Sara-Ann Determan, American Bar Association, Washington, D.C.; Dr. Ira S. Lourie, American Psychiatric Association, Washington, D.C.; Dr. Suzanne Steinmetz, Newark, Delaware, representing the Coalition of Family Organizations; Bonnie Tinker, National Coalition Against Domestic Violence, Portland, Oregon; Suzanne A. Wilson, Vice Mayor, San Jose, California, representing the National League of Cities; Cheryl Beardslee, Women's Advocates, St. Paul, Minnesota; Jennifer Fleming, Women's Resource Network, Philadelphia; Kathleen Fojtik, Domestic Violence Project, Inc., Ann Arbor, Michigan; Harriet (victim—no last name given); St. Paul, Minnesota; Curdina Hill, Casa Myrna Vazquez, Boston; Sandy Ramos, Shelter Our Sisters, Hackensack, New Jersey; and James Walsh, Victims Information Bureau of Suffolk, Inc., Suffolk, New York.

Hearings were recessed subject to call.

FULL EMPLOYMENT

Committee on Human Resources: Subcommittee on Employment, Poverty, and Migratory Labor continued hearings on S. 50, the proposed Full Employment and Balanced Growth Act, receiving testimony from Arnold Saltzman, Seagrave Corporation, New York City; Elmer Winter, Manpower Corporation, Milwaukee; Professor George A. Doyle, Assumption College, Worcester, Massachusetts; William C. Norris, Control Data Corporation, Minneapolis; Jacob Sheinkman, Jewish Labor Committee, New York City; R. Heath Larry, National Association of Manufacturers; Leon Shull, Americans for Democratic Action; Frank Vigiano, National Student Association/National Student Lobby; William Thompson, National Council of Churches; Ronald Brown, National Urban League; Susan Kokinda, U.S. Labor Party; and Richard E. Bruss, The Liberty Lobby; all of Washington, D.C.; Dr. Bernell Stone, Georgia Institute of Technology, Atlanta; and Raymond Saulnier, Columbia University, New York City.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S.J. Res. 101, requesting the President to designate the third Sunday in May 1979, as "National Fallen Heroes Memorial Sunday" (with amendments);

S.J. Res. 110, requesting the President to designate May 3, 1978, as "Sun Day";

S. 1476, a private claims bill (with an amendment);

The following 20 private immigration bills S. 219, 222, 337, 391, 511, 513, 958, 1079, 1135, 1335, 1399, 1418, 1639, 1933, H.R. 1432, 1552, 1939, 2761, 3081, and 4401; and

The nominations of James C. Cissell, to be U.S. attorney for the southern district of Ohio; Dwayne W. Gilbert, to be U.S. marshal for the middle district of Georgia; Richard W. Nehring, to be U.S. marshal for the southern district of Iowa; James V. Serio, Jr., to be U.S. marshal for the eastern district of Louisiana; and James R. Williams, to be U.S. attorney for the northern district of Ohio.

Committee indefinitely postponed action on the following 16 private immigration bills: S. 43, 53, 137, 138, 139, 150, 354, 376, 580, 988, 1910, 1963, 2178, 2321, 2456, and 1965.

Also committee discussed S. 1874, to allow consumers and other parties who have not dealt directly with an antitrust violator to recover their damages under the antitrust laws, and S. 1382, to establish rational criteria for the imposition of the sentence of death, but did not complete action thereon.

Committee continued hearings on the nomination of Benjamin R. Civiletti, of Maryland, to be Deputy Attorney General, Department of Justice, where the nominee testified further and answered questions on his own behalf.

Hearings continue tomorrow.

INTELLIGENCE AUTHORIZATION

Select Committee on Intelligence: Subcommittee on Budget Authorizations continued closed hearings on proposed fiscal year 1979 authorizations for Government intelligence activities, receiving testimony from Vice Admiral B. R. Inman, Director, National Security Agency, and Walter J. McDonald, Deputy Assistant Secretary for International Affairs, Dr. B. K. LaBarre, Director of the Office of Current Assessments, and Ray E. Chapman, Deputy Assistant Secretary for International Security Affairs, all of the Department of Energy.

Subcommittee will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 41 public bills, H.R. 11364–11404; 1 private bill, H.R. 11405; and 3 resolutions, H. Res. 1064–1066, were introduced. Pages 6138–6140

Bills Reported: Reports were filed as follows:

Report entitled "Airline Deregulation and Aviation Safety" (H. Rept. 95–930);

Conference Report on H.R. 3813, to amend the Act

of October 2, 1968, an Act to establish a Redwood National Park in the State of California (H. Rept. 95-931); and

H.R. 10126, Federal Employees Part-Time Career Employment Act of 1978, amended (H. Rept. 95-932).

Page 6138

Quorum: By a yea-and-nay vote of 372 yeas to 34 nays, Roll No. 115, agreed to a motion to dispense with further proceedings under an earlier call of the House.

Pages 6080–6081

Journal: By a yea-and-nay vote of 377 yeas to 26 nays, Roll No. 116, approved the Journal of yesterday's proceedings.

By a yea-and-nay vote of 313 yeas to 91 nays, Roll No. 117, agreed to a motion to lay on the table a motion to reconsider the previous vote. Pages 6081–6082

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 3813, to amend the Act of October 2, 1968, an Act to establish a Redwood National Park in the State of California.

Page 6083

OPIC Amendments: House disagreed to the amendment of the Senate to H.R. 9179, to amend the Foreign Assistance Act of 1961 with respect to the activities of the Overseas Private Investment Corporation; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives Zablocki, Fountain, Fascell, Bingham, Ryan, Solarz, Cavanaugh, Broomfield, Findley, and Whalen. Page 6090

Employment and Growth: House concluded all general debate on H.R. 50, Full Employment and Balanced Growth Act of 1978; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled for Thursday, March 9.

By a yea-and-nay vote of 364 yeas to 32 nays, Roll No. 121, agreed to resolve into the Committee of the Whole House on the State of the Union for the consideration of the bill.

H. Res. 1057, the rule under which the bill was considered was adopted earlier by a yea-and-nay vote of 349 yeas to 58 nays, Roll No. 119.

By a yea-and-nay vote of 371 yeas to 36 nays, Roll No. 118, agreed to the previous question on the rule.

By a yea-and-nay vote of 368 yeas to 29 nays, Roll No. 120, agreed to a motion to lay on the table a motion to reconsider the previous vote. Pages 6090–6127

Referrals: Three Senate-passed measures were referred to the appropriate committees. Page 6137

Adjournment: Adjourned at 8:43 p.m.

Committee Meetings

AGRICULTURAL CREDIT ACT

Committee on Agriculture: Continued markup of Agricultural Credit Act of 1978, and will resume tomorrow.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Food and Drug Administration.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held executive hearings on tactical aircraft.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on Inter-American Development; Asian Development Bank; and African Development Fund.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on National Park Service.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on medical programs.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW heard testimony from Secretary of Labor Marshall.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works continued hearings on Department of Energy programs.

COMMERCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, Judiciary held a hearing on Maritime Administration; and Office of Minority Business Enterprise.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation continued hearings on Federal Aviation Administration.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, General Government held a hearing on Civil Service Commission.

COMMITTEE BUSINESS

Committee on Armed Services: Met and adopted recommendations for report to Budget Committee.

DR. KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr. continued executive hearings, and will resume tomorrow.

NEW YORK CITY'S FISCAL SITUATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued hearings on New York City's fiscal and financial situation. Testimony was heard from Governor of New York, Carey; N.Y. State Legislators; and Felix Rohatyn, Municipal Assistance Corporation.

Hearings continue Tuesday, March 14.

HUD AUTHORIZATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on HUD's authorization for housing programs for fiscal years 1979 and 1980. Testimony was heard from Secretary of HUD Patricia Harris; Lawrence Simons, Assistant Secretary for Housing, and other HUD officials.

Hearings continue Monday, March 20.

BUDGET PROPOSALS

Committee on the Budget: Held a hearing on the Administration's budget proposals with testimony from Secretary of the Treasury Michael Blumenthal.

MIDDLE INCOME STUDENT ASSISTANCE ACT

Committee on Education and Labor: Met and ordered reported favorably to the House H.R. 11274 amended, Middle Income Student Assistance Act.

COMPREHENSIVE EMPLOYMENT AND TRAINING AMENDMENTS

Committee on Education and Labor: Subcommittee on Employment Opportunities held a hearing on H.R. 11086, Comprehensive Employment and Training Amendments of 1978, with testimony from public witnesses.

ELEMENTARY AND SECONDARY EDUCATION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education began markup of H.R. 15, Elementary and Secondary Education Act of 1977, and will resume tomorrow.

COMMITTEE REPORTS

Committee on Government Operations: Met and ordered reported reports entitled "Effectiveness of the Export Promotion Policies and Programs of the Departments of Commerce and State", and "Airline Deregulation and Aviation Safety".

REORGANIZATION PLAN NO. 1

Committee on Government Operations: Subcommittee on Legislation and National Security continued hearings on H. Res. 1049, to disapprove Reorganization Plan No. 1 of 1978. Testimony was heard from Representative Clay and public witnesses.

Hearings continue tomorrow.

FEDERAL ELECTION CAMPAIGN ACT AMENDMENTS

Committee on House Administration: Continued markup of Federal Election Campaign Act Amendments, and will resume tomorrow.

ALASKA NATIONAL INTEREST LANDS CONSERVATION ACT

Committee on Interior and Insular Affairs: Continued markup of H.R. 39, Alaska National Interest Lands Conservation Act, and will resume on Tuesday, March 14.

ARMS EXPORT CONTROL ACT

Committee on International Relations: Subcommittee on International Security and Scientific Affairs held a hearing on review of Arms Export Control Act. Testimony was heard from Representative Downey and public witnesses.

U.S. VOLUNTARY CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS

Committee on International Relations: Subcommittee on International Organizations held a hearing on U.S. voluntary contributions to international organizations and programs. Testimony was heard from Department of Commerce and public witnesses.

INTERNATIONAL WOMEN'S ISSUES

Committee on International Relations: Subcommittees on International Organizations and on International Development held a joint hearing on international women's issues. Testimony was heard from Elsa M. Chaney, Office of Women in Development, AID; and George A. Dalley, Deputy Assistant Secretary of State.

LATIN AMERICA ASSISTANCE PROGRAMS

Committee on International Relations: Subcommittee on Inter-American Affairs continued hearings on fiscal year 1979 assistance programs for Latin America. Testimony was heard from officials of Agency for International Development.

DOE AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on fiscal year 1979 Department of Energy authorization with testimony from DOE officials.

Hearings continue tomorrow.

HEALTH PLANNING AND RESOURCES DEVELOPMENT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued

markup of H.R. 10460, Health Planning and Resources Development Amendments of 1978, and will resume tomorrow.

IMPLEMENTATION OF RESOURCE CONSERVATION AND RECOVERY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce continued oversight hearings on implementation of the Resource Conservation and Recovery Act of 1976. Testimony was heard from representatives of Environmental Protection Agency; Departments of Treasury and Commerce; and public witnesses.

Hearings continue tomorrow.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on H.R. 6869 and 2311, revision of Criminal Code. Testimony was heard from Senator Kennedy; Evelle Younger, Attorney General of California; and public witnesses.

SOCIAL SERVICES PROVIDED BY STATES

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 10101, to authorize appropriation to reimburse certain expenditures for social services provided by the States prior to October 1, 1975. Testimony was heard from HEW Deputy Secretary for Intergovernmental Affairs Eugene Eidenberg; Gregory Ahart, Director, Human Resources Division, GAO; and Charles Miller, National Governors Association.

CIGARETTE BOOTLEGGING

Committee on the Judiciary: Subcommittee on Crime continued hearings on cigarette bootlegging with testimony from representatives of Department of Justice; Law Enforcement Assistance Administration; Treasury Department; and International Association of Chiefs of Police.

REGULATION OF RATES IN FOREIGN COMMERCE

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 9998, to provide for the regulation of rates or charges by certain State-owned carriers in the foreign commerce of the United States. Testimony was heard from public witnesses.

CONTRACEPTIVE RESEARCH

Select Committee on Population: Held a hearing on contraception tomorrow with testimony from medical personnel and other public witnesses.

Hearings continue tomorrow.

POST OFFICE MISCELLANY

Committee on Post Office and Civil Service: Met and ordered reported favorably to the House the following measures:

H.R. 11003 amended, White House authorization;

H.J. Res. 730, designating the week of April 16, "National Oceans Week"; and

Adopted recommendations for the Committee's report to the Budget Committee.

AIR SERVICE IMPROVEMENT ACT

Committee on Public Works and Transportation: Subcommittee on Aviation met for markup of H.R. 11145, Air Service Improvement Act, and will resume tomorrow.

SCIENCE AUTHORIZATIONS

Committee on Science and Technology: Met and completed markup on H.R. 11232, Standard Reference Data Act, 1979–81; and H.R. 11291, Federal Fire Prevention and Control Act Authorization, 1979; and agreed to introduce a clean bill in lieu of H.R. 11290, National Science Foundation Authorization Act, 1979.

SMALL BUSINESS IMPACT STATEMENTS

Committee on Small Business: Subcommittee on Special Small Business Problems held a hearing on H.R. 7739, to require the preparation of small business impact statements in connection with Federal agency rules. Testimony was heard from public witnesses.

Hearings continue tomorrow.

SBA AUTHORIZATIONS

Committee on Small Business: Subcommittee on SBA and SBIC Authority and General Small Business Problems met for markup of pending legislation and agreed to introduce an omnibus bill relating to SBA authorizations and other matters.

KOREAN INFLUENCE INVESTIGATION

Committee on Standards of Official Conduct: Met in executive session for continued questioning of Korean agent Tongsun Park, and will resume tomorrow.

PRESIDENT'S TAX PROPOSALS

Committee on Ways and Means: Continued hearings on the President's tax proposals with testimony from public witnesses.

Hearings continue tomorrow.

Joint Committee Meetings

ENERGY

Joint Economic Committee: Subcommittee on Energy began hearings to discuss international energy supplies, governmental policy toward OPEC, and strategies to hold down future oil prices, receiving testimony from Thomas Gold, Cornell University, Ithaca, New York; Peter Odell, London School of Economics, London, England; and Arnold Safer, Irving Trust Company, New York City.

Hearings continue tomorrow.

REDWOOD NATIONAL PARK LANDS

Conferees in an evening session on Tuesday, March 7, agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 3813, to add certain lands to the Redwood National Park, California.

Thursday, March 9, 1978

Senate

Chamber Action

Routine Proceedings, pages 6186–6274

Bills Introduced: Twenty bills and two resolutions were introduced, as follows: S. 2694–2713; S.J. Res. 119; S. Con. Res. 70. Pages 6222, 6234–6235, 6253–6254

Bills Reported: Reports were made as follows:

S. 222, 391, 513, 1079, 1135, 1399, H.R. 1432, 1939, 2761, 3081, and 4401, private bills (S. Repts. 95-675—95-685, respectively).

H.J. Res. 715, requesting the President to proclaim May 3, 1978 as "Sun Day" (S. Rept. 95-686).

S. 219, 511, 958, 1639, 1933, H.R. 1552, S. 1335, 1418, 337, and 1476, private bills with amendment (S. Repts. 95-687—95-696, respectively).

H.R. 6975, to provide that hearing examiners be known as administrative law judges, and to increase by 100, to a total of 340, the number of such positions which the Civil Service Commission may establish at a GS-16 level (S. Rept. 95-697). Page 6234

Bills Passed:

Urgent Supplemental Appropriations: Senate passed without amendment and cleared for the President H.J. Res. 746, making urgent supplemental appropriations for fiscal year 1978 for the Southwestern Power Administration, Department of Energy. Page 6190

Arthur Burns: Senate passed without amendment and sent to the House S.J. Res. 119, expressing the appreciation of the Congress to former Federal Reserve Board Chairman Arthur Burns for his long and faithful service to the country. Pages 6222–6223

Panama Canal Treaties: Senate continued its consideration of Executive Calendar No. 1, Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.), pending amendment to which is Robert C. Byrd Executive amendment No. 20 (so-called leadership amendment), adding to Article IV language vesting in Panama and in the United States responsibility to assure that the Canal will remain open and secure to ships of all nations, and interpreting such principle. Page 6189

By 45 yeas to 37 nays, Senate tabled Dole Executive amendment No. 59 (to Executive amendment No. 20), to guarantee the U.S. authority to intervene militarily when the U.S. alone determines that the neutrality of the Canal is threatened. Page 6215

Pages 6187–6222

Senate Photograph: During today's proceedings, a photograph was taken of the Senate in session.

Messages From the House: Page 6234

Amendments Submitted for Printing: Pages 6254–6258

Understandings Submitted for Printing: Pages 6258–6259

Statements on Introduced Bills: Pages 6235–6253

Additional Statements: Pages 6260–6273

Confirmations: Senate confirmed the following nominations of James V. Serio, Jr., to be U.S. marshal for the eastern district of Louisiana; and

Gloria Cusumano Jimenez, of North Carolina, to be Federal Insurance Administrator, Department of Housing and Urban Development. Page 6274

Nominations: Senate received the nominations of Dennis R. Smith, of Massachusetts, and Andrew H. Kenopensky, of New Jersey, each to be a Member of the United States Metric Board. Page 6274

Record Votes: One record vote was taken today. Page 6221

Recess: Senate met at 12 noon and recessed at 7:44 p.m. Page 6273

Committee Meetings

AMERICAN AGRICULTURE

Committee on Agriculture, Nutrition, and Forestry: Committee continued hearings on economic problems in American agriculture, including the impact of proposal to set 100 percent of parity on prices of basic agricultural commodities. Witnesses heard were Senator Bentsen; Robert Scott, Federal Cochairman, Appalachian Regional Commission; State Representative Horace Daggett, Des Moines, Iowa; Karen Kirk, Women Involved in Farm Economics, Austin; Arnold Paulson, National Organization of Raw Materials, Granite Falls, Minnesota; Noel Baker, Alicia, Arkansas; Russell Scott, Sedgwick, Arkansas; Llyle Gottschalk, Palouse, Wash-

ington; Bob Gangle, Moses Lake, Washington; The Reverend Andrew Gottschalk, Archdiocese of Denver, Colo.; Leo Chavez, LaJara, Colorado; James Fletcher, Gideon, Missouri; and John Ingram, Southside Virginia Neighborhood Association, Consumers Congress of the Commonwealth, and National Coalition of Economic Justice, Petersburg, Virginia.

Hearings continue tomorrow.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the defense establishment, receiving testimony from Dr. Percy A. Pierre, Assistant Secretary of the Army for Research, Development, and Acquisition.

Subcommittee will meet again on Monday, March 13.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on the Interior continued hearings on proposed budget estimates for fiscal year 1979 for the U.S. Fish and Wildlife Service, receiving testimony from its Director, Lynn A. Greenwalt, and Assistant Secretary for Fish and Wildlife and Parks, Robert L. Herbst, both of the Department of the Interior.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—FOREIGN OPERATIONS

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for foreign aid programs, receiving testimony from Secretary of State Cyrus R. Vance.

Subcommittee will meet again on Tuesday, March 14.

APPROPRIATIONS—HUD-INDEPENDENT AGENCIES

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Environmental Protection Agency, receiving testimony from its Administrator, Douglas M. Costle.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee on Military Construction continued hearings on proposed budget estimates for fiscal year 1979 for military construction programs, receiving testimony from Robert Lanoue, Office of the Deputy Assistant Secretary of Defense (Installations and Housing); Major General LaVern E. Weber, Director, National Guard Bureau, Department of the Army, who was accompanied by Chiefs of the Service Guard and Reserve components; and Major General Francis Greenlief (Ret.), National Guard Association of the United States, Washington, D.C.

Subcommittee will meet again on Tuesday, March 14.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for public works projects, receiving testimony from Donald A. Beattie, Acting Assistant Secretary for Conservation and Solar Applications, and Dr. Eve H. Willis, Acting Deputy Assistant Secretary for Energy Technology, both of the Department of Energy.

Subcommittee will meet again on Monday, March 13.

APPROPRIATIONS—TREASURY

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 and on proposed supplemental appropriations for fiscal year 1978 for the Department of the Treasury and general government items, receiving testimony in behalf of funds for the U.S. Tax Court from C. Moxley Featherstone, Chief Judge; in behalf of funds for the Official Residence of the Vice President from Captain Frederick N. Mangol, Office of the Comptroller, Navy; in behalf of funds for The White House Office and Compensation of the President from Hugh A. Carter, Special Assistant to the President for Administration; in behalf of funds for the Office of Administration from its Director, Richard M. Harden, and in behalf of funds for Special Assistance to the President from Reardon S. Sullivan, Deputy Director, Office of Administration, Executive Office of the President.

Subcommittee will meet again tomorrow.

MILITARY STOCKPILES

Committee on Armed Services: Subcommittee on Military Construction and Stockpiles continued hearings on bills to establish criteria and methods for determining the quantity of materials to be stockpiled, as follows (H.R. 4895, S. 1198, 1810, 2167, 2575, and 2635). Witnesses heard were Simon Strauss, American Mining Congress, Washington, D.C.; George B. Munroe, Phelps Dodge, New York City; Scott Dial, Clayton Brokerage Co., Dallas; Walter Franklin, Silver Users Association, Washington, D.C.; Dr. Brent W. Brown, Office of the Governor of Arizona for Economic Planning and Development, Tucson; James J. Ferrigan, Bethlehem Steel Corp., Bethlehem, Pennsylvania; Leonard C. Powell, Anaconda Company, Butte, Montana; Lowell M. Hoffman, National Can Corp., Washington, D.C.; Harry O'Neill, Opinion Research Corp., Washington, D.C.; and Dr. William Schneider, Hudson Institute, Croton-on-the-Hudson, New York.

Hearings were recessed subject to call.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Research and Development held closed hearings on S. 2571, military procurement authorizations for fiscal year 1979, receiving testimony on Defense research, development, test, and evaluation programs from Ruth Davis, Under-

secretary of Defense for Research and Advanced Technology; Dr. Robert R. Fossum, Director, Advanced Research Projects Agency; and Dr. Robert A. Greenberg, Director, Space and Advanced Systems, Office of Undersecretary of Defense for Research and Engineering.

Subcommittee recessed subject to call.

AIR FORCE PROGRAMS

Committee on Armed Services: Subcommittee on Tactical Aircraft continued closed hearings on S. 2571, authorizing funds for military procurement for fiscal year 1979, receiving further testimony on the tactical air programs of the Air Force from Lt. Gen. Alton D. Slay, Deputy Chief of Staff for Research and Development; Maj. Gen. James B. Currie, Director of Programs, Deputy Chief of Staff for Programs and Resources; and Brig. Gen. Robert M. Bond, Deputy Director of General Purpose Forces, Directorate of Operational Requirements, all of the Department of the Air Force.

Subcommittee recessed subject to call.

EXPORTS

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance resumed oversight hearings on U.S. export policy receiving testimony from Frank Weil, Assistant Secretary of Commerce for Industry and Trade; John L. Moore, Jr., Chairman, Export-Import Bank of the U.S.; Robert Hormats, Senior Deputy Assistant Secretary of State for Economic and Business Affairs; E. J. Frank, Parker/Hunter, Inc., Pittsburgh; Richard Hammer, Special Committee on U.S. Exports, Price, Waterhouse, New York City; Thomas Hammer, American Farm Bureau Federation, Washington, D.C.; and Peter McCloskey, Electronic Industries Association, Washington, D.C.

Hearings were recessed subject to call.

FHA AUTHORIZATION

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Rural Housing held hearings on proposed fiscal year 1979 authorizations for programs of the Farmers Home Administration, receiving testimony from Harold O. Wilson, Housing Assistance Council, Washington, D.C.; Arthur Fleming, accompanied by J. Dennis O'Toole, Committee on Rural Housing, National Association of Homebuilders, Washington, D.C.; and Kim Herman, Rural America, Inc., Washington, D.C.

Hearings continue tomorrow.

CONGRESSIONAL BUDGET RESOLUTION

Committee on the Budget: Committee continued hearings in preparation for reporting the first concurrent resolution on the fiscal year 1979 congressional budget, receiving testimony from Secretary of Health, Education, and Welfare Joseph A. Califano, Jr., and Secretary of Labor Ray F. Marshall.

Hearings were recessed subject to call.

RAIL PUBLIC COUNSEL

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation concluded hearings on proposed fiscal year 1979 authorizations for the Office of Rail Public Counsel, after receiving testimony from Howard Heffron, Director of the Office of Rail Public Counsel.

BUDGET RECOMMENDATIONS

Committee on Energy and Natural Resources: Committee met to review those items in the President's budget for fiscal year 1979 which fall within its legislative jurisdiction, with a view to making recommendations thereon to the Budget Committee, but did not complete action and will meet again tomorrow.

SOUTHWEST POWER RATES

Committee on Energy and Natural Resources: Subcommittee on Energy Production and Supply, held hearings on S. 2249, to prohibit rate discrimination among customers of the Southwest Power Administration, receiving testimony from Senator Eagleton; John F. Ahearne, Deputy Assistant Secretary of Energy for Power Applications; Gerald F. Diddle, Springfield, Missouri, accompanied by Northcutt Ely, both representing the Associated Electric Cooperatives, Washington, D.C.; and Knoland Plucknett, Committee on Power for the Southwest, Tulsa; and Becky Bogard, National Rural Electric Cooperatives Association, Washington, D.C.

Hearings were recessed subject to call.

FAIR EMPLOYMENT PRACTICES

Committee on Governmental Affairs: Committee continued hearings on the President's Reorganization Plan No. 1 of 1978, which would make the Equal Employment Opportunity Commission the principal federal agency in fair employment practices, receiving testimony from Elmer B. Staats, Comptroller General, General Accounting Office; Dwight Ink, Director, President's Personnel Management Project, Executive Office of the President; Judy Lichtman, Women's Legal Defense Fund, Washington, D.C.; Evangeline Swift, National Women's Political Caucus, Washington, D.C.; Jean Hoffenkamp, Women Employed, Washington, D.C.; Robert Krause, International Personnel Management Association, Washington, D.C.; Rose Boyd, National Civil Service League, Washington, D.C.; Thompson Powers, National Association of Manufacturers, Washington, D.C.; and Joel Contreras, Mexican-American Legal Defense and Education Fund, Washington, D.C.

Hearings were recessed subject to call.

NOMINATION

Committee on the Judiciary: Committee continued hearings on the nomination of Benjamin R. Civiletti, of Maryland, to be Deputy Attorney General, Department of Justice, where the nominee testified further and answered questions on his own behalf.

Hearings continue tomorrow.

INTELLIGENCE GATHERING

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures resumed hearings to examine the erosion of law enforcement intelligence gathering capabilities, receiving testimony from Quinlan J. Shea, Jr., Director of Privacy and Information, Department of Justice.

Hearings were recessed subject to call.

BUSINESS MEETING

Select Committee on Intelligence: Committee held a closed business meeting, but made no announcements, and recessed subject to call.

COMMITTEE BUSINESS

Select Committee on Indian Affairs: Committee ordered favorably reported the following measures:

S. 1633, to extend certain Federal benefits, services, and assistance to the Pascua Yaqui Indians of Arizona (with amendments);

H.R. 2540, to modify Federal law in order to reduce the amount of land going out of Indian ownership on the Umatilla Reservation in Oregon (with amendments); and

S. J. Res. 102, to reevaluate U.S. policy to protect and preserve American Indian religious cultural rites and practices.

Also, committee held hearings on S. 2502, to authorize the States and the Indian tribes to enter into mutual agreements respecting jurisdiction and governmental operations in Indian country, receiving testimony from Edward Manning, Speaker of the House of Representatives, Rhode Island General Assembly, representing the National Council of State Legislatures; Sam Deloria, Standing Rock Sioux, Director of the American Indian Law Center, Albuquerque, New Mexico; Del Lovato, Santo Domingo/San Juan Pueblo, All Indian Pueblo Council, Albuquerque; William Rhodes, Gila River Indian Community, Sacaton, Arizona, representing the American Indian Lawyer Training Program; Johnson Meninick, Yakima Indian Tribe, Toppenish, Washington; Lee Lyons, Ononadaga Nation, Nedrow, N.Y.; and Alex Laforge, Crow Tribal Council, Lodge Grass, Montana, who was accompanied by several associates.

Hearings continue tomorrow.

INTELLIGENCE AUTHORIZATION

Select Committee on Intelligence: Subcommittee on Budget Authorization continued closed hearings on proposed fiscal year 1979 authorizations for Government intelligence activities, receiving testimony from Admiral Roy D. Schneider, Jr., Director, Ocean Surveillance Division, Department of the Navy; Rear Admiral Sumner Shapiro, Deputy Director of Naval Intelligence; Dr. Gerald P. Dinneen, Assistant Secretary of Defense for Communications, Command, Control, and Intelligence; and Rear Admiral David J. Murphy, Department Under Secretary of Defense for Policy.

Subcommittee will meet again on Tuesday, March 14.

House of Representatives

Chamber Action

Bills Introduced: 44 public bills, H.R. 11406–11449; 2 private bills, H.R. 11450 and 11451; and 6 resolutions, H.J. Res. 783 and 784, H. Con. Res. 504 and 505, and H. Res. 1067 and 1068, were introduced.

Pages 6331–6332

Reports Filed: Reports were filed as follows:

Report entitled "Activities of the Committee on Interstate and Foreign Commerce for the 95th Congress, 1st Session" (H. Rept. 95–933); and

H. Res. 1067, providing for the consideration of H.R. 3161, to amend title 5, United States Code, to improve the basic workweek of firefighting personnel of executive agencies (H. Rept. 95–934). Page 6331

Journal: By a yea-and-nay vote of 386 yeas to 15 nays with 5 voting "present", Roll No. 123, the House approved the Journal for Wednesday, March 8.

Pages 6274–6275

Subcommittees To Sit: Subcommittee on Economic Development of the Committee on Public Works and Transportation received permission to sit during proceedings of the House under the 5-minute rule today and Friday, March 10; and

Subcommittee on Coast Guard and Navigation of the Committee on Merchant Marine and Fisheries received permission to sit today during proceedings of the House under the 5-minute rule. Page 6275

Employment and Growth: House continued consideration of H.R. 50, Full Employment and Balanced Growth Act of 1978; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Wednesday, March 15.

Pending when the Committee of the Whole rose was an amendment that seeks to establish as a goal a balanced Federal budget by 1983.

Agreed To:

An amendment, as amended, that requires the establishment of annual price stability goals and requires the President to formulate specific policies and programs to reduce inflation (agreed to by a recorded vote of 277 ayes to 143 noes, Roll No. 125). Rejected an amendment in the nature of a substitute that sought to set a 5-year goal of 3 percent inflation (rejected by a recorded vote of 198 ayes to 223 noes, Roll No. 126);

An amendment that requires the President to submit copies of the annual Economic Report to the Governor of each State, and permits each Governor to submit a report to Congress by March 1 of each year;

An amendment that targets the handicapped for Presidential action to bring their high employment rate down to the overall rate;

An amendment that requires the Federal Reserve to submit a statement to Congress setting forth its intended policies for the year ahead;

An amendment that requires the President to inform Congress on required energy sources for new employment with recognition of the demand for increased energy production required for increased employment;

An amendment that requires the Economic Report to contain two unemployment goals and reporting statistics: one based on employment in the private sector and the second to include both private and public sector employment; and requires reporting of any changes which occur in the method of determining the unemployment figure (agreed to by a recorded vote of 239 ayes to 177 noes, Roll No. 127);

An amendment that sets a goal of 100 percent parity of income for farmers at the marketplace within 5 years after enactment (agreed to by a record vote of 264 ayes to 150 noes, Roll No. 128); and

An amendment that insures the availability of day care when it affects the ability of single heads-of-households to work; and insures that the composition of all advisory boards adequately reflect the percentage of women and racial and ethnic minorities in the work force. Pages 6277–6319

Referrals: Two Senate-passed measures were referred to the appropriate House committees. Page 6330

Adjournment: Adjourned at 6:09 p.m.

Committee Meetings

AGRICULTURAL CREDIT ACT

Committee on Agriculture: Continued markup of Agricultural Credit Act of 1978, and will resume tomorrow.

FOREST RESOURCES ASSISTANCE AND PLANNING

Committee on Agriculture: Subcommittee on Forests met and approved for full committee action clean bills in lieu of the following:

H.R. 8020, to authorize and direct the Secretary of Agriculture to provide cooperative forest resources assistance to States and others; and

H.R. 8822, to require the Secretary of Agriculture to periodically report to the Congress on the status, condition, and productive potential of privately owned forest land.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held hearings on Economics, Statistics, and Cooperatives Service; and World Food and Agricultural Outlook and Situation Board.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense, together with subcommittees on HUD-Independent Agencies and Military Construction held a joint hearing on the space shuttle.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on Agency for International Development; and Health.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on National Endowment for the Humanities; and National Endowment for the Arts.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held hearings on National Library of Medicine; National Eye Institute; John E. Fogarty International Center; and Office of the Director, NIH.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works continued hearings on the Department of Energy programs.

STATE-JUSTICE-COMMERCE-JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce and Judiciary held hearings on National Fire Prevention and Control Administration; Patent and Trademark Office; and Legal Services Corporation.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation continued hearings on Federal Aviation Administration.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, General Government held a hearing on U.S. Postal Service.

COMMITTEE BUSINESS

Committee on Armed Services: Met in executive session for discussion with Defense Minister of Israel Ezer Weisman.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development continued hearings on R.D.T. & E. portion of H.R 10929, Department of Defense authorization. Testimony was heard from representatives of Department of the Navy.

Hearings continue Monday, March 13.

DR. KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr., continued executive hearings.

MONETARY POLICY

Committee on Banking, Finance and Urban Affairs: Continued quarterly hearings on conduct of monetary policy with testimony from Federal Reserve Board Chairman William Miller.

ELEMENTARY AND SECONDARY EDUCATION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued markup of H.R. 15, Elementary and Secondary Education Act of 1977, and will resume on Tuesday, March 14.

REORGANIZATION PLAN NO. 1

Committee on Government Operations: Subcommittee on Legislation and National Security continued hearings on H. Res. 1049, to disapprove Reorganization Plan No. 1 of 1978. Testimony was heard from public witnesses.

IRS INCOME INFORMATION DOCUMENT MATCHING PROGRAM

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs continued hearings on effectiveness of the Internal Revenue Service's income information document matching program. Testimony was heard from Pennsylvania Secretary of Banking Weitsell; Lynne Finney, Federal Home Loan Bank Board; IRS Commissioner Jerome Kurtz; Donald Lubick, Acting Assistant Secretary of the Treasury for Tax Matters; and public witnesses.

FEDERAL ELECTION CAMPAIGN ACT AMENDMENTS

Committee on House Administration: Continued markup of Federal Election Campaign Act Amendments, and will resume tomorrow.

INDIAN CHILD WELFARE ACT

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held a hearing on S. 1214, Indian Child Welfare Act of 1977. Testimony was heard from Representatives McKay and Fraser; Department of Justice; and public witnesses.

LOWELL NATIONAL CULTURAL PARK

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs met and approved for full committee action H.R. 10970 as amended, to provide for the establishment of the Lowell National Cultural Park in the Commonwealth of Massachusetts.

ECONOMIC ASSISTANCE FOR ASIA

Committee on International Relations: Subcommittee on Asian and Pacific Affairs held a hearing on fiscal year 1979 economic assistance programs for Asia. Testimony was heard from representatives of Departments of State and Defense.

Hearings continue Tuesday, March 14.

U.S. FOREIGN POLICY TOWARD DEVELOPING WORLD

Committee on International Relations: Subcommittee on International Development held a hearing on rethinking U.S. foreign policy toward the developing world, Nicaragua—Part 11. Testimony was heard from Assistant Secretary of State Todman.

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations continued executive hearings on Korean-American relations.

DOE AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on the Department of Energy authorization for fiscal year 1979, with testimony from DOE witnesses.

Hearings continue tomorrow.

IMPLEMENTATION OF RESOURCE CONSERVATION AND RECOVERY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce concluded oversight hearings on implementation of the Resource Conservation and Recovery Act of 1976. Testimony was heard from Representatives Edgar and Ambro; EPA and public witnesses.

SECURITIES EXCHANGE COMMISSION AUTHORIZATION—SECURITIES EXCHANGE ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance met and approved for full committee action H.R. 11140 amended, to amend the Securities Exchange Act of 1934; and

H.R. 11119, to authorize appropriations for the Securities and Exchange Commission for fiscal years 1979–1981.

COMMITTEE BUSINESS

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations met for consideration of issuance of subpoenas.

U.S. COMMISSION ON CIVIL RIGHTS AUTHORIZATION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on H.R. 10831, Civil Rights Commission authorization extension. Testimony was heard from Debbie Caplan, Director, Disability Research Center; Attorney Edward C. King, National Senior Citizens Law Center; and a panel representing Women's Mexican and NAACP Legal Defense and Educational Funds.

INS OVERSIGHT

Committee on the Judiciary: Subcommittee on Immigration, Citizenship, and International Law held an oversight hearing on Immigration and Naturalization Service and Board of Immigration Appeals. Testimony was heard from INS Commissioner Castillo; and David Milhollan, Chairman, Board of Immigration Appeals, Department of Justice.

COAST GUARD AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation met and approved for full committee action a clean bill, to be introduced, in lieu of H.R. 11162, to authorize appropriations for the U.S. Coast Guard for fiscal year 1979.

CONTRACEPTIVE RESEARCH

Select Committee on Population: Continued hearings on contraceptive research. Testimony was heard from FDA Commissioner Donald Kennedy, and public witnesses.

CONSUMER PRODUCT SAFETY COMMISSION

Committee on Post Office and Civil Service: Subcommittee on Civil Service held an oversight hearing on the Consumer Product Safety Commission with testimony from Civil Service Commission Chairman Alan K. Campbell.

PUBLIC WORKS EMPLOYMENT PROGRAM

Committee on Public Works and Transportation: Subcommittees on Economic Development and on Investigations and Review continued joint oversight hearings on the Local Public Works Employment Program. Testimony was heard from Resident Commissioner of Puerto Rico Corrada; Representative Wydler; Lt. Governor of Indiana Robert Orr; and public witnesses.

Hearings continue tomorrow.

FEDERAL FIREFIGHTERS BASIC WORKWEEK

Committee on Rules: Granted an open rule providing one hour of general debate; making the committee amendment in order as an original bill for the purpose of amendment and providing one motion to recommit with or without instructions on H.R. 3161, basic workweek of Federal firefighters. Testimony was heard from Representatives Schroeder, Harris, and Derwinski.

SMALL BUSINESS IMPACT STATEMENTS

Committee on Small Business: Subcommittee on Special Small Business Problems continued hearings on H.R. 7739, to require the preparation of small business impact statements in connection with Federal agency rules. Testimony was heard from Representative Ireland; and representatives of National Federation of Independent Business; and National Small Business Association.

KOREAN INFLUENCE INVESTIGATION

Committee on Standards of Official Conduct: Met in executive session for continued questioning of Korean agent Tongsun Park.

PRESIDENT'S TAX PROPOSALS

Committee on Ways and Means: Continued hearings on the President's tax proposals with testimony from public witnesses.

Hearings continue tomorrow.

Joint Committee Meeting

ENERGY SUPPLIES AND PRICES

Joint Economic Committee: Subcommittee on Energy continued hearings to discuss international energy supplies, governmental policy toward OPEC, and strategies to hold down future oil prices, receiving testimony from C. Fred Bergsten, Assistant Secretary of the Treasury for International Affairs; Steven Bosworth, Deputy Assistant Secretary of State for International Resources and Food Policy; and John Sawhill, New York University, New York City.

Subcommittee will meet again on Wednesday, March 15.

+30JA19/OC147

Friday, March 10, 1978

Senate

Chamber Action

Routine Proceedings, pages 6394–6499

Bills Introduced: Fourteen bills and two resolutions were introduced, as follows: S. 2714–2727; S.J. Res. 120; and S. Res. 413. Pages 6464, 6476

Bills Passed:

Museum Day: Senate passed without amendment and sent to the House S.J. Res. 120, requesting the President to proclaim May 18, 1978 as "Museum Day". Pages 6440–6441

District of Columbia Initiative and Referendum: Senate agreed to H. Con. Res. 464, to approve an amendment to the District of Columbia charter to allow voters to initiate certain laws for Council consideration and to suspend certain acts of the Council. Page 6441

Recall of Elected District of Columbia Officials: Senate agreed to H. Con. Res. 471, to approve an amendment to the District of Columbia charter to allow voters to recall an elected official through the use of prescribed procedures and by majority vote. Page 6442

Panama Canal Treaties: Senate continued its consideration of Executive Calendar No. 1, Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.), taking action on proposed amendments as follows:

Adopted: By 84 yeas to 5 nays, Robert C. Byrd Executive amendment No. 20 (so-called leadership amendment), adding to Article IV language vesting in Panama and in the United States responsibility to assure that the Canal will remain open and secure to ships of all nations, and interpreting such principle; Page 6425

Rejected:

(1) Helms Executive amendment No. 27 (in the nature of a substitute for Robert C. Byrd Executive amendment No. 20), (tabled by 58 yeas to 27 nays); Page 6398

(2) Allen unprinted Executive amendment No. 6 (to Executive amendment No. 20), stating that "any U.S. action will be directed at insuring that the Canal will remain open, secure, and accessible (tabled by 53 yeas to 33 nays); Page 6406

(3) Modified Dole Executive amendment No. 12 (to Article V), calling for agreement between the U.S. and Panama for continued availability to the U.S. of any defense site or installation after the date of termination of the Panama Canal Treaty (tabled by 50 yeas to 34 nays); and Page 6426

(4) Dole Executive amendment No. 58 (to Article V), making it possible that Panama and the U.S. may agree that a continued U.S. military presence is necessary after termination of the Panama Canal Treaty (tabled by 45 yeas to 37 nays). Page 6432

Pending at recess was Robert C. Byrd Executive amendment No. 21 (to Article VI), to provide that vessels of war and auxiliary vessels of the U.S. and Panama will be entitled to transit the Canal expeditiously. Page 6436

Pages 6394–6429, 6431–6440

Presidential Message: Senate received a message from the President reporting a new deferral in budget authority and a revision in a previously reported deferral of Forest Service funds—referred jointly to Committees on Appropriations, the Budget, and Agriculture, Nutrition, and Forestry (PM–155). Pages 6462–6463

Messages From the House: Page 6463

Amendments Submitted for Printing: Page 6476

Reservations Submitted for Printing: Page 6477

Communications: Pages 6463–6464

Statements on Introduced Bills: Pages 6464–6475

Additional Statements: Page 6477–6499

Confirmation: Senate confirmed the nomination of Dwayne W. Gilbert, to be U.S. marshal for the middle district of Georgia. Page 6499

Record Votes: Five record votes were taken today. (total—51). Pages 6406, 6423, 6425, 6435–6436

Recess: Senate met at 9 a.m. and recessed at 4:28 p.m. Page 6499

Committee Meetings

AMERICAN AGRICULTURE

Committee on Agriculture, Nutrition, and Forestry: Committee continued hearings on economic problems in American agriculture, including the impact of proposal to set 100 percent of priority on prices of basic agricultural commodities. Witnesses heard were Senator Thurmond; Bud Gerhart, Independent Bankers Association, Newman Grove, Nebraska; Robert Curry, First National Bank, Pulaski, Tennessee; Jerry Stillman, representing Cotton Exchange Bank, Kinnett, Missouri; Jerry Paul Combs, International Harvester, Kinnett, Missouri; Vince Rossiter, Hartington Bank, Hartington, Nebraska; Harry S. Bell, South Carolina Farm Bureau Federation, Columbia, South Carolina; Rod Flanery, representing Independent Oilman's Association, Washington Springs, South Dakota; Harlan Vanderzee, Hereford State Bank, Hereford, Texas; Robert Galman, Friona, Texas; Ron Christ and Jerome Galman, both of Friona, Texas; Victor Marek, Marek Brothers, Bartlett, Texas; Dick Elbert, Spearman, Texas; and Bud Bitner and Greg Suhler, Springfield, Colorado, both representing the American Agriculture Movement.

Hearings were recessed subject to call.

APPROPRIATIONS—HEW

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of HEW, receiving testimony from Hale Champion, Under Secretary, Henry Allen, Assistant Secretary for Evaluation and Planning, Thomas D. Morris, Inspector General, and David Tatel, Director, Office of Civil Rights, all of the Department of Health, Education, and Welfare.

Subcommittee will meet again on Monday, March 13, to hear public witnesses.

APPROPRIATIONS—ENVIRONMENTAL PROGRAMS

Committee on Appropriatons: Subcommittee on HUD-Independent Agencies continued hearings on proposed budget estimates for fiscal year 1979 for environmental programs, receiving further testimony from Douglas M. Costle, Administrator, Environmental Protection Agency, and Charles Warren, Chairman, Council on Environmental Quality.

Subcommittee will meet again on Tuesday, March 21.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on the Interior continued hearings on proposed budget estimates for fiscal year 1979 for the Heritage Conservation and Recreation Service, receiving testimony from Robert L. Herbst, Assistant Secretary for Fish and Wildlife and Parks, Chris Therral Delaporte, Director, Heritage Conservation and Recreation Service, William J. Whalen, Director, National Park Service, Lynn A. Greenwalt, Director, U.S. Fish and Wildlife Service, Roman H. Koenings, Assistant Director, Resources, Bureau of Land Management, all of the Department of the Interior; and Thomas C. Nelson, Deputy Chief, National Forest System, Forest Service, Department of Agriculture

Subcommittee will meet again on Tuesday, March 14.

APPROPRIATIONS—TREASURY

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 and on proposed supplemental appropriations for fiscal year 1978 for the Department of the Treasury, receiving testimony from Bette B. Anderson, Under Secretary; Stella B. Hackel, Director, Bureau of the Mint, Dario H. Pagliai, Commissioner, Bureau of Government Financial Operations; Hubert J. Hintgen, Commissioner, Bureau of the Public Debt, and Azie Morton, National Director, Savings Bond Division, all of the Department of the Treasury.

Subcommittee will meet again on Tuesday, March 14.

SALT STATUS

Committee on Armed Services: Subcommittee on Arms Control met in closed session to receive a briefing on the current status of the SALT negotiations from Secretary of State Cyrus R. Vance.

Subcommittee recessed subject to call.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nominations of Shallie M. Bey, Jr., of New Jersey, to be Superintendent of the Mint of the U.S. at Philadelphia; Manuel A. Sanchez, Jr., of New York, to be Superintendent of the U.S. Assay Office at New York; and Evelyn T. Davidson, Colorado, to be Superintendent of the Mint of the U.S. at Denver, after the nominees testified and answered questions on their own behalf. Senator Haskell introduced Ms. Davidson.

RURAL HOUSING PROGRAMS

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Rural Housing held hearings on S. 2708 and 2709, bills to extend Farmers Home Administration authorizations for rural housing programs, and to create a new low income rural homeownership program, receiving testimony from Gordon Cavanaugh, Administrator, Farmers Home Administration, Department of Agriculture; and Rosalie Riechman, National Rural Housing Coalition, Washington, D.C.

Hearings were recessed subject to call.

AMTRAK AUTHORIZATION

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation began hearings on S. 2478, proposed fiscal year 1979 authorizations for the National Rail Passenger Corporation (Amtrak), receiving testimony from John Sullivan, Administrator, Federal Railroad Administration, Department of Transportation; A. Daniel O'Neal, Chairman, Interstate Commerce Commission; Henry Eschwege, Director, Community and Economic Development Division, General Accounting Office; Paul Reistrup, President, National Railroad Passenger Corporation, Washington, D.C.; James Snyder, Railway Labor Executive Association, Washington, D.C.; and James Tapley, Southern Railway Company, Washington, D.C.

Hearings continue on Monday, March 13.

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MARITIME AUTHORIZATION

Committee on Commerce, Science, and Transportation: Subcommittee on Merchant Marine and Tourism concluded hearings on S. 2553 and 2678, proposed fiscal year 1979–1980 authorizations for the Maritime Administration, after receiving testimony from Robert J. Blackwell, Assistant Secretary of Commerce for Maritime Affairs, Maritime Administration; Eugene B. Kania, Oakland, California, Robert Mayer, San Francisco, and Han Blocklin, Washington, D.C., all representing the Council of American-Flag Ship Operators; Herbert Brandt, Transportation Institute, Washington, D.C.; and Edwin M. Hood, Shipbuilders Council of America, Washington, D.C.

BUDGET RECOMMENDATIONS

Committee on Energy and Natural Resources: Committee completed its review of items in the Presidential budget for fiscal year 1979 which fall within its legislative jurisdiction, and agreed on recommendations that it will make to the Budget Committee by March 15.

FEDERAL PHYSICIANS PAY

Committee on Governmental Affairs: Subcommittee on Civil Services and General Services held hearings on S. 990, to provide special allowances to certain physicians employed by the U.S. in order to enhance the recruitment and retention of such physicians, receiving testimony from Senator Mathias; Raymond Jackson, Executive Director, Civil Service Commission; and Dr. Joseph Smith, representing the Committee on Physicians Comparability Pay for the Association of Psychiatrists, and the Council of Federal Medical Directors, who was accompanied by several associates.

Hearings were adjourned subject to call.

CETA PROGRAMS EXTENSION

Committee on Human Resources: Subcommittee on Employment, Poverty, and Migratory Labor resumed hearings on S. 2570, to extend programs under the Comprehensive Employment and Training Act (Public Law 93–567), receiving testimony from Senators Domenici, Chiles, and Lugar; Martin Glick, California State Health and Welfare Agency, Sacramento; A. Mike Romo, National Congress of Hispanic American Citizens, Washington, D.C.; Richard Zazueta, Service, Employment and Redevelopment—Jobs for Progress, Los Angeles; Salvador Herrera, United Migrants for Opportunities, Grand Ledge, Michigan, accompanied by Tom Jones and Jose Valdez, representing the National Association of Farmworker Organizations, Washington, D.C.; Kim Herman, Rural America, Inc., Washington, D.C.; Gene Bottoms, American Vocational Association, Washington, D.C.; Roman Pucinski, National Advisory Council on Vocational Education, Washington, D.C.; Ann Schmitt, representing Women in Employment, Women's Lobby, Washington, D.C.; and Joyce Hartwell and Marilyn Adams, National Women's Political Caucus, Washington, D.C.

Hearings were adjourned subject to call.

REHABILITATION AMENDMENTS

Committee on Human Resources: Subcommittee on the Handicapped began hearings on S. 2600, to extend certain vocational rehabilitation programs and to establish a comprehensive services program for the severely handicapped, receiving testimony from Frances Lee, Epilepsy Foundation for Central Maryland, Baltimore; Dr. William Kiernan, Boston Children's Hospital, Boston; Sheridan Neimark, Maryland State Society for Autistic Children, Silver Spring, Maryland; Dr. Elsie Helsel, Ohio University, Athens, Ohio; Larry Stewart, University of Arizona, Tucson; Dr. Edward Rabe, Tufts University School of Medicine, Boston; William A. Lufburrow, Goodwill Industries of Houston, Texas; David Rosen, Macomb-Oakland Regional Center, Mt. Clemens, Michigan; Gary D. Thorne, State Department of Mental Retardation, Hartford, Connecticut; and Dr. Joan Bergman, University of Alabama, Birmingham.

Hearings continue on Tuesday, March 14.

NOMINATION

Committee on the Judiciary: Committee continued hearings on the nomination of Benjamin R. Civiletti, of Maryland, to be Deputy Attorney General, Department of Justice, where the nominee testified further and answered questions on his own behalf.

Hearings continue on Monday, March 13.

TRUCKING INDUSTRY/FREIGHT RATE

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly resumed oversight hearings on ICC price regulation in the motor common carrier industry, receiving testimony from James T. Hite, III, Interstate Motor Freight System, Grand Rapids, Michigan; Gene T. West, Consolidated Freightways Corporation, Menlo Park, California; Timothy L. Shay, Shay's Service, Inc., Danville, New York; Gerald Cole, Sr., Cole's Express, Bangor, Maine; William J. Jones, Wilson Trucking Corporation, Fisherville, Virginia; Lewis Bounton, Boston, and Robert Schicle, Appleton, Wis., both representing the International Brotherhood of Teamsters; Mike Parkhurst, and William Scheffer, representing the Independent Truckers Association; and John Mullen, and Jack Bailey, Dade City, Fla., representing the National Independent Truckers Unity Council.

Hearings continue on Monday, March 13.

INDIAN LAND

Select Committee on Indian Affairs: Committee continued hearings on S. 2502, to authorize the States and the Indian tribes to enter into mutual agreements respecting jurisdiction and governmental operations in Indian country, receiving testimony from Forrest Gerard, Assistant Secretary of the Interior for Indian Affairs; Sanford Sagalkin, Deputy Assistant Attorney General, Lands Division, Department of Justice; Mel Tonasket, representing the National Congress of American Indians and the Colville Tribe, Omak, Washington; Ron Ericson, Seattle, and Lloyd Ingraham, Ronan, Montana, both representing the Interstate Congress on Civil Rights and Responsibilities; and Bert Wolf, Stone Lake, Wisconsin.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 11452–11461; 1 private bill, H.R. 11462; and 2 resolutions, H.J. Res. 785, and H. Res. 1069, were introduced. Page 6390

Presidential Message—Budget Deferral: Received and read a message from the President wherein he transmits to Congress a new Department of Agriculture deferral of Forest Service funds totalling $4.5 million in budget authority—referred to the Committee on Appropriations and ordered printed (H. Doc. 95–300).

Budget Rescission: By a yea-and-nay vote of 318 yeas, Roll No. 129, the House passed H.R. 10982, to rescind certain budget authority contained in the message of the President of January 27, 1978 (H. Doc. 95–285), transmitted pursuant to the Impoundment Control Act of 1974. Page 6375

Committee Funds: House agreed to the following resolutions authorizing funds for House committees:

H. Res. 1021, amended, to provide for the expenses of investigations, and studies to be conducted by the Committee on Aging;

H. Res. 1001, amended, to provide for the expenses of investigations, studies, oversight, and functions to be conducted by the Committee on Government Operations;

H. Res. 976, amended, to provide funds for the expenses of the investigations and studies to be conducted by the Committee on Banking, Finance and Urban Affairs;

H. Res. 979, amended, providing for the expenses for the second session activities of the Committee of Interior and Insular Affairs; and

H. Res. 1034, amended, providing funds for the Permanent Select Committee on Intelligence.

Pages 6377–6382

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of March 15. Page 6383

Air Force Academy: The Speaker appointed as members of the Board of Visitors to the United States Air Force Academy the following Members on the part of the House: Representatives Flynt, Evans of Colorado, Robinson, and Bob Wilson. Page 6383

Adjournment: Adjourned at 11:56 a.m.

Committee Meetings

AGRICULTURAL CREDIT ACT

Committee on Agriculture: Completed markup of Agricultural Credit Act and will meet for final vote on Tuesday, March 14.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held hearings on Office of Inspector General; and Office of the General Counsel.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on Sahel Development Program.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on Health Resources Administration.

COMMERCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, Judiciary held a hearing on Scientific and Technical Research, NBS.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development continued hearings on RDT&E portion of H.R. 10929, DOD authorization, hearing testimony from Department of the Navy and Marine Corps witnesses.

Hearings continue Monday, March 13.

DR. KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr. continued executive hearings.

FEDERAL ELECTION CAMPAIGN ACT AMENDMENTS

Committee on House Administration: Continued markup of H.R. 11315, Federal Election Campaign Act Amendments of 1978, and will resume on Monday, March 13.

GRAZING LANDS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held hearings on H.R. 10587, to improve the range conditions of the public grazing lands; and H.R. 10589, to amend section 402(d) of the Federal Land Policy and Management Act of 1976. Testimony was heard from Administration witnesses.

Hearings continue on Thursday, March 16.

SAN LUIS TASK FORCE REPORT

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources held an oversight hearing on San Luis Task Force report. Testimony was heard from Assistant Secretary of Interior Guy Martin.

DOE AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on Department of Energy authorization for fiscal year 1979, with testimony from DOE officials.

DEPARTMENT OF JUSTICE AUTHORIZATION

Committee on the Judiciary: Held a hearing on Department of Justice authorization with testimony from Attorney General Griffin B. Bell.

PUBLIC WORKS EMPLOYMENT PROGRAM

Committee on Public Works and Transportation: Subcommittees on Economic Development and Investigations and Review continued oversight hearings on the Local Public Works Employment Program. Testimony was heard from Representatives Perkins and Mitchell of Maryland; Mayor of Baltimore Schaefer; and public witnesses.

MEAT MARKETING

Committee on Small Business: Subcommittee on General Small Business Problems continued hearings on meat marketing, with testimony from retired trucker Joe Martin, Seattle, Washington.

PRESIDENT'S TAX PROPOSALS

Committee on Ways and Means: Continued hearings on the President's tax proposals with testimony from public witnesses.

Joint Committee Meeting

EMPLOYMENT/UNEMPLOYMENT

Joint Economic Committee: Committee held hearings on the employment-unemployment situation for February, receiving testimony from Julius Shiskin, Commissioner of Labor Statistics, Department of Labor.

Committee recessed subject to call.

Monday, March 13, 1978

Senate

Chamber Action

Routine Proceedings, pages 6519–6619

Bills Introduced: Eleven bills and three resolutions were introduced, as follows: S. 2728–2738, S. Con. Res. 71; and S. Res. 414–415. Pages 6567, 6583–6584

Bills Reported: Reports were made as follows:

S. 2152, to amend the Bretton Woods Agreements Act so as to authorize U.S. participation in the Supplementary Financing Facility of the International Monetary Fund, with amendment, together with additional views (S. Rept. 95–698).

H.R. 6782, to permit agricultural marketing orders to include provisions concerning promotion of raisins and distribution among handlers of the pro rata costs of such promotion with amendments (S. Rept. 95–699); and

S. Res. 415, to a waive section 402(a) of the Budget Act with respect to Senate consideration of H.R. 6782 (without written report—referred to Committee on the Budget). Page 6567

Panama Canal Treaties: Senate continued its consideration of Executive Calendar No. 1, Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.), taking action on proposed amendments as follows:

Adopted: By 85 yeas to 3 nays, Robert C. Byrd Executive amendment No. 21 (to Article VI), to provide that vessels of war and auxiliary vessels of the U.S. and Panama will be entitled to transit the Canal expeditiously; Page 6528

Rejected:

(1) Allen executive unprinted amendment No. 8 (to amendment No. 21), to provide that the U.S. be the sole judge of whether the need or emergency to go to the head of the line exists (tabled by 53 yeas to 34 nays); Page 6533

(2) Dole executive amendment No. 60 (to amendment No. 21), to provide that the need or emergency be determined by each head of state for the vessels of his nation (tabled by 51 yeas to 37 nays); Page 6541

(3) Helms executive U.P. amendment No. 9, to provide that vessels of war and auxiliary vessels of the U.S. and Panama have the right of toll-free transit of the Canal (tabled by 58 yeas to 28 nays); Page 6548

Today's session concluded reading of the remaining Articles of the Treaty (Articles VI, VII and VIII), and the several annexes to the Treaty. Page 6548

Pending at recess was Allen Executive amendment No. 77 (to Article V), to allow Panama and the U.S. to enter into agreements concerning U.S. military presence in the Canal Zone after 1999, on which there is a two hour time limitation for debate, beginning at approximately 9:15 a.m. on Tuesday, March 14. Page 6558

Senate reached unanimous consent agreement with regard to consideration of this matter tomorrow, including certain amendments to be proposed thereto. Page 6558

Pages 6525–6558

Bill Held at Desk: H.R. 10982, to rescind certain budget authorities, was received and ordered to be held at the desk. Page 6564

Message From the House: Page 6564

Amendments Submitted for Printing: Pages 6584–6586

Reservations and Understandings Submitted for Printing: Page 6586

Communications: Page 6564

Statements on Introduced Bills: Pages 6567–6582

Additional Statements: Page 6586–6618

Record Votes: Four record votes were taken today. Pages 6540, 6543, 6544, 6551

Recess: Senate met at 11 a.m. and recessed at 7:08 p.m. Page 6619

Committee Meetings

RAISINS/FARM LAND SET-ASIDE

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported H.R. 6782, to permit marketing orders to include provisions concerning marketing promotion, including paid advertisement, of raisins and distribution among handlers of the pro rata costs of such promotion, with amendments, one of which would retire through a one-year paid set-aside program an additional 31 million acres of farmland (Parts of S. 2690 are incorporated as amendments).

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense, in closed session, completed its review of items in the Presidential budget for fiscal year 1979 which fall within its jurisdiction and agreed on recommendations it will make to the full Committee.

APPROPRIATIONS—LABOR

Committee on Appropriations: Subcommittee on Labor-HEW resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of Labor, receiving testimony from public witnesses.

Hearings continue tomorrow.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for public works projects, receiving testimony from Dr. Eve H. Willis, Acting Deputy Assistant Secretary for Energy Technology, Edwin E. Kintner, Program Director, Office of Fusion Energy, and William R. Voigt, Jr., Director, Division of Uranium Resources and Enrichment, all of the Department of Energy.

Hearings continue tomorrow.

NOMINATIONS AND BUDGET RECOMMENDATIONS

Committee on Armed Services: Committee ordered favorably reported 1,156 routine nominations in the Army, Navy, Air Force, and Marine Corps.

Also, in closed session, committee completed its review of items in the Presidential budget for fiscal year 1979 which fall within its legislative jurisdiction, and agreed on recommendations that it will make to the Budget Committee by March 15.

HOUSING PROGRAMS

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing and Urban Affairs resumed hearings on S. 2637, authorizing funds for fiscal year 1979 for housing programs, receiving testimony from Vondal Gravlee, National Association of Home Builders, Washington, D.C.; Claude E. Pope, Mortgage Bankers Association of America, Washington, D.C.; Richard C. Farrer, National Association of Realtors, Washington, D.C.; Carl A. S. Coan, Jr., National Housing Conference, Washington, D.C.; and Joseph E. Canale, National Association of Housing and Redevelopment Officials, Washington, D.C.

Hearings continue tomorrow.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of James B. King, of Massachusetts, to be Chairman, and Elwood T. Driver, of Virginia, to be a member, both of the National Transportation Safety Board, after the nominees testified and answered questions on their own behalf.

AMTRAK AUTHORIZATIONS

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation concluded hearings on S. 2478, proposed fiscal year 1979 authorizations for the National Rail Passenger Corporation (Amtrak), after receiving testimony from Richard Knowlton, Association of American Railroads, Chicago; Arthur Lewis, American Bus Association, Washington, D.C.; Cliff Elkins, National Conference of State Railway Officials, Washington, D.C.; Ross Capon, National Association of Railroad Passengers, Washington, D.C.; Dwight Sargent, New Hampshire Association of Railroad Passengers, Hanover; Louis Gambaccini, Trans Hudson Port Authority, New York City; Michael L. Schierloh, Commissioner, City of Dayton, Ohio; Margaret Morrison, Humane Society of the United States, Washington, D.C.; Christine Stevens, Animal Welfare Institute, Washington, D.C.; Fay Brisk, Washington Humane Society, Washington, D.C.; and E. L. Tennyson, Pennsylvania Dept. of Transportation, Harrisburg.

NOMINATION AND BUDGET RECOMMENDATIONS

Committee on Energy and Natural Resources: Committee ordered favorably reported the nomination of Stephen J. Gage, of Maryland, to be an Assistant Administrator of the Environmental Protection Agency.

Also, Committee continued to review those items in the President's budget for fiscal year 1979 which fall within its legislative jurisdiction with a view to making recommendations thereon to the Budget Committee, but did not complete action and will meet again tomorrow.

DOE AUTHORIZATION

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development resumed hearings on S. 2692, proposed fiscal year 1979 authorizations for the Department of Energy, receiving testimony today on solar and geothermal programs from Donald A. Beattie, Acting Assistant Secretary for Conservation and Solar Applications, and Dr. Bennett Miller, Acting Deputy Program Director for Solar, Geothermal, Electric and Energy Storage Systems, both of the Department of Energy.

Hearings continue on Thursday, March 16.

FAIR EMPLOYMENT PRACTICES

Committee on Governmental Affairs: Committee resumed hearings on the President's Reorganization Plan No. 1 of 1978, which would make the Equal Employment Opportunity Commission the principal federal agency in fair employment practices, receiving testimony from M. Carl Holman, The National Urban Coalition, Washington, D.C.; John White, National Alliance of Postal and Federal Employees, Washington, D.C.; David Marlin, National Council of Senior Citizens, Washington, D.C.; Kenneth Blaylock, American Federation of Government Employees, Washington, D.C.; Raul Yzaguirre, The National Council of La Raza, Washington, D.C.; and Arthur Green, Connecticut Human Rights Commission, Hartford.

Hearings were recessed subject to call.

ECONOMIC OPPORTUNITY AMENDMENTS

Committee on Human Resources: Subcommittee on Employment, Poverty, and Migratory Labor began hearings on S. 2090, 2081, and 1919, bills to amend and extend certain programs authorized by the Economic Opportunity Act. Witnesses heard were Edward Becks, National Association of Community Action Agency Executive Directors, Redwood, California; James Cossingham, Calhoun County Community Action Agency, Battle Creek, Michigan; Ronald Miller, New Visions, Inc., Newport, Rhode Island; Ester Ortegon, Rio Hondo Area Action Council, Pico Rivera, California; John Leatherwood, Western Carolina Community Action Agency, Hendersonville, North Carolina; Theodore Edlich, Total Action Against Poverty in Roanoke Valley, Inc., Virginia; Donald Sykes, Community Relations Development Commission, Milwaukee; Curtis Wood, Bedford-Stuyvesant Restoration Corporation, Brooklyn; Susanne Deming, Whatcom County Opportunity Council, Billingham, Washington; Ivan Ashley, Community Services Administration, Region I, Boston; J. Lee Spratt, South Carolina Economic Opportunity Office, Columbia; Arthur Blaustein, National Advisory Council on Economic Opportunity, Berkeley, California; Thomas Jones, National Association of Farm Worker Organizations; and John Kearse, Nassau County, N.Y., Economic Opportunity Office.

Hearings continue tomorrow.

NOMINATION

Committee on the Judiciary: Committee continued hearings on the nomination of Benjamin R. Civiletti, of Maryland, to be Deputy Attorney General, Department of Justice, receiving testimony from Russell T. Baker, Acting U.S. Attorney for the State of Maryland, Baltimore. The nominee testified further and answered questions on his own behalf.

Hearings continue tomorrow.

EQUAL ACCESS TO COURTS

Committee on the Judiciary: Subcommittee on Improvements in Judicial Machinery began hearings on S. 2354, to provide for equal access to courts by providing for the payment of attorney fees, expert witness fees, and other costs in specified situations. Witnesses heard were Senators Domenici and Nelson; Paul Nejelski, Deputy Assistant Attorney General, Office for the Administration of Justice, Department of Justice; Donald Lubick, Acting Assistant Secretary of the Treasury for Tax Policy; Judge Carl B. Rubin, U.S. District Court for the southern district of Ohio, Dayton, and also representing the Judicial Conference of the United States; Bruce Hertzler, Albuquerque; John Williams, National Small Business Association, Washington, D.C.; William C. Rustin, Jr., National Home Furnishings Association, Washington, D.C.; David K. Voight, National Federation of Independent Business, Washington, D.C.; and Leonard Senker, Furniture Rental Association, Washington, D.C.

Hearings were recessed subject to call.

TRUCK FREIGHT RATES

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly held oversight hearings on ICC price regulation in the motor common carrier industry, receiving testimony from Samuel G. Herold, Middle Atlantic Conference, Washington, D.C.; James T. Henry, Eastern Central Motor Carriers Association, Inc., Akron, Ohio; L. Vernon Farriba, Southern Motor Carriers Rate Conference, Atlanta, Georgia; John L. Womack, Central and Southern Motor Freight Tariff Association, Inc., Louisville, Kentucky; James C. Harkins, National Motor Freight Traffic Association, Washington, D.C.; and Doug Allen and Norman Rosen, Cleveland, representing Teamsters for a Democratic Union.

Hearings were recessed subject to call.

PANAMA PROPERTY

Committee on the Judiciary: On Saturday, March 11, Subcommittee on Separation of Powers resumed hearings to receive testimony concerning congressional power to dispose of U.S. property in Panama. Witnesses heard were Doris McClellan, Clerk, U.S. District Court for the Panama Canal Zone; and James C. Luitweiler, Tryon, North Carolina.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 51 public bills, H.R. 11463–11513; 4 private bills, H.R. 11514–11517; and 9 resolutions, H.J. Res. 786–789, H. Con. Res. 506, and H. Res. 1070–1073, were introduced. Pages 6676–6678

Bills Reported: Reports were filed as follows:

H.R. 1396; 1779; 1938, amended; 2291, amended; 2555, amended; 4607; 5230; 5933, amended; 6801, amended; 6934, amended; 7033; 7795; and 8308; all private bills (H. Repts. 95–935 to 947, respectively);

H.R. 6075, to amend title VII of the Civil Rights Act of 1964 to prohibit sex discrimination on the basis of pregnancy, amended (H. Rept. 95–948); and

H.R. 11318, to amend the Small Business Act and the Small Business Investment Act of 1958 (H. Rept. 95–949). Page 6676

Suspensions: House voted to suspend the rules and pass the following bills:

Civil service annuities for Federal judges: H.R. 4320, amended, to amend chapter 83 of title 5, United States Code, to discontinue civil service annuity payments for periods of employment as a justice or judge of the United States; Pages 6631–6632

Part-time career employment: H.R. 10126, amended, to amend title 5, United States Code, to establish a program to increase part-time career employment within the civil service (passed by a yea-and-nay vote of 294 yeas to 84 nays, Roll No. 133); Pages 6632–6638, 6645–6646

Congressional review of postal service changes: H.R. 9146, amended, to provide for congressional review of proposed changes in postal services (passed by a yea-and-nay vote of 371 yeas to 6 nays, Roll No. 134); Pages 6638–6641, 6646

Retirement bond interest rates: H.R. 6635, amended, to amend the Second Liberty Bond Act to allow the interest rates paid on United States retirement plan and individual retirement bonds to be increased to the rate paid on United States series E savings bonds.

By a yea-and-nay vote of 372 yeas to 1 nay, Roll No. 131, agreed to order a second; and Page 6641–6643

Tax treatment of crop payments and State legislators' travel expenses: H.R. 11055, amended, relating to the year for including in certain payments under the Agricultural Act of 1949 received in 1978 but attributable to 1977. Agreed to amend the title of the bill. Pages 6643–6644

Suspension Failed: By a yea-and-nay vote of 242 yeas to 141 nays, Roll No. 132, the House failed to suspend the rules and pass H.R. 7814, amended, to authorize Federal agencies to experiment with flexible and compressed employee work schedules. Pages 6622–6631, 6644–6645

Committee Funds: House agreed to the following resolutions authorizing funds for House committees:

H. Res. 1010, amended, to provide for the expenses of investigations and studies to be conducted by the Committee on the Judiciary. Rejected a motion to recommit the resolution to the Committee on House Administration with instructions to report it back forthwith containing an amendment to earmark funds for the committee's internal security jurisdiction (rejected by a yea-and-nay vote of 161 yeas to 216 nays, Roll No. 135); and

H. Res. 956, amended, providing for funds for the Select Committee on Assassinations (agreed to by a yea-and-nay vote of 204 yeas to 175 nays, Roll No. 137). Rejected a motion to recommit the resolution to the Committee on House Administration with instructions to report it back forthwith containing an amendment to cut funding from $2.5 million to $600,000; and to instruct the Committee on House Administration to hold hearings to determine justification for further funding for the Select Committee on Assassinations (rejected by a yea-and-nay vote of 182 yeas to 198 nays, Roll No. 136).

Objection was heard to the consideration of H. Res. 1070, continuing funding authority for certain committees in the 95th Congress, 2d Session. Pages 6646–6653

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 6675

Adjournment: Adjourned at 5:15 p.m.

Committee Meetings

RETIREMENT INCOME SECURITY

Select Committee on Aging: Subcommittee on Retirement Income and Employment held a hearing on retirement income security. Testimony was heard from officials of the Treasury Department; and public witnesses.

FEDERAL RESEARCH PROGRAMS

Committee on Agriculture: Subcommittee on Department Investigations, Oversight and Research held a hear-

ing on Federal research programs for processing, storage, transportation, distribution, and marketing. Testimony was heard from Jane Nielson, Acting Director, Science and Education Administration, USDA; and public witnesses.

Hearings continue tomorrow.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held hearings on Agricultural Research Service; and National Agricultural Library.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Bureau of Land Management.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW heard testimony from Assistant Secretary for Health.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on Department of Energy.

FTC APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, Judiciary, and Independent Agencies held a hearing on the Federal Trade Commission.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on National Highway Traffic Safety Administration.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development continued hearings on the R.D.T. & E. portion of H.R. 10929, DOD authorization for fiscal year 1979. Testimony was heard from representatives of the Navy Department and U.S. Marine Corps.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings on ship construction portion of Title I of H.R. 10929, DOD authorization. Testimony was heard from RAdm. John D. Bulkeley, President, Board of Inspection and Survey, U.S. Navy.

KING AND KENNEDY ASSASSINATIONS

Select Committee on Assassinations: Subcommittees on King and Kennedy Assassinations held a joint hearing in executive session.

EXPORT-IMPORT BANK REAUTHORIZATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Trade, Investment and Monetary Policy held a hearing on Export-Import Bank reauthorization. Testimony was heard from John Moore, President and Chairman, Export-Import Bank; Assistant Secretary of Commerce Frank Weil; Assistant Secretary of Treasury C. Fred Bergsten; and Assistant Secretary of State Julius L. Katz.

Hearings continue Wednesday, March 15.

OLDER AMERICANS ACT EXTENSION

Committee on Education and Labor: Subcommittee on Select Education held a hearing on extension of the Older Americans Act. Testimony was heard from various representatives of State offices and organizations on aging; and Secretary of Labor Ray Marshall.

Hearings continue Monday, March 20.

FEDERAL ELECTION CAMPAIGN ACT AMENDMENTS

Committee on House Administration: Met and ordered reported favorably to the House by a vote of 16 to 9 H.R. 11315, Federal Election Campaign Act Amendments of 1978.

ALASKA NATIONAL INTEREST LANDS CONSERVATION ACT

Committee on Interior and Insular Affairs: Met for continued markup of H.R. 39, Alaska National Interest Lands Conservation Act, and will resume tomorrow.

OSCEOLA NATIONAL FOREST PHOSPHATE LEASES—U.S. OIL AND GAS LEASES—OKLAHOMA LANDS

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining held hearings on H.R. 2053, relating to phosphate leases within the Osceola National Forest; and H.R. 6463, providing for reinstatement and validation of certain U.S. oil and gas leases. Testimony was heard from Representatives McKay and Fuqua; Department of Interior; and Forest Service, USDA.

Following the hearings, the Subcommittee approved for full committee action H.R. 4691 amended, Relating to the disposition of certain recreational demonstration project lands by the State of Oklahoma.

RECLAMATION SAFETY OF DAMS ACT

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources held a hearing on H.R. 11153, Reclamation Safety of Dams Act of 1978. Testimony was heard from R. Keith Higginson, Commissioner, Bureau of Reclamation, Interior Department.

MIDDLE EAST AND EUROPE AID

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on fiscal year 1979 aid requests for the Middle East and Europe. Testimony was heard from Allan R. Furman and William G. Lyles, Jr., Agency for International Development, and public witnesses.

SECURITY ASSISTANCE PROGRAMS

Committee on International Relations: Subcommittee on International Security and Scientific Affairs held a hearing on policy formulation and managerial oversight of security assistance programs. Testimony was heard from representatives of Department of State; USAF; and Defense Security Assistant Agency.

DOE AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on the Department of Energy authorization with testimony from officials of DOE.

Hearings continue tomorrow.

NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on enforcement program of the National Collegiate Athletic Association. Testimony was heard from public witnesses.

Hearings continue tomorrow.

SELECTION AND REMOVAL OF U.S. ATTORNEYS

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice held a hearing on H.R. 5576, 10514 and identical bills, relating to selection and removal of United States attorneys. Testimony was heard from Attorney General of the U.S., Griffin B. Bell.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on H.R. 6869 and 2311, revision of Criminal Code. Testimony was heard from public witnesses.

COMMITTEE BUSINESS

Committee on Merchant Marine and Fisheries: Met and approved recommendations for March 15 report to Budget Committee.

PENSION IMPROVEMENT ACT—BUDGET REPORT

Committee on Veterans' Affairs: Met and unanimously ordered reported favorably to the House H.R. 10173, as amended, Veterans' and Survivors' Pension Improvement Act of 1978; and

Unanimously approved recommendations for March 15 report to the Budget Committee.

PRESIDENT'S TAX PROPOSALS

Committee on Ways and Means: Continued hearings on President's tax proposals with testimony from public witnesses.

DEBT LIMITATION

Committee on Ways and Means: Met for consideration of legislation providing for a temporary increase in the public debt.

Tuesday, March 14, 1978

Senate

Chamber Action

Routine Proceedings, pages 6725–6836

Bills Introduced: Four bills and one resolution were introduced, as follows: S. 2739–2742; and S. Res. 416.

Pages 6800–6801, 6805

Bills Reported: Reports were made as follows:

S.J. Res. 101, requesting the President to designate a Memorial Sunday in honor of fire fighters disabled or killed in the line of duty, with amendments (S. Rept. 95–700).

S. 1566, to establish procedures for electronic surveillance in the area of foreign intelligence information, with additional amendments, together with additional views (S. Rept. 95–701). Page 6800

Bills Passed: Senate took from Calendar and passed the following bills:

Without Amendment and Cleared for the President:

"Sun Day": H.J. Res. 715, requesting the President to proclaim May 3, 1978 as "Sun Day". Page 6784

Administrative law judges: H.R. 6975, to provide that hearing examiners be known as administrative law judges, and to increase by 100, to a total of 340, the number of such positions which the Civil Service Commission may establish at a GS–16 level. Page 6786

Private bills: H.R. 1432, 1939, 2761, 3081, and 4401. Pages 6783–6784

With Amendment and Returned to the House:

Private bill: H.R. 1552. Page 6785

Without Amendment and sent to the House:

Private bills: S. 222, 391, 513, 1079, 1135, 1399. Pages 6782–6783, 6784–6786

With Amendment and sent to the House:

Private bills: S. 219, 511, 958, 1639, 1933, 1335, 1418, and 337. Pages 6784–6786

Panama Canal Treaties: Senate continued its consideration of Executive Calendar No. 1, Treaty Concerning the Permanent Neutrality and Operation of

the Panama Canal (Exec, N, 95th Cong., 1st sess.), rejecting proposed amendments, as follows:

(1) Allen executive amendment No. 77 (to Article V), to allow Panama and the U.S. to enter into agreements to allow U.S. military presence in the Canal Zone after 1999 (tabled by 53 yeas to 41 nays); Page 6732

(2) Modified Thurmond executive amendment No. 73, adding a new Article IX to authorize the American Battle Monuments Commission to arrange for the removal of the remains of U.S. citizens from Mount Hope Cemetery (tabled by 58 yeas to 38 nays); to the American sector of Corozal cemetery; Page 6749

(3) Schmitt executive amendment No. 78 (in the nature of a substitute), embodying the concept of international management and defense of the Panama Canal (tabled by 65 yeas to 30 nays); and Page 6758

(4) Stevens executive unprinted amendment No. 10 (to Article I), to make the Republic of Panama and the U.S. partners in the future security, operation and maintenance of the Canal (tabled by voice vote). Page 6767

Following these actions, Senate proceeded to consider resolution of ratification of this Treaty.

Pending at recess was modified Nunn executive reservation No. 8, to provide that nothing in the treaty shall preclude the U.S. and Panama from reaching an agreement or arrangement for the maintaining of U.S. military forces or defense sites in the Canal Zone after the year 1999, on which amendment the yeas and nays have been ordered. Page 6773

Pages 6731–6780

Amendments Submitted for Printing: Pages 6805–6821

Understandings, Reservation, and Declarations Submitted for Printing: Page 6821

Communications: Pages 6796–6797

Statements on Introduced Bills: Pages 6801–6805

Additional Statements: Pages 6822–6836

Confirmations: Senate confirmed the following nominations:

James R. Williams, to be U.S. attorney for the northern district of Ohio;

Richard W. Nehring, to be U.S. marshal for the southern district of Iowa;

James C. Cissell, to be U.S. attorney for the southern district of Ohio;

William M. Isaac, of Kentucky, to be a member of the Board of Directors of the Federal Deposit Insurance Corporation; and

Stephen J. Gage, of Maryland, to be an Assistant Administrator of the Environmental Protection Agency.

Pages 6836–6837

Record Votes: Three record votes were taken today.

Pages 6756, 6765–6766

Recess: Senate met at 8:30 a.m. and recessed at 6:50 p.m.

Page 6837

Committee Meetings

COMMODITY FUTURES TRADING COMMISSION

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation began hearings on the proposed extension of the Commodity Futures Trading Commission, receiving testimony from William T. Bagley, Chairman, accompanied by John Vernon Rainbolt, II, Vice Chairman, and Gary Leonard Seevers, Read Patton Dunn, Jr., and Robert L. Martin, Commissioners, all of the Commodity Futures Trading Commission.

Hearings continue on Thursday, March 16.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of Agriculture, receiving testimony in behalf of funds for their respective activities from Joan Wallace, Assistant Secretary for Administration, Kenneth R. Farrell, Acting Administrator, Economics, Statistics and Cooperatives Service, and J. Dawson Ahalt, Acting Chairman, World Food Outlook and Situation Board, all of the Department of Agriculture.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—FOREIGN OPERATIONS

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for foreign aid programs, receiving testimony from Robert H. Nooter, Deputy Administrator, who was accompanied by several of his associates of the Agency for International Development.

Subcommittee will meet again on Thursday, March 16.

APPROPRIATIONS—HEW

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the Department of Health, Education, and Welfare, receiving testimony from public witnesses.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee on Military Construction resumed hearings on proposed budget estimates for fiscal year 1979 for military construction programs, receiving testimony from Antonia H. Chayes, Assistant Secretary for Manpower, Reserve Affairs and Installations, and Major General William D. Gilbert, Deputy Director of Engineering and Services, who were accompanied by supporting witnesses, all of the Department of the Air Force.

Hearings were adjourned subject to call.

APPROPRIATIONS—POSTAL SERVICE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 and on proposed supplemental appropriations for fiscal year 1978 for the United States Postal Service, receiving testimony from William F. Bolger, Deputy Postmaster General.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for public works projects, receiving testimony from John M. Deutch, Director, Office of Energy Research, and James L. Liverman, Acting Assistant Secretary for Environment, both of the Department of Energy.

Subcommittee will meet again tomorrow.

ARMY AND MARINE CORPS PROCUREMENT

Committee on Armed Services: Subcommittee on General Procurement resumed closed hearings on S. 2571, military procurement authorizations for fiscal year 1979, receiving testimony on Army and Marine Corps procurement from Dr. Percy A. Pierre, Assistant Secretary of the Army for Research, Development, and Acquisition; Major General Philip R. Feir, Assistant Deputy Chief of Army Staff for Research, Development, and Acquisition; and Major General Harold A. Hatch, Deputy Chief of Marine Corps Staff for Installations and Logistics.

Subcommittee will meet again on Thursday, March 16.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Research and Development resumed closed hearings on S. 2571, military procurement authorizations for fiscal year 1979, receiving testimony on Navy research, development, test, and evaluation programs from David E. Mann, Assistant Secretary of the Navy for Research, Engineering and Systems; and Vice Admiral Parker B. Armstrong, Director of Navy Research, Development, Test, and Evaluation.

Subcommittee will meet again on Thursday, March 16.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee began hearings on the nomination of H. K. Allen, of Texas, to be First Vice President of the Export-Import Bank of the U.S., where the nominee, who was introduced by Senator Tower and Representatives Poage and Pickle, testified and answered questions on his own behalf.

Hearings continue tomorrow.

HOUSING PROGRAMS

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing and Urban Affairs continued hearings on S. 2637, authorizing funds for fiscal year 1979 for housing programs, receiving testimony from Mayor Richard Davis, Portsmouth, Virginia, representing the U.S. Conference of Mayors; Mayor Ann Crichton, Decatur, Georgia, representing the National League of Cities; William L. Johnston, Council of State Housing Agencies, Washington, D.C.; Richard M. Millman, National Council of Senior Citizens, Washington, D.C.; Cushing N. Dolbeare, Ad Hoc Low Income Housing Coalition, Washington, D.C.; John Keane, Massachusetts Union of Public Housing Tenants, Boston; and Fred Thornthwaite, Cooperative Services, Inc. Detroit.

Hearings were recessed subject to call.

FIRE ADMINISTRATION AUTHORIZATION

Committee on Commerce, Science, and Transportation: Consumer Subcommittee concluded hearings on S. 1794, authorizing funds for fiscal year 1979 for the U.S. Fire Administration, after receiving testimony from Howard D. Tipton, Administrator, National Fire Prevention and Control Administration, and Dr. Frederic Clarke, Acting Director, Center for Fire Research, National Bureau of Standards, both of the Department of Commerce; William Stamm, Louis Amabili, Charles S. Morgan, and Harold A. Schaitberger, all representing the Joint Council of National Fire Service Organizations, Boston; and Richard Aaberg, State Farm Insurance Companies, Bloomington, Illinois.

ENERGY DEVELOPMENT

Committee on Energy and Natural Resources: Subcommittee on Energy Production and Supply held information hearings on the needs and uses of water for energy development in the Western States. Witnesses heard were Deputy Secretary of Energy John F. O'Leary; Guy R. Martin, Assistant Secretary for Land and Water Resources, Department of the Interior; and Alan Merson, Regional Administrator for Region 8 (Denver), Environmental Protection Service.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Environment and Public Works: Committee ordered favorably reported the following bills:

S. 1568, to name the lake located behind Lower Monumental Lock and Dam, Washington, "Lake Herbert G. West, Senior"; and

H.R. 7744, to establish a policy with regard to the respective roles of the Corps of Engineers and private industry in meeting the national dredging needs, and to clarify the procedure to be utilized in preparing the Government estimate of the cost of performing work for purposes of comparison with contractors' bids (with amendments).

Also, committee completed its review of items in the Presidential budget for fiscal year 1979 which fall within

its legislative jurisdiction, and agreed on recommendations that it will make to the Budget Committee by March 15.

PUBLIC DEBT

Committee on Finance: Subcommittee on Taxation and Debt Management held hearings on the proposed extension of the temporary limit on the public debt, receiving testimony from W. Michael Blumenthal, Secretary of the Treasury, who was accompanied by Roger Altman, Assistant Secretary for Domestic Finance; and James T. McIntyre, Director, accompanied by W. Bowman Cutter, Executive Associate Director, both of the Office of Management and Budget.

Hearings were recessed subject to call.

NOMINATION

Committee on Foreign Relations: Committee held hearings on the nominations of Alfred L. Atherton, Jr., of Florida, to be Ambassador at Large, and Harold H. Saunders, of Virginia, to be an Assistant Secretary of State, where the nominees testified and answered questions on their own behalf.

Committee will meet tomorrow to consider pending nominations and treaties.

ECONOMIC OPPORTUNITY AMENDMENTS

Committee on Human Resources: Subcommittee on Employment, Poverty, and Migratory Labor continued hearings on S. 2090, 2081, and 1919, bills to amend and extend certain programs authorized by the Economic Opportunity Act. Witnesses heard were Senator Gravel; Phil Smith, Rural Alaska Community Action Agency, Anchorage; Nancy Spears, National Head Start Directors' Association, Auburn, Alabama; Winston Austin, National Head Start Parents' Association, Akron, Ohio; Harley Frankel, Children's Defense Fund, Washington, D.C.; John Erikson, Wisconsin Head Start Directors' Association, Glenwood City, Wisconsin; Richard McCarthy, Maine Head Start Association, Waterville; Hortense Jones, Division of Educational Planning and Support, Board of Education, Brooklyn, New York; Orrison Moody, Follow-Through Director, Van Buren, Maine; Kay Sardo, Bank Street Field Representative, New York City; Thelma Duncan, Follow-Through Program, Los Angeles: and Marjorie Robinson, Follow-Through Program, Flint, Michigan.

Hearings were adjourned subject to call.

REHABILITATION AMENDMENTS

Committee on Human Resources: Subcommittee on the Handicapped resumed hearings on S. 2600, to extend certain vocational rehabilitation programs and to establish a comprehensive services program for the severely handicapped, receiving testimony from Robert Humphreys, Commissioner, Rehabilitation Services Administration, Office of Human Development Services, Department of Health, Education, and Welfare; Nanette Fabray MacDougall, Los Angeles; Dr. Fred Fay, Tufts University Research and Training Center, Boston; Dr. Lou Cooper, Roosevelt Hospital, New York City; Harry Hall, National Multiple Sclerosis Society, McLean, Virginia; Dr. James W. Moss, Seattle, Washington; Jud Cunningham, Navajo Vocational Rehabilitation Project, The Navajo Nation, Window Rock, Arizona; Michael Simon, Tribal Educational Planner, Sisseton-Wahteton Tribe, Sisseton, South Dakota; Edward Roberts, California State Department of Rehabilitation, Sacramento; Donald Galvin, State Department of Vocational Rehabilitation Services, Lansing, Michigan; Adrian Levy, New York State Department of Education, Albany; George Chizmadia, New Jersey State Department of Labor and Industry, Trenton; James S. Jeffers, Illinois State Division of Vocational Rehabilitation, Springfield; and Daniel Smith, Association of New Jersey Rehabilitation Facilities, Pleasantville.

Hearings were recessed subject to call.

NOMINATION

Committee on the Judiciary: Committee continued hearings on the nomination of Benjamin R. Civiletti, of Maryland, to be Deputy Attorney General, Department of Justice, receiving further testimony from Russell T. Baker, Acting U.S. Attorney for the State of Maryland, Baltimore.

Committee will meet again tomorrow.

CONGRESSIONAL TENURE

Committee on the Judiciary: Subcommittee on the Constitution began hearings on S.J. Res. 27 and 28, proposed constitutional amendments to limit the number of terms of service for Members of the Congress, receiving testimony from Senators Danforth and Hayakawa; Tom Braden, Chevy Chase, Maryland; Austin Ranney, American Enterprise Institute, Washington, D.C.; Norman Ornstein, Catholic University, Washington, D.C.; and Thomas B. Curtis, Clayton, Missouri.

Hearings continue on Thursday, March 16.

KOREAN INFLUENCE INVESTIGATION

Select Committee on Ethics: Committee began closed hearings to examine alleged attempts by representatives of the Republic of Korea to improperly influence Members and employees of the Senate, receiving testimony from Tongsun Park, Seoul, South Korea.

Hearings continue tomorrow.

INDIAN SELF-DETERMINATION

Select Committee on Indian Affairs: Committee began hearings on S. 2460, to improve the implementation of the Indian Self-Determination Act, receiving testimony from Joseph DeLaCruz, accompanied by Gary Morishima, both of Quinault Tribal Council, Taholah, Washington; Ted Risingsun, North Cheyenne Tribe, Busby, Montana, Rose Crow Flies High, Fort Berthold Tribe, Newton, North Dakota; and Gordon Jackson, Kake Tribe, Anchorage, Alaska.

Hearings continue on Wednesday, March 22.

INTELLIGENCE AUTHORIZATION

Select Committee on Intelligence: Subcommittee on Budget Authorization resumed closed hearings on proposed fiscal year 1979 authorizations for Government intelligence activities, receiving testimony from Thomas W. Leavitt, Assistant Director, Intelligence Division, and Donald W. Moore, Jr., Assistant Director, Criminal Investigations, both of the Federal Bureau of Investigation; and Peter B. Bensinger, Administrator, Drug Enforcement Administration, all of the Department of Justice.

Subcommittee will meet again on Tuesday, April 4.

House of Representatives

Chamber Action

Bills Introduced: 35 public bills, H.R. 11518–11552; 3 private bills, H.R. 11553–11555; and 24 resolutions, H.J. Res. 790–793, H. Con. Res. 507–522, and H. Res. 1074–1077, were introduced. Pages 6896–6899

Bills Reported: Reports were filed as follows:

Conference report on H.R. 5383, Age Discrimination in Employment Act Amendments of 1978 (H. Rept. 95–950);

H.R. 11274, Middle Income Student Assistance Act, amended (H. Rept. 95–951);

H. Res. 1074, providing for the consideration of H.R. 9518, to amend the Shipping Act, 1916, to provide for a three-year period, to reach a permanent solution of the rebating practices in the United States foreign trade (H. Rept. 95–952);

H.R. 3787, to direct the Secretary of the Interior to purchase and hold certain lands in trust for the Zuni Indian Tribe of New Mexico, to confer jurisdiction on the Court of Claims with respect to land claims of such tribe; and to authorize such tribe to purchase and exchange lands in the States of New Mexico and Arizona, amended (H. Rept. 95–953);

H.R. 8099, relating to the settlement between the United States and the Ak-Chin Indian community of certain water right claims of such community against the United States, amended (H. Rept. 95–954);

Report entitled "Effectiveness of the Export Promotion Policies and Programs of the Department of Commerce and State: Followup Report" (H. Rept. 95–955); and

H.R. 1751; 8192, amended; and S. 833 (all private bills, H. Repts. 95–956 to 958, respectively).

Page 6896

Quorum: By a yea-and-nay vote of 331 yeas to 72 nays with 1 voting "present", Roll No. 139, the House agreed to a motion to dispense with further proceedings under an earlier call of the House. Page 6838

Journal: By a yea-and-nay vote of 371 yeas to 29 nays, Roll No. 141, the House approved the Journal of Monday, March 13.

By a yea-and-nay vote of 308 yeas to 91 nays, Roll No. 142, agreed to a motion to table a motion to reconsider the previous vote approving the Journal.

Earlier, rejected a motion that the Journal be read in full (rejected by a yea-and-nay vote of 99 yeas to 301 nays, Roll No. 140). Pages 6839–6840

Suspensions: House voted to suspend the rules and pass the following bills:

Absaroka-Beartooth Wilderness: S. 1671, to designate the Absaroka-Beartooth Wilderness, Custer and Gallatin National Forests, in the State of Montana (passed by a yea-and-nay vote of 405 yeas to 7 nays, Roll No. 146)—clearing the measure for the President.

Earlier, by a yea-and-nay vote of 380 yeas to 20 nays with 1 voting "present", Roll No. 143, agreed to order a second; Pages 6846–6850, 6856

Travel expenses of certain Government officials: H.R. 810, to amend section 4941(d)(2)(G) of the Internal Revenue Code of 1954 (passed by a yea-and-nay vote of 372 yeas to 38 nays, Roll No. 147).

Earlier, by a yea-and-nay vote of 387 yeas to 2 nays with 2 voting "present", Roll No. 144, agreed to order a second; Pages 6851–6852, 6856–6857

Home production of beer and wine: H.R. 2028, amended, to authorize the home production of beer and wine.

Earlier, by a yea-and-nay vote of 388 yeas to 3 nays, Roll No. 145, agreed to order a second; and Pages 6852–6854

Excise tax on tires: H.R. 5103, amended, to amend the Internal Revenue Code of 1954 to provide for excise tax refunds in the case of certain warranty adjustments on tires. Pages 6854–6856

Committee To Sit: Committee on Interior and Insular Affairs received permission to sit during proceedings of the House under the 5-minute rule on Wednesday, March 15. Page 6857

Redwood National Park: By a yea-and-nay vote of 317 yeas to 60 nays with 1 voting "present", Roll No. 148, the House agreed to the conference report on H.R. 3813, to amend the Act of October 2, 1968, an Act to establish a Redwood National Park in the State of California—clearing the measure for Senate action.

Pages 6857–6866

Coast Guard Academy: The Speaker appointed as members of the Board of Visitors to the United States

Coast Guard Academy the following Members on the part of the House: Representatives Dodd and Sarasin.

Page 6866

Merchant Marine Academy: The Speaker appointed as members of the Board of Visitors to the United States Merchant Marine Academy the following Members on the part of the House: Representatives Wolff and Wydler.

Page 6866

Military Academy: The Speaker appointed as members of the Board of Visitors to the United States Military Academy the following Members on the part of the House: Representatives Murphy of New York, Long of Maryland, Cederberg, and Gilman.

Page 6867

Naval Academy: The Speaker appointed as members of the Board of Visitors to the United States Naval Academy the following Members on the part of the House: Representatives Flood, McKay, Kemp, and Holt.

Page 6867

Adjournment: Adjourned at 5:53 p.m.

Committee Meetings

AGRICULTURAL CREDIT ACT—BUDGET RECOMMENDATIONS

Committee on Agriculture: Met and ordered reported favorably to the House by vote of 39 to 5 H.R. 11504, Agricultural Credit Act of 1978; and

Began consideration of recommendations for report to Budget Committee, and will continue tomorrow.

FEDERAL RESEARCH PROGRAMS

Committee on Agriculture: Subcommittee on Department Investigations, Oversight and Research continued hearings on Federal research programs for processing, storage, transportation, distribution, and marketing. Testimony was heard from Dr. Kenneth Farrell, Acting Administrator, ESCS, Department of Agriculture; and public witnesses.

RATEMAKING PRACTICES

Committee on Agriculture: Subcommittee on Livestock and Grains held a hearing on H.R. 9482, Ratemaking practices imposed on country auction barns. Testimony was heard from Representative Thornton; Charles Jennings, Deputy Administrator, Packers and Stockyards Administration, USDA; and public witnesses.

BUDGET REPORT

Committee on Appropriations: Met and approved recommendations for March 15 report to Budget Committee.

AGRICULTURAL APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held hearings on Cooperative State Research Service; and Extension Service.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held executive hearings on NATO Communications; and Tactical Nuclear Weapons.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on American schools; International Disaster Assistance; and Technical Assistance.

HUD–INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held hearings on Office of Science and Technology Policy; and National Science Foundation.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Bureau of Land Management.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held hearings on National Institute of Mental Health; St. Elizabeths Hospital; and alcohol, drug abuse.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works continued hearings on Department of Energy.

JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce and Judiciary held hearings on Attorney General; General Administration; and general legal activities.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation continued hearings on National Highway Traffic Safety Administration.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, General Government held a hearing on Office of the White House; and compensation of the President.

DOD AUTHORIZATION—AIR FORCE REPROGRAMING FUNDING

Committee on Armed Services: Held hearings on Air Force reprograming requests to provide funding for research, development, test, and evaluation for the Strategic Air Command Digital Network (SACDIN) and the BETA project. Testimony was heard from representatives of U.S. Air Force; and Navy and Marine Corps

procurement portions of H.R. 10929, DOD authorization, with testimony from Navy and Marine Corps witnesses.

TRAINING REDUCTIONS

Committee on Armed Services: Subcommittee on Military Personnel held a hearing on proposed training reductions with testimony from I. M. Greenberg, Deputy Assistant Secretary of Defense for Programs and Management.

KENNEDY ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of President John F. Kennedy held an executive hearing, and will continue tomorrow.

MULTILATERAL INSTITUTIONS

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development Institutions and Finance continued oversight hearings on U.S. participation in the multilateral institutions. Testimony was heard from Representatives Young of Florida and Long of Maryland; Deputy Assistant Secretary of Treasury Arnold Nachmanoff; Edward Fried, U.S. executive director, World Bank; and Ralph Duncan, U.S. executive director, Inter-American Development Bank.

Hearings continue tomorrow.

WEATHER IMPACTS

Committee on the Budget: Task Force on Community and Physical Resources held a hearing on weather impacts on the budget and the economy. Witnesses heard were Raymond C. Scheppach, Assistant Director, Congressional Budget Office; Dr. George Cressman, Director, National Weather Service; and Professor Robert Fleagle, University of Washington Meteorologist.

TAX ON INCOME OF NONRESIDENTS

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs held a hearing on H.R. 10116 and 11303, relating to tax on income of nonresidents. Testimony was heard from Mayor Washington; D.C. Council Chairman Tucker and D.C. Council member Marion Barry; and public witnesses.

Hearings continue tomorrow.

ELEMENTARY AND SECONDARY EDUCATION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued markup of H.R. 15, Elementary and Secondary Education Act of 1977.

FAIR LABOR STANDARDS ACT

Committee on Education and Labor: Subcommittee on Labor Standards continued hearings on H.R. 6256 and related billls, to amend the Fair Labor Standards Act. Witnesses heard were Secretary of Defense Harold Brown; Civil Service Commission Chairman Campbell; and George Meany, President, AFL–CIO.

OCCUPATIONAL SAFETY AND HEALTH ACT

Committee on Education and Labor: Subcommittee on Compensation and Health and Safety held an oversight hearing on the Occupational Safety and Health Act of 1970. Testimony was heard from public witnesses.

COMMITTEE FUNDS

Committee on House Administration: Met and approved for full committee action resolutions providing funds for the following committees:

H. Res. 1047 amended, Committee on International Relations representational allowance;

H. Res. 1051, Ad Hoc Committee on Energy;

H. Res. 985 amended, Select Committee on Congressional Operations; and

H. Res. 1045 amended, Ad Hoc Select Committee on the Outer Continental Shelf.

BUDGET REPORT

Select Committee on Intelligence: Met and approved recommendations for March 15 report to Budget Committee.

ALASKA NATIONAL INTEREST LANDS CONSERVATION ACT

Committee on Interior and Insular Affairs: Continued markup of H.R. 39, Alaska National Interest Lands Conservation Act, and will resume tomorrow.

VOLUNTARY CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS AND PROGRAMS

Committee on International Relations: Subcommittee on International Organizations met and voted to recommend favorably to the full Committee on the President's fiscal year 1979 authorization request for voluntary contributions to international organizations and programs.

CUBAN-SOVIET POLICY IMPACT

Committee on International Relations: Subcommittee on Inter-American Affairs held a hearing on impact of Cuban-Soviet policy in the Western Hemisphere. Testimony was heard from representatives of Defense Intelligence Agency.

Hearings continue tomorrow.

SECURITY ASSISTANCE PROGRAMS

Committee on International Relations: Subcommittee on Asian and Pacific Affairs continued hearings on fiscal year 1979 security assistance programs—Southeast Asia economic and political overview. Testimony was heard from Richard C. Holbrooke, Assistant Secretary of State for East Asian and Pacific Affairs.

Hearings continue Thursday, March 16.

STATE DEPARTMENT AUTHORIZATION

Committee on International Relations: Subcommittee on International Operations held a hearing on H.R. 10697, State Department authorization for fiscal years 1979 and 1980. Testimony was heard from Deputy Assistant Secretary of State William L. Slayton.

RECOMBINANT DNA ACT

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House H.R. 11192 amended, Recombinant DNA Act.

DOE AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on the Department of Energy authorization with testimony from DOE witnesses.

Hearings continue tomorrow.

NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on the enforcement program of the National Collegiate Athletic Association with testimony from public witnesses.

RAIL PASSENGER SERVICE

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce held a hearing on H. Con. Res. 494, expressing the sense of Congress regarding the operation of certain rail passenger service by the National Railroad Passenger Corporation. Testimony was heard from representatives of Federal Railroad Administration; Amtrak, and public witnesses.

JUSTICE DEPARTMENT AUTHORIZATION

Committee on the Judiciary: Continued hearings on Department of Justice authorization. Witnesses heard were Leonel J. Castillo, Commissioner, Immigration and Naturalization Service; and David L. Milhollan, Chairman, Board of Immigration Appeals.

Hearings continue tomorrow.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on H.R. 6869 and 2311, revision of Criminal Code, with testimony from public witnesses.

MERCHANT MARINE AUTHORIZATIONS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment met and approved for full committee action the following bills:

H.R. 10730 amended, to authorize appropriations to carry out the Marine Mammal Protection Act of 1972 during fiscal years 1979, 1980, and 1981;

H.R. 10878 amended, to extend until October 1, 1981, the voluntary insurance program provided by section 7 of the Fishermen's Protective Act of 1967;

H.R. 10882, to authorize appropriations to carry out conservation programs on military reservations and certain public lands during fiscal years 1979, 1980, and 1981; and

H.R. 10883 amended, to authorize appropriations to carry out the Endangered Species Act of 1973 during fiscal years 1979, 1980, and 1981.

CIVIL SERVICE REFORM

Committee on Post Office and Civil Service: Began hearings on H.R. 11280, Civil Service reform. Witnesses heard were OMB Director James T. McIntyre; Civil Service Chairman Alan K. Campbell; HEW Secretary Califano; and Secretary of Defense Harold Brown.

Hearings continue tomorrow.

AIR SERVICE IMPROVEMENT ACT

Committee on Public Works and Transportation: Subcommittee on Aviation met for markup of H.R. 11145, Air Service Improvement Act of 1978, and will resume tomorrow.

REBATING PRACTICES

Committee on Rules: Granted an open rule providing one hour of general debate; waiving clause 2(1)(4) of Rule XI; making the committee amendment in order as an original bill for the purpose of amendment; waiving all points of order against the substitute for failure to comply with the provisions of clause 7, Rule XVI and providing one motion to recommit with or without instructions on H.R. 9518, rebating practices in the United States foreign trade. Testimony was heard from Chairman Murphy and Representative Ruppe, who also submitted a statement for the record.

POSTAL SERVICE ACT

Committee on Rules: Held a hearing but took no action on H.R. 7700, Postal Service Act of 1977. Further consideration at the call of the Chair. Testimony was heard from Representatives Hanley, Staggers, Van Deerlin, Corcoran, and Derwinski. A statement for the record was submitted by Representative Corcoran.

SCIENCE AUTHORIZATIONS

Committee on Science and Technology: Met and ordered reported favorably to the House the following bills:

H.R. 11302, Environmental Protection Agency Research and Development Authorization Act, 1979;

H.R. 11232, Standard Reference Data Act, 1979, 1980 and 1981;

H.R. 11291, Federal Fire Prevention and Control Act Authorization, 1979;

H.R. 11401, NASA Authorization Act, 1979;

H.R. 11400, National Science Foundation Authorization Act, 1979; and

H.R. 11495, Federal Aviation Administration Authorization Act, 1979.

NATIONAL CEMETERY SYSTEM

Committee on Veterans' Affairs: Subcommittee on Cemeteries and Burial Benefits held an oversight hearing on the National Cemetery System and related matters. Testimony was heard from Representative Wolff; Acting Assistant Secretary of the Army Chris Ford; Maj. Gen. Andrew J. Adams, Secretary, American Battle Monuments Commission; and representatives of Veterans' Administration and veterans' organizations.

DEBT CEILING

Committee on Ways and Means: Met and ordered reported favorably to the House H.R. 11518, extends the current debt ceiling until July 31, 1978.

PRESIDENT'S TAX PROPOSALS

Committee on Ways and Means: Continued hearings on the President's tax proposals with testimony from public witnesses.

Hearings continue tomorrow.

IMPORT RELIEF FOR INDUSTRIAL FASTENER INDUSTRY

Committee on Ways and Means: Subcommittee on Trade met and approved for full committee action by vote of 7 to 6 H. Con. Res. 485, To disapprove the determination of the President denying import relief under the Trade Act of 1974 to the United States industry manufacturing bolts, nuts, and large screws of iron and steel.

Wednesday, March 15, 1978

Senate

Chamber Action

Routine Proceedings, pages 6937–7025

Bills Introduced: Eight bills and two resolutions were introduced, as follows: S. 2743–2751; and S.J. Res. 121–122. Page 6978

Panama Canal Treaties: Senate continued consideration of resolution of ratification of Executive Calendar No. 1, Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.), taking actions in connection therewith as follows:

(1) By 82 yeas to 16 nays, agreed to Nunn executive reservation No. 8, to provide that nothing in the Treaty shall preclude the U.S. and Panama from reaching an agreement or arrangement for the maintaining of U.S. military forces or defense sites in the Canal Zone after the year 1999; Page 6957

(2) By 96 yeas to 1 nay, agreed to modified Randolph executive reservation No. 7, to provide that, before the Treaty enters into force, the U.S. and Panama shall negotiate for an agreement under which the American Battle Monuments Commission will administer after 1999 that part of the Corozal Cemetery which encompasses remains of U.S. citizens; and Page 6969

(3) By voice vote, agreed to Long executive understanding No. 14, setting forth factors required to be considered prior to any future adjustments in tolls for use of the Canal. Page 6941

Unanimous consent agreement was reached calling for recognition of five Senators to speak in connection with and for six Senators to call up amendments to the resolution of ratification tomorrow. In accordance with prior unanimous consent agreement, Senate is scheduled to vote at 4 p.m. on such resolution of ratification. Page 6975

Pages 6938–6954, 6957–6975

Unanimous Consent Agreement: By unanimous consent it was agreed that when Senate proceeds to consider S. 2493, proposed Air Transportation Regulatory Reform Act of 1978, debate thereon be limited to four hours, with two hours each on amendments which may be submitted by Senators Schmitt and Zorinsky, and one hour on any other amendment. Page 6977

Vice Presidential Appointments: Vice President appointed Senators Bentsen and Heinz as Congressional Advisers to the SALT Talks in Geneva during 1978. Page 7022

Executive Report Filed: Report was filed on the nomination of Lynn R. Coleman, of the District of Columbia, to be General Counsel of the Department of Energy, which nomination is now pending on the Executive Calendar (Exec. Rept. 95–15). Page 6979

Bill Held at Desk: H.R. 11055, tax treatment of crop payments, was received and ordered to be held at the desk. Page 6978

Bills Referred: Sundry House passed bills were referred to appropriate Senate committees. Pages 6977–6978

Also, on Tuesday, March 14, H.R. 6782, proposed Emergency Agricultural Act of 1978 (reported to the Senate on March 13 by Committee on Agriculture, Nutrition, and Forestry), was referred to Committee

on Appropriations for a period of 15 days, not including days that the Senate is not in session. Page 6978

Messages From the House: Page 6977

Amendments Submitted for Printing: Pages 6993–6995

Statements on Introduced Bills: Pages 6978–6992

Additional Statements: Pages 6995–7014

Confirmations: Senate confirmed the following nominations:

Evelyn T. Davidson, of Colorado, to be Superintendent of the Mint of the U.S. at Denver;

Manuel A. Sanchez, Jr., of New York, to be Superintendent of the U.S. Assay Office at New York, New York;

Shallie M. Bey, Jr., of New Jersey, to be Superintendent of the Mint of the U.S. at Philadelphia; and

Ten Navy in the rank of Admiral; 19 Air Force in the rank of General; and 5 Marine Corps in the rank of General. Pages 7025–7026

Record Votes: Two record votes were taken today. Pages 6969, 6972

Recess: Senate met at 11 a.m. and recessed at 5:55 p.m. Page 7025

Committee Meetings

COMMITTEE BUSINESS

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the following business items:

S. 2146, making changes in the farmer loan programs of the Farmers Home Administration, with amendments, one of which would add a new title authorizing $4 billion through May 15, 1980; for direct FHA loans to farmers and ranchers who are unable to obtain credit from normal sources.

S. 2481, to afford wheat, feed grain, and cotton producers the opportunity to receive parity prices for the 1978 crops with amendments; and

The nomination of P. R. Smith, of Georgia, to be a member of the Board of Directors of the Commodity Credit Corporation.

APPROPRIATIONS—EMERGENCY AGRICULTURAL PROGRAM

Committee on Appropriations: Subcommittee on Agriculture held hearings on H.R. 6782, to permit agricultural marketing orders to include provisions concerning promotion of raisins and distribution among handlers of the pro rata costs of such promotion, and to retire, through a one-year paid set-aside program, an additional 31 million acres of farmland, receiving testimony from Howard W. Hjort, Director of Economics, Policy Analysis and Budget, and Steve Dewhurst, Acting Budget Officer, both of the Department of Agriculture; James L. Blum, Assistant Director for Budget Analysis, and Marilyn Moore, Budget Analysis Division staff, both of the Congressional Budget Office; and numerous public witnesses representing the agricultural community.

Subcommittee will meet again tomorrow on proposed budget estimates for fiscal year 1979 for the Department of Agriculture.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the defense establishment, receiving testimony from General Alton D. Slay, Commander, Air Force Systems Command, and Major General Gerald J. Post, Assistant Deputy Chief of Air Force Staff, Systems and Logistics.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—LABOR-HEW

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the Departments of Labor and Health, Education, and Welfare, receiving testimony from Senators Clark, Metzenbaum, Kennedy, Hathaway, and Bentsen; and public witnesses.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for public works projects, receiving testimony from Admiral H. G. Rickover, Director, Division of Naval Reactor Development, Dr. Donald M. Kerr, Acting Assistant Secretary for Defense Programs, and Dr. G. W. Cunningham, Acting Program Director for Nuclear Energy, all of the Department of Energy.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—TREASURY

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government continued hearings on proposed budget estimates for fiscal year 1979 for general Government items, receiving testimony in behalf of funds for their respective activities from James T. McIntyre, Jr., Director, and Lester Fettig, Administrator, Office of Federal Procurement Policy, both of the Office of Management and Budget; and Manus J. Fish, Jr., Regional Director, National Capital Region, National Park Service, Department of the Interior.

Subcommittee will meet again tomorrow.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Manpower and Personnel resumed hearings on S. 2571, military procurement authorizations for fiscal year 1979, receiving testimony on defense civilian manpower programs from John P. White, Assistant Secretary of Defense for Manpower, Reserve Affairs, and Logistics.

Hearings were recessed subject to call.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Tactical Aircraft resumed hearings on S. 2571, military procurement authorizations for fiscal year 1979, receiving testimony on Army combat aircraft programs from Percy A. Pierre, Assistant Secretary for Research, Development and Acquisition; Lt. General Donald R. Keith, Deputy Chief of Staff for Research, Development and Acquisition; Major General John J. Koehler, Jr., Commanding General, Air Defense Center, Commandant Air Defense School; and Brig. General Charles E. Canedy, Deputy Director of Requirements and Army Aviation Officer, Office of Deputy Chief of Staff for Operations and Plans, all of the Department of the Army.

Subcommittee will meet again tomorrow.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nomination of H. K. Allen, of Texas, to be First Vice President of the Export-Import Bank of the United States, after the nominee, who was introduced by Senator Bentsen, testified and answered questions on his own behalf.

COMMITTEE BUSINESS

Committee on Banking, Housing, and Urban Affairs: Committee completed its review of items in the Presidential budget for fiscal year 1979 which fall within its legislative jurisdiction, and agreed on recommendations that it will make to the Budget Committee by March 15.

Also, committee began markup of S. 2065, 2470, and 2546, to protect consumer rights and to provide remedies in electronic fund transfer systems, but did not complete action thereon and is tentatively scheduled to meet again on Wednesday, March 22.

CONGRESSIONAL BUDGET

Committee on the Budget: Committee resumed hearings in preparation for reporting the first concurrent resolution on the proposed fiscal year 1979 congressional budget, receiving testimony from William Miller, Chairman, Board of Governors of the Federal Reserve System.

Hearings continue on Friday, March 17.

TRAVEL SERVICE AUTHORIZATIONS

Committee on Commerce, Science, and Transportation: Subcommittee on Merchant Marine and Tourism concluded hearings on S. 2552, authorizing funds for the U.S. Travel Service through fiscal year 1982, after receiving testimony from Fabian Chavez, Jr., Assistant Secretary of Commerce for Tourism.

NOMINATION

Committee on Energy and Natural Resources: Committee began hearings on the nomination of Robert D. Thorne, of California, to be an Assistant Secretary of Energy, receiving testimony from Janet Hieber, Environmental Policy Center, Washington, D.C.; and William Futrell, Sierra Club, San Francisco. The nominee was present to testify and answer questions on his own behalf.

Hearings were recessed subject to call.

TAXATION/RETIREMENT SYSTEMS

Committee on Finance: Subcommittee on Private Pension Plans and Employee Fringe Benefits held hearings on S. 1587, to exempt certain State and local government retirement systems from taxation. Witnesses heard were Senators Stone and Danforth; Representative Cunningham; Daniel Halperin, Tax Legislative Counsel, Department of the Treasury; and several panels of witnesses, including representatives of state, county, and municipal elected officials, State administrators of retirement systems, and witnesses from employee fringe benefits sections of private corporations.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Foreign Relations: Committee ordered favorably reported the following nominations:

John E. Reinhardt, of Maryland, to be Director, and Charles W. Bray III, of Maryland, to be Deputy Director, both of the International Communication Agency;

Alice Stone Ilchman, of Massachusetts, to be an Assistant Secretary of State, and to be an Associate Director of the International Communication Agency;

Roger Kirk, of the District of Columbia, to be the Deputy Representative of the U.S. to the International Atomic Energy Agency, with the rank of Ambassador; and

Two Foreign Service Officer promotion lists dated January 25 and February 10, 1978.

Also, Committee ordered favorably reported the following treaties:

Tax Convention with the United Kingdom (Exec. K, 94th Cong., 2d sess.); and

Convention between the United States and Republic of Korea for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income (Exec. P, 94th Cong., 2d sess.).

Committee completed its review of items in the Presidential budget for fiscal year 1979 which fall within its legislative jurisdiction, and agreed on recommendations that it will make to the Budget Committee by March 15.

Prior to these actions, Committee held hearings on the nominations of Messrs. Reinhardt, Bray, and Kirk

and Ms. Ilchman, where the nominees testified and answered questions on their own behalf.

NOMINATION

Committee on the Judiciary: Committee continued hearings on the nomination of Benjamin R. Civiletti, of Maryland, to be Deputy Attorney General, Department of Justice, receiving further testimony from Russell T. Baker, Acting U.S. Attorney for the State of Maryland, and John M. Doud, Reston, Virginia.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Rules and Administration: Committee ordered favorably reported without amendment H.R. 5981, authorizing funds through fiscal year 1981 for the American Folklife Center at the Library of Congress. The bill authorizes $685,000 for fiscal year 1979, $1,065,000 for fiscal year 1980; and $1,355,000 for fiscal year 1981.

Also, committee held hearings on proposed fiscal 1979 authorizations for the Federal Election Commission, receiving testimony from Vernon W. Thomson and Robert O. Tiernan, Commissioners, Federal Election Commission.

Committee recessed subject to call.

KOREAN INFLUENCE INVESTIGATION

Select Committee on Ethics: Committee continued closed hearings to examine alleged attempts by representatives of the Republic of Korea to improperly influence Members and employees of the Senate, receiving further testimony from Tongsun Park, Seoul, South Korea.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 35 public bills, H.R. 11556–11590; 1 private bill, H.R. 11591; and 12 resolutions, H.J. Res. 794 and 795, H. Con. Res. 523–530, and H. Res. 1078 and 1079, were introduced. Pages 7069–7071

Bills Reported: Reports were filed as follows:

H. Res. 1070, authorizing funds for the standing and select committees of the House of Representatives (H. Rept. 95–959);

H. Res. 1078, providing for the consideration of H.R. 7700, to amend title 39, United States Code, to establish congressional review of postal rate decisions, to increase congressional oversight of the United States Postal Service, and to abolish the Board of Governors of the United States Postal Service (H. Rept. 95–960);

H.R. 3995 and 5612, both private bills (H. Repts. 95–961 and 962);

H. Res. 978, amended, to provide funds for the expenses of the investigations and studies to be conducted by the Committee on Interstate and Foreign Commerce (H. Rept. 95–963);

H. Res. 985, amended, to provide funds for the Select Committee on Congressional Operations (H. Rept. 95–964);

H. Res. 989, amended, to provide for the expenses of investigations and studies to be conducted by the Select Committee on Population (H. Rept. 95–965);

H. Res. 996, amended, to provide funds for the expenses of the investigation and study authorized by a resolution adopted on February 3, 1977, by the Committee on International Relations (H. Rept. 95–966);

H. Res. 997, amended, to provide funds for the further expenses of the investigations and studies of the Committee on Small Business (H. Rept. 95–967);

H. Res. 1000, amended, to provide for the expenses of investigations and studies to be conducted by the Committee on Merchant Marine and Fisheries (H. Rept. 95–968);

H. Res. 1041, amended, providing funds for the Committee on Post Office and Civil Service (H. Rept. 95–969);

H. Res. 1045, amended, providing funds for the Ad Hoc Select Committee on the Outer Continental Shelf (H. Rept. 95–970);

H. Res. 1047, amended, providing funds for the Committee on International Relations with expenses incurred in connection with visits to the United States by foreign heads of state and other foreign officials and for similar expenses incurred for meetings with senior United States Government officials and other dignitaries to discuss matters relevant to United States relations with other countries (H. Rept. 95–971);

H. Res. 1051, providing funds for the Ad Hoc Committee on Energy (H. Rept. 95–972);

H.R. 11401, to authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management (H. Rept. 95–973);

H.R. 11495, to authorize research, development, and demonstration projects relating to aviation (H. Rept. 95–974); and

H.R. 8449, a private bill (H. Rept. 95–975). Page 7069

Journal: By a yea-and-nay vote of 387 yeas to 15 nays, Roll No. 150, the House approved the Journal of Tuesday, March 14. Pages 7026–7027

Late Reports: Objection was heard to a request by the Committee on House Administration to file certain privileged reports by midnight tonight. Page 7027

Employment and Growth: House continued consideration of H.R. 50, Full Employment and Balanced Growth Act of 1978; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, March 16.

By a yea-and-nay vote of 380 yeas to 19 nays with 2 voting "present", Roll No. 151, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

An amendment, as amended by a substitute (substitute agreed to by a recorded vote of 411 ayes to 3 noes, Roll No. 153), that makes it a purpose of the Act to achieve a balanced budget, consistent with the achievement of the unemployment goal. Rejected an amendment to the substitute that sought to make balancing the budget a goal and to require the President, in choosing means to achieve the unemployment goal, to first recommend policies and programs designed to achieve a balanced budget (rejected by a recorded vote of 205 ayes to 215 noes, Roll No. 152);

An amendment that gives the President the discretion to establish other advisory boards and makes all boards subject to the provisions of the Federal Advisory Committee Act;

A perfecting amendment; and

An amendment that requires that attention be paid to the relationship between foreign imports and unemployment in the United States.

By a recorded vote of 237 ayes to 170 noes with 1 voting "present", Roll No. 154, agreed to a motion to end all debate on Title I and amendments thereto at 5:45 p.m.

Rejected an amendment that sought to require the President to submit to Congress permanent tax rate reductions for individuals and corporations as part of the policies and programs to achieve full employment (rejected by a recorded vote of 194 ayes to 216 noes, Roll No. 155). Pages 7029–7047

Subcommittee To Sit: Subcommittee on Aviation of the Committee on Public Works and Transportation received permission to sit during proceedings of the House under the 5-minute rule on Thursday, March 16. Page 7049

Referrals: Fourteen Senate-passed measures were referred to the appropriate House committees. Page 7068

Adjournment: Adjourned at 6:21 p.m.

Committee Meetings

COMMITTEE BUSINESS

Committee on Agriculture: Continued consideration of recommendations for report to Budget Committee, and will resume tomorrow.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Agricultural Stabilization and Conservation Service.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held hearings on Navy shipbuilding program.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on Human rights in Panama; and education and human resources.

HUD–INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on National Science Foundation.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Fish and Wildlife Service.

LABOR–HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held hearings on elementary and secondary education; school assistance in Federally affected areas; and emergency school aid.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on planning and design.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works continued hearings on Department of Energy.

JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce and Judiciary continued hearings on general legal activities.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation continued hearings on Federal Highway Administration.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, General Government held a hearing on Council of Economic Advisors; and Executive Residence.

DOD AUTHORIZATION

Committee on Armed Services: Continued hearings on the Navy and Marine Corps procurement portions of H.R. 10929, DOD authorization for fiscal year 1979. Testimony was heard from representatives of Department of the Navy and U.S. Marine Corps.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development continued hearings on R.D.T. & E. portion of H.R. 10929, DOD authorization. Testimony was heard from Navy and Marine Corps witnesses.

Hearings continue tomorrow.

STATUS OF TEST BAN TREATY

Committee on Armed Services: Subcommittee on Intelligence and Military Application of Nuclear Energy held a hearing on the status of the current negotiations on the Comprehensive Test Ban Treaty. Testimony was heard from representatives of Arms Control and Disarmament Agency; CIA; Defense Nuclear Agency; Defense Advanced Research Projects Agency; Joint Chiefs of Staff; and Department of Energy.

KENNEDY ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of President John F. Kennedy continued executive hearings, and will resume tomorrow.

EXPORT-IMPORT BANK REAUTHORIZATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Trade, Investment and Monetary Policy continued hearings on Export-Import Bank reauthorization. Testimony was heard from public witnesses.

Hearings continue tomorrow.

MULTILATERAL INSTITUTIONS

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development Institutions and Finance continued oversight hearings on U.S. participation in the multilateral institutions. Testimony was heard from Mark Schneider, Deputy Assistant Secretary of State for Human Rights; Deputy Assistant Secretary of Treasury Arnold Nachmanoff; Edward Fried, World Bank; and William Dixon, Inter-American Development Bank.

NEW YORK CITY'S FISCAL SITUATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued hearings on New York City's fiscal situation with testimony from public witnesses.

TAX ON INCOME OF NONRESIDENTS

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs continued hearings on H.R. 10116 and 11303, relating to tax on income of nonresidents. Testimony was heard from Representatives Harris, Fisher, Holt, and Spellman; Governor of Virginia, Dalton; George Spriggs, Chief, Maryland Income Tax Division; Neal Spritz, Department of Economics, Maryland; and public witnesses.

ELEMENTARY AND SECONDARY EDUCATION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued markup of H.R. 15, Elementary and Secondary Education Act, and will resume tomorrow.

PUBLIC EMPLOYEE PENSIONS

Committee on Education and Labor: Subcommittee on Labor Standards-Pension Task Force met and tentatively approved a subcommittee report on public employee retirement systems.

PROFESSIONAL EMPLOYEES' SERVICE CONTRACTS

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on H.R. 4873, to provide for fair and equitable compensation of professional employees in the performance of technical support service contracts. Testimony was heard from Representative Fuqua; Lester Fettig, OMB; and Sammie Lee, Committee of the National Society of Professional Employees.

NUCLEAR POWER COSTS

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources began but did not complete consideration of a report entitled "Nuclear Power Costs."

COMMITTEE FUNDS

Committee on House Administration: Met and ordered reported favorably to the House by unanimous consent the following funding resolutions; without amendment:

H. Res. 1000, Committee on Merchant Marine and Fisheries;

H. Res. 978, Committee on Interstate and Foreign Commerce;

H. Res. 1041, Committee on Post Office and Civil Service;

H. Res. 989, Select Committee on Population;

H. Res. 1047, Committee on International Relations—representational allowance;

H. Res. 985, Select Committee on Congressional Operations;

H. Res. 1045, Select Committee on Outer Continental Shelf; and

H. Res. 1051, Ad Hoc Committee on Energy;

And ordered reported amended by unanimous consent:

H. Res. 997, Committee on Small Business; and

H. Res. 996, Subcommittee on International Organizations of International Relations Committee;

And ordered reported H. Res. 1070, to continue funding authority for certain committees in the 95th Congress, Second Session.

The Committee disapproved consideration of travel reimbursement to other than Clerk-hire employees under regulations of allowances and expenses for Members and committees of the House of Representatives.

The Committee deferred action on H. Res. 1013, funding for the Committee on Science and Technology.

CIA SPECIAL ACTIVITIES

Select Committee on Intelligence: Subcommittee on Oversight held an executive hearing on CIA special Activities, and will continue tomorrow.

FOREIGN INTELLIGENCE SURVEILLANCE ACT

Select Committee on Intelligence: Subcommittee on Legislation met and approved for full committee action H.R. 7308, Foreign Intelligence Surveillance Act of 1977.

ALASKA NATIONAL INTEREST LANDS CONSERVATION ACT

Committee on Interior and Insular Affairs: Continued markup of H.R. 39, Alaska National Interest Lands Conservation Act, and will resume on Tuesday, March 21.

CUBAN-SOVIET POLICY

Committee on International Relations: Subcommittee on Inter-American Affairs continued executive hearings on impact of Cuban-Soviet policy in the Western Hemisphere. Testimony was heard from representatives of Defense Intelligence Agency.

PEACE CORPS AUTHORIZATIONS

Committee on International Relations: Subcommittee on International Development met and approved for full committee action a clean bill authorizing appropriations for the Peace Corps for fiscal years 1978 and 1979.

FOREIGN AID

Committee on International Relations: Subcommittee on International Development held a hearing on various foreign aid issues. Testimony was heard from Representative Solarz; Alexander Shakow, Assistant Administrator, AID; and public witnesses.

STATE DEPARTMENT AUTHORIZATION

Committee on International Relations: Subcommittee on International Operations continued hearings on H.R. 10697, State Department authorization for fiscal years 1979 and 1980. Testimony was heard from Deputy Assistant Secretary of State James L. Carlin and public witnesses.

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations continued hearings on investigation of Korean-American Relations. Testimony was heard from Gari Ledyard, Professor of Korean Language and Studies, Columbia University; Ambassador Marshall Green; Ambassador William Porter; and Donald L. Ranard, Korea Country Director, State Department, 1970–74.

Hearings continue tomorrow.

SECURITY ASSISTANCE FOR AFRICA

Committee on International Relations: Subcommittee on Africa met for consideration of recommendations for economic assistance for Africa for fiscal year 1979, and will resume tomorrow.

CLINICAL LABORATORY IMPROVEMENT ACT

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House H.R. 10909 amended, Clinical Laboratory Improvement Act.

DOE AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on Department of Energy authorization for fiscal year 1979. Testimony was heard from DOE Deputy Secretary O'Leary; and Elliot Cutler, OMB.

Hearings continue tomorrow.

TRAIN DERAILMENTS AND EXPLOSIONS

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce held an oversight hearing on the recent train derailments and explosions, and on continued authorizations for the Federal Railroad Safety Act of 1970. Testimony was heard from Representatives Frey, Gore, Sikes, and Ottinger; James King, Chairman-Designate, National Transportation Safety Board; Russell Peterson, Director, OTA; John Sullivan, Federal Railroad Administration, and public witnesses.

Hearings continue tomorrow.

DEPARTMENT OF JUSTICE AUTHORIZATION

Committee on the Judiciary: Continued hearings on the Department of Justice authorization. Witnesses heard were Norman A. Carlson, Director, Bureau of Prisons; Cecil C. McCall, Chairman, U.S. Parole Commission; and John R. Stanish, Pardon Attorney.

Hearings continue tomorrow.

MERCHANT MARINE MISCELLANY

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment met and approved for full committee action the following bills:

H.R. 7749 amended, to implement the Agreed Measures for the Conservation of Antarctic Fauna and Flora of the Antarctic Treaty;

H.R. 10255, amended, to assist the States in developing comprehensive fish and wildlife resource management plans and in implementing such plans with respect to nongame fish and wildlife;

H.R. 10732, amended, to authorize appropriations to carry out the Fishery Conservation and Management of 1976 during fiscal years 1979, 1980 and 1981; and

H.R. 10884 amended, to authorize appropriations to the Office of Environmental Quality for fiscal years 1979, 1980 and 1981.

The Subcommittee considered but took no action on H.R. 8394.

AIR SERVICE IMPROVEMENT ACT

Committee on Public Works and Transportation: Subcommittee on Aviation continued markup of H.R. 11145, Air Service Improvement Act of 1978, and will resume tomorrow.

POSTAL SERVICE ACT

Committee on Rules: Granted an open rule providing two hours of general debate; waiving section 402(a) of the Congressional Budget Act of 1974; waiving all points of order against the committee amendment in the nature of a substitute recommended by the Committee on Post Office and Civil Service now printed in the bill for failure to comply with the provisions of Clause 7, Rule XVI; making it in order to consider an amendment printed in the Congressional Record of March 14, 1978, by Representative Hanley if offered as an amendment in the nature of a substitute for the bill, said substitute shall be read for amendment under the five minute rule as an original bill, and all points of order against said substitute for failure to comply with the provisions of clause 7, Rule XVI are waived and providing one motion to recommit with or without instructions on H.R. 7700, Postal Service Act of 1977. Testimony was heard from Representatives Van Deerlin and Charles H. Wilson of California.

DOE AUTHORIZATION

Committee on Science and Technology: Began but did not complete markup of H.R. 10969, Department of Energy authorization, and will resume on Tuesday, March 21.

FDA LABELING REGULATIONS

Committee on Small Business: Subcommittee on Special Small Business Problems held a hearing on FDA labeling regulations. Testimony was heard from Representative Whalen and various consumer representatives.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session on pending business.

PRESIDENT'S TAX PROPOSALS

Committee on Ways and Means: Continued hearings on the President's tax proposals with testimony from public witnesses.

Joint Committee Meeting

JOBS/ENERGY POLICY

Joint Economic Committee: Subcommittee on Energy held hearings to examine how energy policy affects employment levels and to consider measures which may be taken to provide more jobs as energy is produced or saved, receiving testimony from Alvin Alm, Assistant Secretary of Energy for Policy and Evaluation; Maudine Cooper, National Urban League, Washington, D.C.; Bruce Hannon, University of Illinois, Urbana; Duane Chapman, Cornell University, Ithaca, New York; and James Benson, Council on Economic Priorities, New York City.

Hearings continue tomorrow.

Thursday, March 16, 1978

Senate

Chamber Action

Routine Proceedings, pages 7125–7293

Bills Introduced: Eight bills and two resolutions were introduced, as follows: S. 2752–2759; S. Con. Res. 72; and S. Res. 417. Pages 7201, 7248–7249

Bills Reported: Reports were made as follows:

Special Report of Select Committee on Small Business entitled "Federal Reclamation Policy" (S. Rept. 95-702).

H.R. 9169, to permit the guarantee of obligations for financing fishing vessels in an amount not exceeding 87½ percent of the actual or depreciated actual cost of each vessel (S. Rept. 95-703).

S. 2481, to afford wheat, feed grain, and cotton producers the opportunity to receive parity prices for the 1978 crops, with amendments (S. Rept. 95-704) (filed after recess of the Senate).

S. Res. 417, to waive Section 303(a) of the Congressional Budget Act with respect to Senate consideration of S. 2481 (without written report—referred to Committee on the Budget) (filed after recess of the Senate).

S. Res. 418, to waive Section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2481 (without written report—referred to Committee on the Budget) (filed after recess of the Senate). Page 7201

Panama Canal Treaties: By 68 yeas to 32 nays, two-thirds of the Senators present and voting, having voted in the affirmative, Senate agreed to resolution of ratification of Executive Calendar No. 1, Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.), prior to which action Senate took actions in connection therewith, as follows: Page 7187

(1) By 60 yeas to 37 nays, tabled Bartlett executive reservation No. 4, to require that, prior to exchange of instruments of ratification, the President determine that Panama has ratified the Treaty, as amended, in accordance with its constitutional provisions; Page 7142

(2) By 75 yeas to 23 nays, agreed to modified DeConcini executive amendment No. 83, to provide that in the event the Panama Canal is closed, the U.S. may enter Panama to reopen the Canal, using whatever means are necessary (motion to table at first rejected by 13 yeas to 86 nays); Page 7147

(3) By 62 yeas to 36 nays, tabled Allen executive unprinted amendment No. 12 (to executive amendment No. 83), to provide that its provisions shall have the same effect as an amendment to the Treaty; Page 7154

(4) By voice vote, agreed to Heinz executive resolution No. 6, to require that the U.S. and Panama, during their respective periods of Canal operation responsibility, shall use revenues of the Canal only for purposes of security, efficiency, and proper maintenance; Page 7155

(5) By voice vote, agreed to Church executive understanding No. 9, requiring the President to include in the instrument of ratification exchanged with Panama all amendments, reservations, understandings, and declarations incorporated by the Senate in the resolution of ratification; Page 7157

(6) By voice vote, agreed to Hayakawa executive understanding No. 11, to clarify the agreement to maintain "regime of neutrality" in Article IV; Page 7158

(7) By voice vote, agreed to Chafee executive understanding No. 13, to provide that the "need or emergency" of any vessel of war or auxiliary vessel of the U.S. or Panama to go to the head of the line, shall be determined by the nation operating such vessel; Page 7158

(8) By voice vote, agreed to Cranston (for Brooke) executive understanding No. 3, to provide that nothing in the Treaty obligates the U.S. to provide economic or military assistance to Panama; and Page 7159

(9) By 67 yeas to 33 nays, tabled modified Griffin executive amendment No. 71, to provide that the treaty be returned to the President for renegotiation between the U.S. and Panama, with other nations in the western hemisphere, participating. Page 7186

Senate then proceeded to consider Executive Calendar No. 2, Panama Canal Treaty (Exec. N, 95th Cong., 1st sess.). Page 7188
Pages 7133–7188

Unanimous Consent Agreements: By unanimous consent it was agreed that when Senate proceeds to consider H.R. 6782, proposed Emergency Agricultural Act of 1978, debate thereon be limited to six hours, at the expiration of which time vote on question of its passage will occur; following which Senate will proceed to consider S. 2481, to afford wheat, feed grain, and cotton producers the opportunity to receive parity prices for the 1978 crops, with time for debate thereon be limited to six hours, at the expiration of which time vote on question of its passage will occur. Page 7199

Message From the House: Page 7201

Amendments Submitted for Printing: Page 7250

Statements on Introduced Bills: Pages 7201–7248

Additional Statements: Page 7250

Record Votes: Six record votes were taken today. Pages 7146, 7149, 7154, 7155, 7186, 7187

Recess: Senate met at 9 a.m. and recessed at 6:29 p.m. Page 7293

Committee Meetings

COMMODITY FUTURES TRADING COMMISSION

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation resumed hearings on the proposed extension of the Commodity Futures Trading Commission, receiving further testimony from William T. Bagley, Chairman, accompanied by John Vernon Rainbolt II, Vice Chairman, and Gary Leonard Seevers, Read Patton Dunn, Jr., and Robert L. Martin, Commissioners, all of the Commodity Futures Trading Commission.

Subcommittee will meet again on Monday, March 20.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of Agriculture, receiving testimony from Carol Tucker Foreman, Assistant Secretary of Agriculture for Food and Consumer Services.

Subcommittee will meet again on Monday, March 20.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the defense establishment, receiving testimony from John Quetsch, Principal Deputy Assistant Secretary of Defense (Comptroller), who was accompanied by representatives of the Army, Navy, Air Force, and Marine Corps.

Subcommittee will meet again on Tuesday, March 21.

APPROPRIATIONS—FOREIGN OPERATIONS

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for foreign aid programs, receiving testimony from Robert H. Nooter, Deputy Administrator, and Goler Butcher, Assistant Administrator, Bureau for Africa, both of the Agency for International Development.

Subcommittee will meet again on Tuesday, March 21.

APPROPRIATIONS—HEW

Committee on Appropriations: Subcommittee concluded hearings on proposed budget estimates for fiscal year 1979 for the Department of Health, Education, and Welfare, after receiving testimony from public witnesses.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on the Interior resumed hearings on proposed budget estimates for fiscal year 1979 for the Smithsonian Institution, receiving testimony from S. Dillon Ripley, Secretary, who was accompanied by several of his associates.

Subcommittee will meet again on Tuesday, March 21.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for public works projects, receiving testimony from George S. McIsaac, Assistant Secretary for Resource Applications, Robert J. Cross, Administrator, Alaska Power Administration, S. Sterling Munro, Administrator, Bonneville Power Administration, Jan Fortune, Administrator, Southeastern Power Administration, James B. Hammett, Acting Administrator, Southwestern Power Administration, and Robert L. McPhail, Acting Administrator, Western Area Power Administration, all of the Department of Energy.

Subcommittee will meet again on Monday, March 20.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of Transportation, receiving testimony from Joan Claybrook, Administrator, National Highway Traffic Safety Administration, DOT.

Subcommittee will meet again on Tuesday, March 21.

APPROPRIATIONS—TREASURY

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government continued hearings on proposed budget estimates for fiscal year 1979 for general government items, receiving testimony in behalf of funds for their respective activities from Christine S. Dodson, Staff Secretary, National Security Council; Peter G. Gould, Special Assistant to the Chairman, Council of Economic Advisers; Bert Carp, Deputy Director, Domestic Council; Peter H. Lowry, General Counsel, Council on Wage & Price Stability; and George Kuper, Executive Director, National Center for Productivity and Quality of Working Life.

Subcommittee will meet again on Tuesday, March 21.

AIR FORCE AND NAVY PROCUREMENT

Committee on Armed Services: Subcommittee on General Procurement resumed closed hearings on S. 2571, military procurement authorizations for fiscal year 1979, receiving testimony on Air Force and Navy procurement from General Alton D. Slay, Commander, Air Force Systems Command; Rear Admiral T. M. Ward, Jr., Director, Surface Combat Systems Division, Office of Chief of Naval Operations; Rear Admiral S. S. Fine, Director, Office of Navy Budget and Reports, Office of the Comptroller; and Rear Admiral R. C. Mandeville, Director, Aviation Plans and Requirements Division, Office of the Deputy Chief of Naval Operations (Air Warfare).

Subcommittee recessed subject to call.

NAVAL PROCUREMENT

Committee on Armed Services: Subcommittee on Research and Development resumed closed hearings on S. 2571, military procurement authorizations for fiscal year 1979, receiving testimony on Naval research, development, test, and evaluation programs from David E. Mann, Assistant Secretary of the Navy for Research, Engineering and Systems; Rear Admiral Jeffrey Metzel, Deputy Director, Antisubmarine Warfare and Ocean Surveillance programs; and Brigadier General William H. Fitch, Deputy Chief of Marine Corps Staff for Research, Development and Studies.

Subcommittee recessed subject to call.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Tactical Aircraft continued closed hearings on S. 2571, military procurement authorizations for fiscal year 1979, receiving testimony on joint Army/Air Force reconnaissance and tactical intelligence programs from Brigadier General Charles E. Canedy, Deputy Director of Requirements and Army Aviation Officer, Office of Deputy Chief of Staff for Operations and Plans, and Major General Richard C. Henry, Director of Air Force Development and Acquisition, Office of the Deputy Chief of Staff for Research and Development.

Subcommittee recessed subject to call.

LENDING POLICIES REPORT

Committee on Banking, Housing, and Urban Affairs: Committee held oversight hearings on the report of the Federal Bank Regulatory Agencies on bank stock loans, loans to bank insiders, and overdrafts. Witnesses heard were George Lemaistre, Chairman, Federal Deposit Insurance Corporation; John Heimann, Comptroller of the Currency, Department of the Treasury; and J. Charles Partee, Member, Board of Governors of the Federal Reserve System.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee held a business meeting where it discussed pending nominations, S. 2727, to promote and coordinate amateur athletic activity in the U.S., to recognize certain rights for U.S. amateur athletes, and to provide for the resolution of disputes involving national governing bodies, and H.R. 6669, to establish a national climate program.

Committee will meet again on Tuesday, March 21.

NASA AUTHORIZATION

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space concluded hearings on S. 2527, proposed fiscal year 1979 authorizations for NASA, after receiving testimony from Dr. Eric Willis, Acting Deputy Assistant Secretary of Energy for Technology; Norman Augustine, accompanied by Dr. Jerry Grey, both of the American Institute for Aeronautics and Astronautics, New York City; and Dr. Brian O'Leary, Princeton University, Princeton, New Jersey.

DOE AUTHORIZATION

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development resumed hearings on S. 2692, proposed fiscal year 1979 authorizations for the Department of Energy, receiving testimony from Admiral H. G. Rickover, Director, Division of Naval Reactors, Dr. John M. Deutch, Director, Office of Energy Research, Carl W. Kuhlman, Deputy Director, Division of Waste Management, William R. Voigt, Jr., Director, Uranium Enrichment Program, and Harvey E. Lyon, Director, Office of Safeguards and Security, all of the Department of Energy.

Hearings continue on March 20.

HIGHWAY LEGISLATION

Committee on Environment and Public Works: Subcommittee on Transportation held hearings on S. 2440, authorizing funds through fiscal year 1982 for Federal aid highway programs, receiving testimony from Senators Chiles and Zorinsky; Representative Gibbons; Mayor Richard S. Caliguiri, of Pittsburgh; Richard Smith, City Councilman, Dallas, Texas; James E. McCarty, American Public Works Association, Oakland, Calif.; and Renee Simon, Councilwoman, City of Long Beach, accompanied by David Fine, both representing the Southern California Association of Governments.

Hearings continue on Tuesday, March 21.

COMMITTEE BUSINESS

Committee on Finance: Committee ordered favorably reported an original resolution requesting an additional $250,000 for this session of the Congress for procurement of additional data concerning revenue estimates; and

The nomination of Herbert L. Chabot, of Maryland, to be a Judge of the U.S. Tax Court.

Committee reconsidered its action of February 3 when it ordered favorably reported H.R. 7581, clarifying the income-source requirement which must be satisfied by a mutual or cooperative telephone company as a condition for exemption from Federal income taxation, and agreed to (a) clarify an amendment thereto relating to the earned income credit and cases involving minor dependents; and (b) an additional amendment relating to the federal income tax treatment of certain income from the sale of tobacco by tobacco cooperatives, and again approved the bill for reporting to the Senate.

Also, committee agreed to request that any bill which the House may pass extending the present temporary limit on the public debt be held at the desk when received.

NOMINATION

Committee on Governmental Affairs: Committee began hearings on the nomination of James T. McIntyre, Jr., of Georgia, to be Director of the Office of Management and Budget, where the nominee, who was introduced by Senators Talmadge and Nunn, testified and answered questions on his own behalf.

Hearings were recessed subject to call.

NOMINATION

Committee on the Judiciary: Committee continued hearings on the nomination of Benjamin R. Civiletti, of Maryland, to be Deputy Attorney General, Department of Justice, receiving further testimony from John M. Doud, Reston, Virginia.

Hearings continue tomorrow.

CONGRESSIONAL TENURE

Committee on the Judiciary: Subcommittee on the Constitution resumed hearings on S.J. Res. 27 and 28, proposed constitutional amendments to limit the number of terms of service for Members of the Congress, receiving testimony from Representatives Bedell, Moffett, and Kasten; Dr. Herbert Garfinkel, University of Nebraska at Omaha; and John Gartland, Foundation for the Study of Presidential and Congressional Terms, Washington, D.C.

Hearings were recessed subject to call.

VETERANS' PROGRAMS

Committee on Veterans' Affairs: Committee concluded hearings on the following matters:

H.R. 5029, authorizing funds for hospital care and

medical services to certain Filipino combat veterans of World War II, receiving testimony from Guy McMichael, General Counsel, Veterans' Administration; Gregory J. Ahart, Director, Human Resources Division, General Accounting Office; Dr. William M. Veldaz, Director, Veterans Memorial Medical Center, Manila, Philippines, Robert E. Lyngh, The American Legion, Washington, D.C.; Donald H. Schwab, Veterans of Foreign Wars, Washington, D.C.; and John F. Heilman, Disabled American Veterans, Washington, D.C.;

S. 2398, to extend the period of eligibility for Vietnam-era veterans' readjustment appointment within the Federal Government, receiving testimony from Senator Sasser; Jule M. Sugarman, Vice Chairman, Civil Service Commission; Messrs. McMichael, Lyngh, Schwab, and Heilman; and Gerald Jones, Paralyzed Veterans of America, Washington, D.C.; and

General Accounting Office recommendations on Veterans' Administration programs in the Philippines, receiving testimony from Mr. Ahart.

KOREAN INFLUENCE INVESTIGATION

Select Committee on Ethics: Committee continued closed hearings to examine alleged attempts by representatives of the Republic of Korea to improperly influence Members and employees of the Senate, receiving further testimony from Tongsun Park, Seoul, South Korea.

Hearings continue tomorrow.

SBA MINORITY CONTRACTING

Select Committee on Small Business: Committee resumed hearings to examine procedures followed by the Small Business Administration in the minority contracting program. Witnesses heard were Senators Johnston and Chiles; A. Vernon Weaver, Administrator, Small Business Administration; Ann Wexler, Chairperson, Task Force on Women Business Owners, Department of Commerce; Herb Williams, Associated Contractors of Atlanta, Georgia; Franklin O'Neal, Business League, Atlanta; Joseph Hudson, Atlanta; and Harvey Johnson, Central Savannah River Area Business League, Augusta, Georgia.

Hearings continue on Monday, March 20.

House of Representatives

Chamber Action

Bills Introduced: 44 public bills, H.R. 11592–11635; and 25 resolutions, H.J. Res. 796–801, H. Con. Res. 531–537, and H. Res. 1080–1091 were introduced.

Pages 7368–7371

Bills Reported: Reports were filed as follows:

H.R. 1337, to amend the Internal Revenue Code of 1954 with respect to excise tax on certain trucks, buses, tractors, et cetera (H. Rept. 95–976);

H.R. 11232, to authorize appropriations to carry out the Standard Reference Data Act (H. Rept. 95–977);

H.J. Res. 730, to authorize the President to issue a proclamation designating the week beginning on April 16th through April 22, 1978, "National Oceans Week" (H. Rept. 95–978);

H.R. 11003, White House Personnel Authorization, amended (H. Rept. 95–979);

H.R. 2222, to amend the National Labor Relations Act to clarify the scope of its coverage, amended (H. Rept. 95–980);

H.R. 3996, a private bill (H. Rept. 95–981);

H.R. 11315, Federal Election Campaign Act Amendments of 1978, amended (H. Rept. 95–982); and

H. Con. Res. 494, expressing the sense of Congress regarding the operation of certain rail passenger service by the National Rail Passenger Corporation (H. Rept. 95–983).

Page 7367

Committee To Sit: Committee on Merchant Marine and Fisheries received permission to sit today during proceedings of the House under the 5-minute rule.

Page 7294

Employment and Growth: By a yea-and-nay vote of 257 yeas to 152 nays, Roll No. 164, the House passed H.R. 50, Full Employment and Balanced Growth Act of 1978.

Rejected a motion to recommit the bill to the Committee on Education and Labor.

By a yea-and-nay vote of 379 yeas to 8 nays with 2 voting "present", Roll No. 156, the House agreed to resolve itself into the Committee of the Whole.

Agreed to the committee amendment in the nature of a substitute as amended by:

An amendment that directs the President to implement, through financial assistance, programs already established by law as major national priorities, such as the removal of architectural barriers to the handicapped (agreed to by a recorded vote of 398 ayes, Roll No. 157);

An amendment that targets veterans as one of the groups for Presidential action to bring their unemployment rate down to the national rate;

An amendment requiring that attention be given to the employment status of recipients of social security benefits and other Federal pension programs and the effects on their employment status caused by the statutory limitations on outside income;

An amendment that requires the President to include in the Economic Report recommendations for legislation and administrative reform necessary to improve the functioning of Federal agencies;

An amendment that requires the President to make recommendations for legislation to reduce or eliminate

procedural requirements applicable to public works programs and projects;

An amendment that adds to the bill's purposes the encouragement of capital formation;

An amendment that places national defense first in the listing of policies and programs to be contained in the Economic Report;

An amendment that requires the improvement and expansion of cooperative labor-management activities to complement structural economic policies and programs;

An amendment that insures that in implementing countercyclical employment policies, sufficient funds are allocated to address the special concerns of non-urban areas;

An amendment, as amended, that requires stimulation of the private sector employment, small business, and rural development before public sector employment, with emphasis on rural development, small business, and ethnic and minority-owned and operated firms;

An amendment that strikes certain language regarding countercyclical programs and their triggering mechanisms;

An amendment that requires the President to prepare a comprehensive program of public works, assisted by Federal matching grants to local governments of not more than 80 percent of the cost;

An amendment that insures flexi-time and part-time jobs for persons who are able, willing, and seeking employment, but who are unable to work a standard work week;

An amendment that prohibits actions to improve the employment situation in targeted geographic areas if those actions would have direct negative impacts on the economies of other regions (agreed to by a division vote of 19 ayes to 13 noes);

An amendment that requires the assessment of stricter enforcement of the provisions of the Buy American Act in contributing to the achievement of the goals and timetable of this Act;

The Rules Committee amendment in the nature of a substitute for Title III, Policies and Procedures for Congressional Review, as amended by: an amendment requiring a numerical goal for inflation; a perfecting amendment; and an amendment that eliminates the time table for congressional review of the Economic Report, and eliminates the provision allowing the Joint Economic Committee to submit its own concurrent resolution to Congress, providing instead that the JEC could submit an amendment to the first concurrent budget resolution (agreed to by a recorded vote of 259 ayes to 153 noes, Roll No. 161);

An amendment that makes the effective date for the Act October 1, 1978;

An amendment that prohibits discrimination against the handicapped in any programs under the bill;

An amendment that requires the membership of advisory boards to include a representative cross-section of the ethnic minority population, including Hispanic-American members; and

An amendment that requires the President to take steps necessary to use the potential of appropriate and light capital technologies to reduce unemployment (agreed to by a division vote of 72 ayes to 6 noes).

Rejected:

An amendment that sought to provide that the unemployment statistics used for the purposes of this Act not include those unemployed because of strikes, those unemployed for less than 4 weeks, those not seeking full-time jobs, those who voluntarily left their last job, and those who have jobs waiting, but for their own convenience are not ready to enter employment (rejected by a recorded vote of 199 ayes to 204 noes, Roll No. 158);

An amendment that sought to require an analysis of the impact of government regulations, environmental and safety requirements, and crime on productivity in the economy (rejected by a division vote of 31 ayes to 32 noes);

A motion that the Committee of the Whole rise and report the bill back to the House with the enacting clause stricken (rejected by a recorded vote of 106 ayes to 310 noes, Roll No. 159);

An amendment that sought to add to the national priorities an emphasis on promotion of small business development, development of alternative modes of transportation, development of alternative energy technologies and conservation, and heightened environmental quality;

An amendment that sought to require the President to consider the impact of all the provisions of the United States Code and the Code of Federal Regulations on the national economy (rejected by a recorded vote of 114 ayes to 296 noes, Roll No. 160);

An amendment that sought to require the President to develop policies and programs for reducing the burden of social security taxes, which reduction could be achieved in part by covering certain Government officers, including the President, Cabinet Members, and Members of Congress within the social security system;

An amendment that sought to prohibit programs implemented pursuant to this Act from paying wages above the minimum wage (rejected by a division vote of 34 ayes to 65 noes);

An amendment that sought to terminate the provisions of this Act on September 30, 1983, unless extended by Act of Congress (rejected by a recorded vote of 196 ayes to 216 noes, Roll No. 162); and

An amendment in the nature of a substitute to the bill that sought to establish a Presidential Task Force on Youth Unemployment, direct the President to focus on the problems of inflation and taxation, and to require the Council of Economic Advisers to study the effects of inflation on the income tax structure and marginal tax

rates (rejected by a recorded vote of 137 ayes to 276 noes, Roll No. 163).

Agreed to amend the title of the bill.

The Clerk was authorized to correct section numbers, punctuation, cross references, and the table of contents in the engrossment of the bill. Pages 7295–7346

Late Reports: Committee on Ways and Means received permission to file a report by midnight Friday, March 17, on H.R. 11518, to extend the existing temporary debt limit;

Committee on Agriculture received permission to file a report by midnight Saturday, March 18, on H.R. 11504, to amend the Consolidated Farm and Rural Development Act, provide an economic emergency loan program to farmers and ranchers in the United States, and extend the Emergency Livestock Credit Act; and

Committee on Science and Technology received permission to file a report by midnight Friday, March 17, on H.R. 11302, to authorize appropriations for environmental research, development, and demonstrations for the fiscal year 1979. Page 7346

Disaster Relief: It was made in order on Tuesday, March 21, or any day thereafter, to consider H.J. Res. 796, Emergency Appropriations for Disaster Relief; in the House as in the Committee of the Whole. Page 7346

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of March 22. Page 7347

Select Committee on Narcotics Abuse: The Speaker appointed Representative Akaka as a member of the Select Committee on Narcotics Abuse and Control, to fill the existing vacancy thereon. Page 7347

Interparliamentary Union: The Speaker appointed as members of the delegation to attend the Conference of the Interparliamentary Union to be held in Lisbon, Portugal, from March 22 to April 2, 1978, the following Members on the part of the House: Representatives Hamilton (chairman), Preyer (vice chairman), Pickle, Bowen, Van Deerlin, de la Garza, Fisher, Derwinski, McClory, Coughlin, and Butler. Page 7347

Trade Agreements: The Speaker selected, upon recommendation of the Chairman of the Committee on Ways and Means, the following Members of that committee, to be accredited by the President, as official Advisers to the United States Delegations to International Conferences, Meetings, and Negotiation Sessions relating to the Trade Agreements during the 2nd session of the 95th Congress: Representatives Vanik, Mikva, Fisher, Conable, and Steiger. Page 7348

Coast Guard Academy: The Chairman of the Committee on Merchant Marine and Fisheries appointed the following Members as members of the Board of Visitors to the United States Coast Guard Academy for 1978: Representatives Biaggi, de la Garza, Treen, and Murphy, ex officio. Page 7348

National Commission on Neighborhoods: Read and received a letter from Representative Burke of California wherein she resigns as a member of the National Commission on Neighborhoods. Page 7348

Adjournment: Adjourned at 6:59 p.m.

Committee Meetings

COMMITTEE BUSINESS

Committee on Agriculture: Met and approved recommendations for report to Budget Committee.

NATIONAL FOREST SALVAGE SALES

Committee on Agriculture: Subcommittee on Forests held a hearing on national forest salvage sales and Small Business Administration set-aside sales. Testimony was heard from Robert McDermott, Director, Office of Procurement and Technology Assistance, SBA; and public witnesses.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held hearings on Foreign Agricultural Service; International Development Staff; and Federal Crop Insurance Corporation.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held hearings on shipbuilding claims; and Naval nuclear propulsion.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on international organizations; and population planning.

HUD APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on Federal Disaster Assistance Administration.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Bureau of Mines.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held hearings on education for the handicapped; and student assistance.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Defense programs in the Pacific.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works continued hearings on Department of Energy.

JUSTICE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, Judiciary held hearings on Federal Bureau of Investigation; and Federal Prison System.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation continued hearings on Federal Highway Administration.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, General Government held a hearing on Domestic Council.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development continued hearings on R.D.T. & E. portion of H.R. 10929, DOD authorization, hearing testimony from William J. Perry, Under Secretary of Defense for Research and Engineering.

Hearings continue tomorrow.

RESERVE SURVIVORS BENEFITS

Committee on Armed Services: Subcommittee on Military Compensation considered but took no final action on H.R. 10340 and H.R. 10438, Reserve Survivors' Benefits Act.

KENNEDY ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of President John F. Kennedy continued hearings in executive session.

EXPORT-IMPORT BANK AUTHORIZATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Trade, Investment and Monetary Policy continued hearings on Export-Import Bank reauthorization.

DISTRICT OF COLUMBIA ELECTION AND SELF-GOVERNMENT AMENDMENTS

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs held hearings on H.R. 10659, to amend the District of Columbia Election Act with respect to political activities of District of Columbia employees; and H.R. 10671, to amend the District of Columbia Self Government Act to clarify the circumstances under which the Chairman of the District of Columbia Council may engage in outside employment, and to provide a procedure for removal from office of Council members. Testimony was heard from District of Columbia Council Chairman Sterling Tucker; John R. Risher, District of Columbia Corporation Counsel; and Dr. Shair Kharasch, Chairman, District of Columbia Board of Elections and Ethics.

ELEMENTARY AND SECONDARY EDUCATION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued markup of H.R. 15, Elementary and Secondary Education Act of 1977.

DOMESTIC VIOLENCE

Committee on Education and Labor: Subcommittee on Select Education held a hearing on H.R. 7927, Domestic Violence Prevention and Treatment Act; and H.R. 8948, Family Violence Prevention and Treatment Act. Testimony was heard from Representatives Mikulski, Boggs, Steers, Kasten and Scheuer; Blanding Cardenas, Commissioner, Administration for Children, Youth and Families, HEW; Samuel W. Brown, Jr., Director, ACTION; and a panel of public witnesses.

Hearings continue tomorrow.

COMPREHENSIVE EMPLOYMENT AND TRAINING AMENDMENTS

Committee on Education and Labor: Subcommittee on Employment Opportunities held a hearing on H.R. 11086, Comprehensive Employment and Training Amendments of 1978. Testimony was heard from city and State officials and public witnesses.

CONVEYANCE OF PROPERTY

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on H.R. 8502, to direct the Administrator of General Services to release a covenant contained in a deed conveying certain real property to Argyle Southern Company, a Delaware Corporation. Testimony was heard from Representative Chappell; Capt. Charles Naylor, USN; James J. Buckley, GSA; and a public witness.

HOUSE ADMINISTRATION MISCELLANY

Committee on House Administration: Subcommittee on Libraries and Memorials met and approved for full committee action the following measures:

H.R. 10392, by voice vote, Hubert H. Humphrey Fellowship Program; and approved by unanimous consent the following:

S.J. Res. 106, Reappointment of A. Leon Higginbotham, Jr., to Smithsonian Board of Regents;

S.J. Res. 107, Appointment of John Austin to Smithsonian Board of Regents;

S.J. Res. 108, Appointment of Anne Armstrong to Smithsonian Board of Regents;

S. 2220, Library of Congress Trust Fund Board; and

Approved request for additional personnel for Capitol Guide Service by Capitol Guide Board.

CIA SPECIAL ACTIVITIES

Select Committee on Intelligence: Subcommittee on

Oversight continued hearings on CIA Special Activities in executive session.

PUBLIC GRAZING LANDS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held hearings on H.R. 10587, to improve range conditions of the public grazing lands; and H.R. 10589, to amend the Federal Land Policy and Management Act. Testimony was heard from public witnesses.

Hearings continue tomorrow.

SECURITY ASSISTANCE PROGRAMS

Committee on International Relations: Subcommittee on Asian and Pacific Affairs continue hearings on fiscal year 1979 security assistance programs—South Asia economic and political overview. Testimony was heard from Deputy Assistant Secretary of State for Near Eastern and South Asian Affairs Adolph Dubs.

SECURITY ASSISTANCE FOR AFRICA

Committee on International Relations: Subcommittee on Africa continued consideration of recommendations to the Full Committee on fiscal year 1979 security assistance programs for Africa.

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations continued hearings on investigation of Korean-American relations. Testimony was heard from Donald L. Ranard, Director of the Office of Korean Affairs, State Department, 1970–74.

Hearings continue Tuesday, March 21.

MIDDLE EAST AID REQUEST

Committee on International Relations: Subcommittee on Europe and the Middle East met to consider recommendations to the Full Committee on the President's fiscal year 1979 aid request for the Middle East, Portugal, and Spain.

DOE AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on DOE authorization—nuclear waste management. Testimony was heard from DOE officials.

Hearings continue tomorrow.

TRAIN DERAILMENTS AND EXPLOSIONS

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce continued oversight hearings on the recent train derailments and explosions; and on continued authorizations for the Federal Railroad Safety Act of 1970. Testimony was heard from Governor of Tennessee Blanton; Lt. Governor of Massachusetts O'Neill; White Plains, N.Y. Assemblyman Peter Sullivan, and public witnesses.

DEPARTMENT OF JUSTICE AUTHORIZATION

Committee on the Judiciary: Continued hearings on Department of Justice authorization. Testimony was heard from Assistant Attorneys General James W. Moorman, John M. Harmon, Barbara A. Babcock and M. Carr Ferguson.

Hearings continue tomorrow.

MERCHANT MARINE MISCELLANY

Committee on Merchant Marine and Fisheries: Met and ordered reported favorably to the House the following bills, as amended:

H.R. 11465—To authorize appropriations for the U.S. Coast Guard for fiscal year 1979.

H.R. 10730—To authorize appropriations to carry out the Marine Mammal Protection Act of 1972 during fiscal years 1979, 1980, and 1981.

H.R. 10878—To extend until October 1, 1981, the voluntary insurance program provided by section 7 of the Fishermen's Protective Act of 1967.

H.R. 10832—To authorize appropriations to carry out conservation programs on military reservations and certain public lands during fiscal years 1979, 1980, and 1981.

H.R. 10883—To authorize appropriations to carry out the Endangered Species Act of 1973 during fiscal years 1979, 1980, and 1981.

H.R. 10732—To authorize appropriations to carry out the Fishery Conservation and Management Act of 1976 during fiscal years 1979, 1980, and 1981.

H.R. 10884—To authorize appropriations to the Office of Environmental Quality for fiscal years 1979, 1980, and 1981.

H.R. 10255—To assist the States in developing comprehensive fish and wildlife resource management plans and in implementing such plans with respect to nongame fish and wildlife.

H.R. 7749—To implement the Agreed Measures for the Conservation of Antarctic Fauna and Flora of the Antarctic Treaty, and for other purposes.

H.R. 3489—To amend section 216(b) of the Merchant Marine Act, 1936, to entitle Delegates in Congress from Guam and the Virgin Islands to make nominations for appointments to the Merchant Marine Academy.

AIR SERVICE IMPROVEMENT ACT

Committee on Public Works and Transportation: Subcommittee on Aviation continued markup of H.R. 11145, Air Service Improvement Act of 1978, and will resume on Tuesday, March 21.

MIDDLE INCOME STUDENT ASSISTANCE ACT

Committee on Rules: Heard testimony but took no action on H.R. 11274, Middle Income Student Assistance Act. Further consideration at the call of the Chair. Testimony was heard from Representatives Perkins, Quie, Ford of Michigan, Ullman, Railsback, and Frenzel, who also submitted a statement for the record.

SMALL BUSINESS IMPACT STATEMENT ACT

Committee on Small Business: Subcommittee on Special Small Business Problems held a hearing on H.R. 7739, Small Business Impact Statement Act of 1977. Testimony was heard from representatives of U.S. Chamber of Commerce; Tour Operators Association of America; and National Oil Jobbers Council.

PRESIDENT'S TAX PROPOSALS

Committee on Ways and Means: Continued hearings on the President's tax proposals with testimony from public witnesses.

Joint Committee Meeting

JOBS/ENERGY POLICY

Joint Economic Committee: Subcommittee on Energy continued hearings to examine how energy policy affects employment levels, and to consider measures which may be taken to provide more jobs as energy is produced or saved, receiving testimony from Secretary of Labor Ray Marshall; William Winpisinger, International Association of Machinists and Aerospace Workers, Washington, D.C.; Anthony Mazzochi, Chemical and Atomic Workers International, Denver; Stanley Ruttenburg, representing the Sheet Metal Workers International Association, Washington, D.C.; Wilson Clark, Assistant to the Governor of California for Issues and Planning, Sacramento; and Nicholas Carbone, City Council, Hartford, Connecticut.

Hearings were recessed subject to call.

Friday, March 17, 1978

Senate

Chamber Action

Routine Proceedings, pages 7418–7520

Bills Introduced: Four bills and three resolutions were introduced, as follows: S. 2760–2763; S.J. Res. 123; S. Res. 417–418. Page 7462

Bill Reported: Report was made as follows:

H.R. 6782, proposed Emergency Agricultural Act of 1978, without recommendation (S. Rept. 95–705). Page 7462

Outer Continental Shelf Management: Senate disagreed to the House amendment to S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf, requested conference with the House, and appointed as conferees Senators Jackson, Church, Johnston, Abourezk, Bumpers, Hansen, McClure, and Bartlett. Page 7419

Panama Canal Treaty: Senate continued consideration of Executive Calendar No. 2, Panama Canal Treaty (Exec. N, 95th Cong., 1st sess.).

When Senate resumes consideration of this matter on Monday, Senator Dole will be recognized to call up an amendment. Pages 7426–7452

Time Limitation Agreements: By unanimous consent it was agreed that at 9 a.m. on Tuesday, March 21, Senate will proceed to consider H.R. 6782, proposed Emergency Agricultural Act of 1978, with debate thereon to be limited to four hours; at the expiration of which time it will proceed to consider S. 2481, to afford wheat, feed grain, and cotton producers the opportunity to receive parity prices for the 1978 crops, with debate limitation of four hours, with back-to-back votes on these bills to occur not earlier than 4 p.m.; to be followed by conference report on H.R. 3813, to add certain lands to the Redwood National Park, California, also with four-hour debate limitation. Pages 7421–7425

Communications: Pages 7460–7461

Statements on Introduced Bills: Pages 7463–7472

Additional Statements: Pages 7472–7519

Confirmations: Senate confirmed the following nominations:

Alice Stone Ilchman, of Massachusetts, to be an Assistant Secretary of State, and to be an Associate Director of the International Communication Agency;

The following individuals to be Career Ministers: Davis E. Boster, of Ohio; Lawrence S. Eagleberger, of Florida; Donald B. Easum, of Virginia; and Thomas O. Enders, of Connecticut;

Roger Kirk, of the District of Columbia, to be the Deputy Representative of the U.S. to the International Atomic Energy Agency, with the rank of Ambassador;

John E. Reinhardt, of Maryland, to be Director of the International Communication Agency; and

Charles W. Bray III, of Maryland, to be Deputy Director of the International Communication Agency. Page 7520

Recess: Senate met at 11 a.m. and recessed at 4:44 p.m. Page 7520

Committee Meetings

APPROPRIATIONS—EMERGENCY AGRICULTURAL ACT

Committee on Appropriations: Committee ordered reported to the Senate without recommendation H.R. 6782, proposed Emergency Agricultural Act of 1978.

BUDGET ACT WAIVERS, AND NOMINATION

Committee on the Budget: Committee met to discuss S. Res. 415, 417, and 418, to waive sections of the Congressional Budget Act with respect to Senate consideration of H.R. 6782, proposed Emergency Agricultural Act of 1978, and S. 2481, to afford wheat, feed grain, and cotton producers the opportunity to receive parity prices for the 1978 crops.

Also, committee resumed hearings in preparation for reporting the first concurrent resolution on the proposed fiscal year 1979 congressional budget, receiving testimony from Patricia R. Harris, Secretary of HUD. Hearings continue on Monday, March 20.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space concluded hearings on the nominations of Louis F. Polk, of Ohio, to be Chairman of the U.S. Metric Board, and Carl A. Beck, of Pennsylvania, Francis R. Dugan, of Ohio, Henry Kroeze, of Wisconsin, Thomas A. Hannigan, of Maryland, Frank Hartman, of Michigan, Sandra R. Kenney, of Maryland, Roger E. Travis, of Massachusetts, Sydney D. Andrews, of Florida, Joyce D. Miller, of New York, Glenn Nishimura, of Arkansas, Satenig S. St. Marie, of Connecticut, and Adrian G. Weaver, of Connecticut, after the nominees, who were all present, testified and answered questions on their own behalf.

NOMINATION

Committee on Energy and Natural Resources: Committee concluded hearings on the nomination of H. William Menard, of California, to be Director of the Geological Survey, where the nominee, who was introduced by Joan Davenport, Assistant Secretary of the Interior for Energy and Minerals, testified and answered questions on his own behalf.

Committee will consider this nomination on Wednesday, March 22.

DAM SAFETY

Committee on Environment and Public Works: Subcommittee on Water Resources concluded hearings on S. 2444 and 2437, relating to a national program of dam inspection. Witnesses heard were Robin Reynolds, California Department of Water Resources, Sacramento; Joseph D. Tanner, Georgia Department of Natural Resources, Atlanta; and J. Sprigg Duvall, William A. Clevenger, and Eugene Waggoner, all of Washington, D.C.

TAXATION

Committee on Finance: Subcommittee on Taxation and Debt Management Generally held hearings on H.R. 7320, to revise miscellaneous timing requirements of the revenue laws, receiving testimony from John M. Samuels, Deputy Tax Legislative Counsel, Department of the Treasury; Arthur J. Dixon, American Institute of Certified Public Accountants, New York City; John Pennell, American Bar Association, Chicago; and Fortescue W. Hopkins, Daleville, Virginia.

Subcommittee recessed subject to call.

MIDDLE EAST

Committee on Foreign Relations: Committee met in open and closed sessions to discuss the current situation in the Middle East, receiving testimony from Assistant Secretary Alfred L. Atherton, who was accompanied by Harold H. Saunders, both of the Bureau of Near Eastern and South Asia Affairs Department of State.

OMB NOMINATION

Committee on Governmental Affairs: Committee met to consider the nomination of James T. McIntyre, Jr., of Georgia, to be Director of the Office of Management and Budget, and to consider Committee rules concerning procedures for confirmation of nominations, but took no action thereon and will meet again on Monday, March 20.

FEDERAL EMPLOYEES

Committee on Governmental Affairs: Subcommittee on Civil Service and General Services held hearings on S. 408, to extend certain benefits to Agricultural Stabilization and Conservation Services county employees, and S. 245, to permit military service performed by an individual after 1956 to be credited under the Civil Service retirement program, receiving testimony from Reginald Jones, Bureau of Policies and Standards, Civil Service Commission; Wayne Taylor, President, National Association of ASCS County Office Employees, accompanied by Woodrow Jones, New Boston, Texas; Thomas Tinsley, Civil Service Commission; and John P. Sheffey, National Association for Uniformed Services, Washington, D.C. Written statements were submitted by Senators Melcher and Thurmond.

Subcommittee recessed subject to call.

DRUG REGULATION REFORM

Committee on Human Resources: Subcommittee on Health and Scientific Research held hearings on S. 2755, proposed Drug Regulation Reform Act, receiving testimony from Joseph A. Califano, Jr., Secretary of Health, Education, and Welfare; and Dr. Donald Kennedy, Commissioner, Food and Drug Administration.

Hearings will continue on Tuesday, April 11.

NOMINATION

Committee on the Judiciary: Committee continued hearings on the nomination of Benjamin R. Civiletti, of Maryland, to be Deputy Attorney General, Department of Justice, receiving testimony from Michael Eagan, Assistant Attorney General, Department of Justice.

Committee recessed subject to call.

EQUAL ACCESS TO COURTS

Committee on the Judiciary: Subcommittee on Improvements in Judicial Machinery held hearings on S. 2094, 2389, and H.R. 9622, to provide access to the Federal courts for the redress of citizens' grievances. Witnesses heard were Representative Kastenmeier; Daniel J. Meador, Assistant Attorney General, Department of Justice; Professor Charles Alan Wright, University of Texas, Austin; John P. Frank, Phoenix; and Erwin N. Griswold, Washington, D.C. A written statement was submitted by Senator Metzenbaum.

Hearings resume on Monday, March 20.

KOREAN INFLUENCE INVESTIGATION

Select Committee on Ethics: Committee continued closed hearings to examine alleged attempts by representatives of the Republic of Korea to improperly influence Members and employees of the Senate, receiving further testimony from Tongsun Park, Seoul, South Korea.

Hearings continue on Wednesday, March 22.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, March 20.

Committee Meetings

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Office of the General Sales Manager.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on Israel-United States Binational Agricultural Fund.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Office of Secretary; and Office of Solicitor.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on higher and continuing education; and Higher Education Facilities Loan and Insurance Fund.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, General Government held a hearing on Council on Wage and Price Stability; and Defense Civil Preparedness Agency.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development continued hearings on R.D.T. & E. portion of H.R. 10929, DOD authorization for fiscal year 1979. Testimony was heard from William J. Perry, Under Secretary of Defense for Research and Engineering.

Hearings continue Monday, March 20.

NATIONAL BOARD FOR PROMOTION OF RIFLE PRACTICE

Committee on Armed Services: Subcommittee on Investigations met for briefing on how the National Board for the Promotion of Rifle Practice arrives at the quantity of surplus weapons to be made available for sale to marksmanship club members by Col. Jack R. Rollinger, executive director, National Board for the Promotion of Rifle Practice, Department of the Army.

DOE NATIONAL SECURITY PROGRAMS AUTHORIZATION

Committee on Armed Services: Subcommittee on Intelligence and Military Application of Nuclear Energy met and approved for full committee action H.R. 11036 amended, authorizing appropriations for the Department of Energy for national security programs for fiscal year 1979.

EX-IM BANK REAUTHORIZATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Trade, Investment and Monetary Policy continued hearings on Export-Import Bank reauthorization. Testimony was heard from John Pierce, Boeing; Chris Christenson, General Electric Co.; and V. J. Wright, National Construction Association.

DOMESTIC VIOLENCE

Committee on Education and Labor: Subcommittee on Select Education continued hearings on domestic violence. Testimony was heard from State, County and city officials, and public witnesses.

INTELLIGENCE BUDGET

Select Committee on Intelligence: Subcommittee on Program and Budget Authorization continued executive hearings on the intelligence budget for fiscal year 1979.

PUBLIC GRAZING LANDS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands continued hearings on H.R. 10587, to improve range conditions of the public grazing lands; and H.R. 10589, to amend Federal

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Land Policy and Management Act. Testimony was heard from public witnesses.

Hearings continue Thursday, April 6.

CONTEMPT OF CONGRESS CITATION

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations held a hearing to consider citation of Patricia Atthowe, Research West, Inc. for contempt of Congress. Testimony was heard from Patricia Atthowe.

JUSTICE DEPARTMENT AUTHORIZATION

Committee on the Judiciary: Continued hearings on Department of Justice authorization. Testimony was heard from representatives of Department of Justice.

FOREIGN COMMERCE CARRIER RATES

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 9998, to provide for the regulation of rates or charges by certain state-owned carriers in the foreign commerce of the United States. Testimony was heard from representatives of the Federal Maritime Commission, and Departments of Commerce and State.

PRESIDENT'S TAX PROPOSALS

Committee on Ways and Means: Continued hearings on the President's tax proposals with testimony from representatives of the theatre and other art groups and organizations.

Joint Committee Meeting

URBAN POLICY

Joint Economic Committee: Subcommittee on Economic Growth held hearings on urban policy, receiving testimony from Bernard Anderson, University of Pennsylvania, Philadelphia; Mayor Lila Cockrell, San Antonio; Hector Garcia, Corpus Christie, Texas; and Mayor-Elect Ernest N. Morial, New Orleans.

Hearings recessed subject to call.

Monday, March 20, 1978

Senate

Chamber Action

Routine Proceedings, pages 7583–7691

Bills Introduced: Seven bills and two resolutions were introduced, as follows: S. 2764–2770; S.J. Res. 124; and S. Res. 419. Pages 7637, 7642

Bills Reported: Reports were made as follows:

S. 2452, authorizing not to exceed $5 million to develop the Hubert H. Humphrey Institute of Public Affairs at the University of Minnesota (amended so as to authorize not to exceed $2.5 million for the Everett Dirksen Center in Pekin, Ill.) (S. Rept. 95–706).

S. Res. 415, to waive Section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 6782, proposed Emergency Agricultural Act of 1978 (S. Rept. 95–707).

S. Res. 418, to waive Section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2481, to afford wheat, feed grain, and cotton producers the opportunity to receive parity prices for the 1978 crops (S. Rept. 95–708). Page 7637

Bills Passed:

National Oceans Week: Senate passed without amendment and sent to the House S.J. Res. 124, authorizing the President to proclaim the week beginning on April 16–22, 1978 as "National Oceans Week". Page 7684

Memorializing Fire Fighters: Senate passed with Committee amendment and sent to the House S.J. Res. 101, requesting the President to designate a Memorial Sunday in honor of firefighters disabled or killed in the line of duty. Page 7685

Panama Canal Treaty: Senate continued consideration of Executive Calendar No. 2, Panama Canal Treaty (Exec. N, 95th Cong., 1st sess.), rejecting two amendments proposed thereto, as follows:

(1) Wallop executive unprinted amendment No. 13 (to Article I), to provide that if Panama abrogates any provisions of the two Treaties, provisions thereof shall terminate and the provisions of all the previous superseded treaties or agreements shall reenter into force (tabled by 50 yeas to 37 nays); and Page 7618

(2) By 39 yeas to 45 nays, Dole executive amendment No. 69, having the effect of prohibiting the introduction into Panama of military forces of any nation other than the U.S. or Panama prior to the year 2000. Page 7623

Pages 7591–7628, 7632–7634

Executive Report Filed: Report was filed on the nomination of James T. McIntyre, Jr., of Georgia, to be Director of the Office of Management and Budget (Exec. Rept. 95–16). Page 7637

Confirmations: Senate confirmed the following nominations:

P. R. Smith, of Georgia, to be a member of the Board of Directors of the Commodity Credit Corporation;

Herbert L. Chabot, of Maryland, to be a judge of the U.S. Tax Court;

James B. King, of Massachusetts, to be Chairman of the National Transportation Safety Board;

Elwood T. Driver, of Virginia, to be a member of the National Transportation Safety Board;

The following persons to be members of the Board of Directors of the Legal Services Corporation: Cecilia Denogean Esquer, of Arizona; Steven L. Engelberg, of Maryland; Hillary Diane Rodham, of Arkansas; Richard A. Trudell, of California; and Josephine Marie Worthy, of Massachusetts;

The following persons to be members of the National Commission on Employment and Unemployment Statistics: Bernard E. Anderson, of Pennsylvania; Glen G. Cain, of Wisconsin; Jack Carlson, of Maryland; Michael H. Moskow, of Illinois; Rudolph A. Oswald, of Maryland; Samuel L. Popkin, of California; Mitchell Sviridoff, of New York; and Joan Lawson Wills, of Virginia;

The following persons to be members of the Board of Regents of the National Library of Medicine, Public Health Service: Thomas C. Chalmers, of New York; Kelly M. West, of Oklahoma; Samuel R. Hill, Jr., of Alabama; Doris H. Merritt, of Indiana; Cecil G. Sheps, of North Carolina; James F. Williams II, of Michigan; and Nicholas E. Davies, of Georgia; and

Sundry Foreign Service nominations. Page 7691

Bill Held at Desk: H.R. 50, Full Employment and Balanced Growth Act, was received and ordered to be held at the desk temporarily. Page 7685

Messages From the House: Page 7636

Amendments Submitted for Printing: Pages 7642–7643

Communications: Page 7637

Confirmations: Page 7691

Statements on Introduced Bills: Pages 7637–7641

Additional Statements: Page 7644

Record Votes: Two record votes were taken today. Pages 7619, 7625

Recess: Senate met at 11 a.m. and recessed at 7:33 p.m. Page 7691

Committee Meetings

COMMODITY FUTURES TRADING COMMISSION

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation resumed hearings on the proposed extension of the Commodity Futures Trading Commission, receiving testimony from Daniel J. Amstutz, Chicago, representing the National Grain and Feed Association; Dr. Henry Jarecki, Mocatta Metals Corporation, New York City; Neal Gillen, American Cotton Shippers Association, Washington, D.C.; Lee Berendt, accompanied by H. Fred Baerwald, both of the Commodity Exchange Inc., New York City; David Lefeve, Merrill Lynch Pierce Fenner & Smith, Inc., New York City; and David Johnston, E. F. Hutton & Co., Inc., New York City.

Hearings continue tomorrow.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of Agriculture, receiving testimony from Dr. Howard W. Hjort, Director, Economics, Policy Analysis and Budget, Department of Agriculture, and public witnesses.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—LEGISLATIVE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Legislative Branch, receiving testimony in behalf of funds for the Office of Technology Assessment from Senator Kennedy and Dr. Russell W. Peterson, Director, OTA; in behalf of funds for the Government Printing Office from the Public Printer, John J. Boyle; and in behalf of funds for the Cost Accounting Standards Board and the General Accounting Office from Deputy Comptroller General of the U.S., Robert F. Keller.

Subcommittee adjourned subject to call.

EXPORT-IMPORT BANK AUTHORIZATION

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance began hearings on S. 2520, authorizing funds for fiscal year 1979 for the Export-Import Bank of the U.S., receiving testimony from its Chairman, John L. Moore, Jr.; and C. Fred Bergsten, Assistant Secretary of the Treasury for International Affairs.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on the Budget: Committee ordered favorably reported the following resolutions:

S. Res. 415, to waive Section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 6782, to permit marketing orders to include provisions concerning marketing promotion, including paid advertisement, of raisins and distribution among handlers of the pro rata costs of such promotion, and to retire, through a one-year paid set-aside program, an additional 31 million acres of farmland; and

S. Res. 418, to waive Section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2481, to afford wheat, feed grain, and cotton producers the opportunity to receive parity prices for their 1978 crops.

Committee received testimony from Senator Javits and Representative Bolling on the report of the Joint Economic Committee regarding items in the Presidential budget for 1979 which fall within the Joint Committee's jurisdiction.

Also, Committee received testimony from Senator Nelson on the financing of the Social Security program.

OCEAN DUMPING

Committee on Commerce, Science, and Transportation: Committee held hearings on proposed extension of

Titles 2 and 3 (Ocean Dumping) of the Marine Protection, Research and Sanctuaries Act, receiving testimony from Dr. Wilmont N. Hess, Acting Associate Administrator, and Samuel N. Bleicher, Director, Office of Ocean Management, both of the National Oceanic and Atmospheric Administration, Department of Commerce; and Kenneth S. Kamlet, National Wildlife Federation, Washington, D.C.

Hearings were recessed subject to call.

NATIONAL TRANSPORTATION SAFETY BOARD AUTHORIZATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 2616, authorizing funds for fiscal years 1979 and 1980 for the National Transportation Safety Board, after receiving testimony from its Chairman-designate, James B. King.

NOMINATION

Committee on Energy and Natural Resources: Committee resumed hearings on the nomination of Robert D. Thorne, of California, to be an Assistant Secretary of Energy, receiving further testimony from the nominee.

Hearings were recessed subject to call.

DOE AUTHORIZATION

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development resumed hearings on S. 2692, proposed fiscal year 1979 authorizations for the Department of Energy, receiving testimony on the Department's Fusion Energy and Basic Research programs from Dr. John M. Deutch, Director, Office of Energy Research, Dr. Eric H. Willis, Acting Deputy Assistant Secretary for Energy Technology, Edwin E. Kintner, Director, Office of Fusion Energy, and Dr. C. Martin Stickley, Director, Office of Laser Fusion, all of the Department of Energy.

Hearings were adjourned subject to call.

SOLID WASTE DISPOSAL

Committee on Environment and Public Works: Subcommittee on Resource Protection began oversight hearings on the implementation of the Solid Water Disposal Act, receiving testimony from Representative Edgar; Thomas C. Jorling, Assistant Administrator, accompanied by Steffen Plehn, Deputy Assistant Administrator, both of Solid Waste and Hazardous Materials Division, Environmental Protection Agency; Neal Potter, Rockville, Maryland, National Association of Counties; William B. DeVille, Baton Rouge, representing the National Governors Conference; and Eugene Wingerter, National Solid Waste Management Association, Washington, D.C.

Hearings were recessed subject to call.

NOMINATION

Committee on Government Affairs: Committee approved and reported the nomination of James T. McIntyre, Jr., of Georgia, to be Director of the Office of Management and Budget.

DEPARTMENT OF EDUCATION

Committee on Governmental Affairs: Committee began hearings on S. 991, to create a separate Cabinet-level Department of Education, receiving testimony from Barbara H. Kemp, American Federation of Government Employees Local 2607, Washington, D.C.; Lawrence S. Zaglaniczny, Coalition of Independent College and University Students, Washington, D.C.; Joel Packer, National Student Association/National Student Lobby, Washington, D.C.; Faith Gravenmier, American School Food Service Association, Charleston, W. Va.; Dorothy Van Egmond, School Food Services, Fairfax County Public Schools, Springfield, Virginia; Dorothy L. Finch, Food Services, Grandview, Washington School District; Gary Hotchkin, American School Foods Service Association, Denver; and Helen B. McGee, Nutrition Coordinator, Oklahoma State Department of Education, Oklahoma City.

Hearings continue tomorrow.

HAZARDOUS MATERIALS—RAIL TRANSPORT

Committee on Governmental Affairs: Subcommittees on Federal Spending Practices and Open Government and Civil Service and General Services held joint hearings on transporting hazardous materials by rail, receiving testimony from Philip A. Hogue, Member, accompanied by Ludwig Benner, Chief, Hazardous Materials Division, and Elmer Garner, Chief, Railroad Accident Division, all of the National Transportation Safety Board; Raymond James, Associate Administrator for Safety, Federal Railroad Administration; Lee Santman, Acting Director, Material Transportation Bureau, Department of Transportation; and Mayor Jimmy Powers, of Waverly, Tennessee.

WITNESS PROTECTION PROGRAM

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure held oversight hearings on the operation of the witness protection program under the Organized Crime Control Act (Public Law 91-452), receiving testimony from Thomas C. Renner, Reporter, *Newsday*, Long Island, New York; Rudolph W. Giuliani, attorney, New York City; Thomas J. O'Connor, New York Society for Ethical Culture, New York City; and John Parington, Inspector, U.S. Marshals Service, State of Rhode Island, Providence.

Hearings continue on Thursday, March 23.

EQUAL ACCESS TO COURTS

Committee on the Judiciary: Subcommittee on Improvements in Judicial Machinery continued hearings on S. 2094, 2389, and H.R. 9622, bills to provide access to the Federal courts for the redress of citizens' grievances.

Witnesses heard were Robert J. Sheran, Chief Justice of the Supreme Court of Minnesota, St. Paul, representing the Conference of Chief Justices; Elmo B. Hunter, U.S. District Judge for the western district of Missouri, Kansas City, representing the Judicial Conference of the U.S.; Professor James W. Moore, Yale University School of Law, New Haven; Robert G. Begam, Association of Trial Lawyers of America, Phoenix; John Ballantine, Southern Arizona Legal Aid Inc., Tucson; Henry Freedman, Center on Social Welfare, Policy and Law, Inc., New York City; and John C. Landis, Community Legal Aid Society, Inc., Wilmington, Delaware.

Hearings were recessed subject to call.

SBA MINORITY CONTRACTING

Select Committee on Small Business: Committee resumed hearings to examine procedures followed by the Small Business Administration in the minority contracting program. Witnesses heard were Representative Mitchell of Maryland; Ronald Lewis, National Association of Black Manufacturers, Washington, D.C.; Margarette Dupont, The National Economic Development Association, Washington, D.C.; Donna O'Bannon and Inez Austin, National Association of Black Manufacturers, Washington, D.C.; Anthony Ponticelli, Robert White, and John Ellis, all representing the National Construction Industry Council, Washington, D.C.; and John Adams and Ted Adams, both of Unified Industries, Arlington, Virginia.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 36 public bills, H.R. 11636–11671; 1 private bill, H.R. 11672; and 12 resolutions, H.J. Res. 802–805, H. Con. Res. 538–540, and H. Res. 1092–1096, were introduced. Pages 7575–7576

Bills Reported: Reports were filed as follows:

H.R. 11518, to extend the existing temporary debt limit (H. Rept. 95-984, filed on March 17);

H.R. 11302, to authorize appropriations for environmental research, development, and demonstrations for the fiscal year 1979, amended (H. Rept. 95-985, filed on March 17);

H.R. 11504, to amend the Consolidated Farm and Rural Development Act, provide an economic emergency loan program to farmers and ranchers in the United States, and extend the Emergency Livestock Credit Act, amended (H. Rept. 95-986, filed on March 18);

H. Res. 1092, providing for the consideration of H.R. 11518, to extend the existing temporary debt limit (H. Rept. 95-987);

H.R. 2984, to amend the Internal Revenue Code of 1954 to exempt from the excise tax imposed on trailers any trailer designed to be used with a light-duty vehicle for farming purposes or for transporting horses or livestock (H. Rept. 95-988);

H.R. 7684, Fire Prevention Study Act of 1978, amended (H. Rept. 95-989);

H.J. Res. 796, Disaster Relief Supplemental Appropriation (H. Rept. 95-990);

H. Res. 1093, providing for the consideration of H.R. 11315, Federal Election Campaign Act Amendments of 1978 (H. Rept. 95-991);

H.R. 11291, to authorize appropriations for the Federal Fire Prevention and Control Act of 1974, and to change the name of the National Fire Prevention and Control Administration to the United States Fire Administration (H. Rept. 95-992); and

H.R. 11400, to authorize the appropriation of specified dollar amounts for each of the National Science Foundation's major program areas (and certain subprograms), and to provide requirements relating to periods of availability and transfers of the authorized funds (H. Rept. 95-993). Page 7575

Late Report: Committee on Appropriations received permission to file a report by midnight tonight on H.J. Res. 796, making emergency appropriations for disaster relief. Page 7525

Consent Calendar: On the call of the Consent Calendar, the House passed over without prejudice H.R. 10341 and 10343. Page 7525

Suspensions: House voted to suspend the rules and pass the following:

AMTRAK passenger service: H. Con. Res. 494, expressing the sense of Congress regarding the operation of certain rail passenger service by the National Railroad Passenger Corporation; and Pages 7527–7529

Small business: H.R. 11318, to amend the Small Business Act and the Small Business Investment Act of 1958. Pages 7529–7534

Middle-income Student Assistance: By a yea-and-nay vote of 156 yeas to 218 nays with 1 voting "present", Roll No. 166, the House refused to order a second on a motion to suspend the rules and pass H.R. 11274, to amend title IV of the Higher Education Act of 1965 to increase the availability of assistance to middle-income students and to amend section 1208 of such Act. Pages 7535–7537

Committee To Sit: Committee on Merchant Marine and Fisheries received permission to sit today during proceedings of the House under the 5-minute rule. Page 7535

Committee Funds: House agreed to the following resolutions authorizing funds for committees:

H. Res. 1070, continuing funding authority for certain

committees in the Ninety-fifth Congress, Second Session; and

H. Res. 996, amended, to provide funds for the expenses of the investigation and study authorized by a resolution adopted on February 3, 1977, by the Committee on International Relations (agreed to by a yea-and-nay vote of 367 yeas to 13 nays, Roll No. 167).

Pages 7538–7539

Postal Service: House completed all general debate and began reading for amendment on H.R. 7700, Postal Service Act of 1978; but came to no resolution thereon. Proceedings under the 5-minute rule will continue at a later date.

Pending when the Committee of the Whole rose was an amendment in the nature of a substitute that seeks to make the Postmaster General an officer appointed by the President for a 4-year term; to establish a one-House veto of changes in service; to establish new guidelines for setting postal rates; and to authorize $800 million public service appropriation through 1981.

H. Res. 1078, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 387 yeas, Roll No. 168. Pages 7539–7560

Subcommittee To Sit: Subcommittee on Aviation of the Committee on Public Works and Transportation received permission to sit during proceedings of the House under the 5-minute rule on March 21 and 22.

Page 7560

Adjournment: Adjourned at 5:45 p.m.

Committee Meetings

DISASTER RELIEF SUPPLEMENTAL APPROPRIATION

Committee on Appropriations: Met and ordered reported favorably to the House H. J. Res. 796, making an urgent supplemental appropriation for disaster relief for the year ending September 30, 1978.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing with testimony from Congressional and public witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held hearings on foreign currency reevaluation supplemental; and Air Force Inertial Navigation System reprogramming, fiscal year 1978.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Forest Service.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on Library resources; and special projects and training.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held executive hearings on weapons activities; Intelligence and Arms Control; and nuclear Security and safeguards.

JUSTICE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, Judiciary held hearings on Law Enforcement Assistance Administration; and Drug Enforcement Administration.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Amtrak.

ARMY RESERVE DRILL PAY STATUS

Committee on Armed Services: Subcommittee on Military Personnel held a hearing on proposed change in drill-pay status of individuals in the Army Reserve in certain specialty and professional categories. Testimony was heard from Deputy Assistant Secretary of the Army for Reserve Affairs Harold W. Chase; and Maj. Gen. Henry Mohr, Chief, Army Reserve.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development continued hearings on R.D.T. & E. portion or H.R. 10929, DOD authorization. Witnesses heard were Dr. Robert R. Fossum, Director, Defense Advanced Research Projects Agency; Dr. Ruth Davis, Deputy Under Secretary of Defense; and VAdm. R. R. Monroe, USN, Director, Defense Nuclear Agency.

Hearings continue Wednesday, March 22.

KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr. continued hearings in executive session, and will continue tomorrow.

HOUSING

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on housing legislation. Testimony was heard from representatives of U.S. Conference of Mayors; National League of Cities; National Association of Housing and Redevelopment; Council of State Housing Agencies; and National Association of Smaller Communities; and Representatives Milford, Kostmayer, and Panetta.

Hearings continue tomorrow.

LOAN PROGRAM FOR HISTORIC RESOURCES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Historic Preservation and Coinage held an oversight hearing on an adequate loan program for historic resources. Testimony was heard from Russell Keune, Vice President, National Trust for Historic Preservation; and Nellie Longworth, President, Preservation Action.

OLDER AMERICANS ACT

Committee on Education and Labor: Subcommittee on Select Education continued hearings on extension of the Older Americans Act. Testimony was heard from HEW Secretary Califano; Arthur S. Flemming, Chairman, U.S. Commission on Civil Rights; Chairman Pepper and other Members of the Select Committee on Aging; Representatives Gephardt, Hannaford, and Solarz; and public witnesses.

NUCLEAR REGULATORY COMMISSION AUTHORIZATION

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment met and approved for full committee action by voice vote H.R. 10785 as amended, to authorize appropriations to the Nuclear Regulatory Commission in accordance with section 261 of the Atomic Energy Act of 1954, as amended, and section 305 of the Energy Reorganization Act of 1974, as amended.

ACDA AUTHORIZATION

Committee on International Relations: Subcommittee on International Security and Scientific Affairs held a hearing on H.R. 11449, Arms Control and Disarmament Act authorization. Testimony was heard from Spurgeon M. Keeny, Jr., Acting Director, Arms Control and Disarmament Agency.

Hearings continue Wednesday, March 22.

NURSE TRAINING AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 11434, Nurse Training Amendments of 1978. Testimony was heard from Dr. Joyce Lashof, Deputy Assistant Secretary for Health Programs, HEW; and public witnesses.

LIQUIFIED NATURAL GAS

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on liquified natural gas and Natural Gas Pipeline Safety Act amendments. Testimony was heard from representatives of Pullman Kellogg; Cryogenic Society of America; and Chicago Bridge and Iron Company; and Davidlee Von Ludwig, Consultant.

Hearings continue tomorrow.

AMTRAK AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce held a hearing on Amtrak authorization for fiscal year 1979; and H.R. 11089, Rail Passenger Service Act of 1978. Testimony was heard from representatives of General Accounting Office; Interstate Commerce Commission; and Federal Railway Administration.

Hearings continue tomorrow.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on H.R. 6869 and 2311, criminal code revision. Testimony was heard from Representative Smith of Iowa; A. Vernon Weaver, Administrator, SBA; Arthur Burnett, Federal Bar Association; Irwin Schwartz, Federal Public Defenders; and public witnesses.

Hearings continue tomorrow.

PACIFIC FAR EAST LINES

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held an oversight hearing on Pacific Far East Lines. Witnesses heard were representatives of Department of Commerce, Federal Maritime Commission, Pacific Far East Lines, and John Alioto.

REFUGE REVENUE SHARING ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 8394, to provide for payments to local governments based upon the acreage of the National Wildlife Refuge System which is within their boundaries. Testimony was heard from representatives of the State of Alaska, and the Borough of Kenai.

TEMPORARY DEBT LIMIT

Committee on Rules: Granted a closed rule providing 1 hour of general debate; waiving clause 2(L)(6) of Rule XI; waiving all points of order against the bill for failure to comply with the provisions of clause 5 of Rule XXI; and providing that no amendments to the bill shall be in order except amendments recommended by the Committee on Ways and Means and said amendments shall not be subject to amendment, on H.R. 11518, Extending the existing temporary debt limit. Testimony was heard from Chairman Ullman.

FEDERAL ELECTION CAMPAIGN ACT AMENDMENTS

Committee on Rules: Granted an open rule providing 2 hours of general debate; waiving clause 2(L)(6) of Rule XI; making the committee amendment in order as an original bill for the purpose of amendment; providing that the bill be read for amendment by titles instead of by sections; making it in order to consider an amendment to the committee amendment in the nature of a substitute printed in the Congressional Record of March 20, 1978, by Representative Foley; waiving all points of order against said amendment for failure to comply with the provisions of clause 7, Rule XVI and clause 5, Rule XXI; providing one motion to recommit with or without instructions and after passage,

take S. 926 from the Speaker's table and strike out all after the enacting clause of Senate bill and insert in lieu thereof the provisions of H.R. 11315, Federal Election Campaign Act Amendments of 1978. Testimony was heard from Chairman Thompson and Representatives Panetta, Foley, Wiggins, Frenzel, Badham, and Vander Jagt. Statements for the record were submitted by Representatives Rhodes, Frenzel, and Badham.

SOLAR AND ENERGY CONSERVATION COMMERCIALIZATION ACT

Committee on Small Business: Subcommittee on Energy, Environment, Safety and Research held a hearing on H.R. 3984 and 3981, Solar and Energy Conservation Commercialization Act. Testimony was heard from DOE Under Secretary Dale D. Myers; William S. Bergman, Solar Energy Industries Association; Jack Werner, Solar Energy Institute of America; and A. Vernon Weaver, Administrator, Small Business Administration.

PRESIDENT'S TAX PROPOSALS

Committee on Ways and Means: Continued hearings on the President's tax proposals with testimony from public witnesses.

Hearings continue Monday, April 3.

Tuesday, March 21, 1978
Senate

Chamber Action

Routine Proceedings, pages 7732–7859

Bills Introduced: Six bills and three resolutions were introduced, as follows: S. 2771–2776; and S. Res. 420–422. Pages 7810–7811, 7824

Bills Reported: Reports were made as follows:

S.J. Res. 102, to reevaluate U.S. policy to protect and preserve American Indian religious cultural rites and practices, with amendments (S. Rept. 95–709).

S. 1265, proposing new regulations relating to the acceptance and use of records transferred to the custody of the Administrator of General Services, with an amendment (S. Rept. 95–710).

S. 1267, to require mandatory application of the General Records Schedules to all Federal agencies, with amendments (S. Rept. 95–711). Page 7810

Measures Passed:

Emergency Agricultural Act: By 67 yeas to 26 nays Senate passed H.R. 6782, proposed Emergency Agricultural Act of 1978, after taking action on amendments proposed thereto as follows:

Adopted:

(1) Allen unprinted amendment No. 1214 (to modified McGovern amendment No. 1735), increasing from 60 cents to 70 cents per pound the established price for 1978 upland cotton crop; Page 7745

(2) Melcher U.P. No. 1215 (to amendment No. 1735), increasing from $2.80 to $2.85 per bushel the minimum level of loans and purchases on the 1978 wheat crop which the Secretary shall make available to wheat producers; Page 7742

(3) By 58 yeas to 35 nays, modified McGovern amendment No. 1735, as amended, increasing loan rates and prices for 1978 wheat and corn crops and established price and loan rate for the 1978 upland cotton crop; Page 7752

(4) By 55 yeas to 39 nays, Dole U.P. No. 1216, as modified and amended, embodying provisions of S. 2481, providing for a system of graduated established prices for 1978 crops of wheat, feed grains, and upland cotton, based on the amount of acreage which a farmer voluntarily sets aside from production; Page 7754

(5) Bellmon U.P. No. 1218 (to Dole U.P. No. 1216), to permit grazing and haying of set-aside acres and to permit normal tillage practices; Page 7769

(6) McClure U.P. No. 1221, to permit the use of diverted acreage for crops that are devoted to the production of alcohol for the so-called gasohol program; Page 7774

(7) Hansen amendment No. 1736, to require the country of origin to be shown on all imported meat products; Page 7775

(8) Modified Bumpers U.P. No. 1222, to permit loans to be made for a period of up to 36 months; Page 7776

(9) Talmadge U.P. No. 1223, making the increase in Commodity Credit Corporation borrowing authority (from $14.5 billion to $25 billion) effective October 1, 1978; Page 7780

(10) Eagleton U.P. No. 1224, having the effect of mandating the objectives of the bill and directing the Secretary of Agriculture to adhere to such objectives; and Page 7781

(11) Hathaway U.P. No. 1225, to prohibit the growing of Irish potatoes on set-aside acreage. Page 7782

Rejected:

(1) Bellmon U.P. No. 1219 (to Dole U.P. No. 1216), to adjust set-aside requirements and corresponding target prices for wheat and feed grains (tabled by 66 yeas to 29 nays); Page 7769

The chair sustained a point of order (on grounds of germaneness) against Hathaway U.P. No. 1226, to provide a 1978 potato set-aside program. Page 7783

S. 2481 was indefinitely postponed. Page 7790

Pages 7734–7791

Budget Act Waiver: Senate agreed to S. Res. 415, to waive Section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 6782, passed by the Senate today. Page 7747

Budget Act Waiver: Senate agreed to S. Res. 418, to waive Section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2481. Page 7747

Amtrak Passenger Service: Senate agreed to H. Con. Res. 494, expressing the sense of the Congress regarding the operation of certain rail passenger service by the National Railroad Passenger Corporation. Pages 7852–7853

Redwood National Park Lands: By 63 yeas to 26 nays, Senate agreed to conference report on H.R. 3813, to add certain lands to the Redwood National Park, California, thus clearing the measure for the President. Pages 7791–7802

Panama Canal Treaty: Senate continued consideration of Executive Calendar No. 2, Panama Canal Treaty (Exec. N, 95th Cong., 1st sess.).

Pending at recess was Allen executive amendment No. 86, to Article I. By unanimous consent it was agreed that vote will occur at 1 p.m. on Wednesday, March 22, on Part A of such amendment, providing that nothing in the Treaty shall deprive the U.S. from its present right to prevent construction of a second canal in Panama by any other nation; and at 3:30 p.m. vote will occur on Part B of such amendment, providing that nothing in the Treaty shall prevent the U.S. from negotiating with any other nation for construction of a transoceanic canal anywhere in the Western Hemisphere. Pages 7804, 7808–7810

Lebanese Crisis: S. Res. 422, expressing the sense of the Senate with respect to the United Nations Security Council Resolution 425, relating to the crisis in Lebanon, was submitted, and when objection was heard to request for its immediate consideration, went over under the rule. Pages 7802–7804

Bills Referred: H.R. 11318, SBA minority business programs, was referred to Select Committee on Small Business. Page 7810

Bill Held at Desk: H.R. 11518, to increase the temporary public debt limit. Page 7810

Messages From the House: Page 7810

Amendments Submitted for Printing: Pages 7824–7827

Declaration Submitted for Printing: Pages 7827–7828

Statements on Introduced Bills: Pages 7811–7823

Additional Statements: Pages 7828–7852

Confirmations: Senate confirmed the following nominations:

James T. McIntyre, Jr., of Georgia, to be Director of the Office of Management and Budget;

The following persons to be members of the U.S. Metric Board: Louis Polk, of Ohio (chairman); Carl A. Beck, of Pennsylvania; Francis R. Dugan, of Ohio; Henry Kroeze, of Wisconsin; Thomas A. Hannigan, of Maryland; Frank Hartman, of Michigan; Sydney D. Andrews, of Florida; Joyce D. Miller, of New York; Glenn Nishimura, of Arkansas; Satenig S. St. Marie, of Connecticut; Adrian G. Weaver, of Connecticut; Sandra R. Kenney, of Maryland; and Roger E. Travis, of Massachusetts. Page 7859

Record Votes: Five record votes were taken today. Pages 7752, 7771, 7785, 7790, 7801

Recess: Senate met at 8:45 a.m. and recessed at 7:10 p.m. Page 7859

Committee Meetings

COMMODITY FUTURES TRADING COMMISSION

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation continued hearings on the proposed extension of the Commodity Futures Trading Commission, receiving testimony from W. H. Hunt, Dallas, Texas; Larry Rosenberg, Chicago Merchantile Exchange, Chicago; Leo Melamed, Chicago; Walter Vernon, accompanied by Willis Theis, Kansas City Board of Trade; Jack Sandner, Chicago; Joseph H. Sullivan, Chicago Board Options Exchange; and Dr. Hendrik Houthakker, Harvard University, Cambridge, Massachusetts.

Hearings continue on Thursday, March 23.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the Department of Agriculture, receiving testimony from Joan Wallace, Assistant Secretary for Administration, and Bobby Smith, Assistant Secretary for Marketing Services, Animal and Plant Health Inspection Service, both of the Department of Agriculture, and public witnesses.

Subcommittee will meet again on Thursday, March 23.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the defense establishment, receiving testimony from Secretary of the Air Force John C. Stetson and Air Force Chief of Staff David C. Jones.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—FOREIGN OPERATIONS

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for foreign aid programs, receiving testimony from

John L. Moore, Jr., President and Chairman of the Board of Directors, Export-Import Bank; Patricia M. Derian, Assistant Secretary of State for Human Rights and Humanitarian Affairs, and Marthea Falco, Senior Advisor to the Secretary of State and Director for International Narcotics Control Matters; and Allan R. Furman, Acting Assistant Administrator, Bureau for Private and Development Cooperation, and Charles Paolillo, Deputy Assistant Administrator for Program and Policy, both of the Agency for International Development.

Subcommittee will meet again on Thursday, March 23.

APPROPRIATIONS—GENERAL GOVERNMENT

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government resumed hearings on proposed budget estimates for fiscal year 1979 for general government items, receiving testimony in behalf of funds for their respective activities from Alan K. Campbell, Chairman, Civil Service Commission; Vernon W. Thomson, Commissioner, Federal Election Commission; and Bardyl R. Tirana, Director, Defense Civil Preparedness Agency.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on the Interior resumed hearings on proposed budget estimates for fiscal year 1979 for the Bureau of Land Management, receiving testimony from its Director, Frank Gregg, who was accompanied by several of his associates, all of the Department of the Interior.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—NATIONAL SCIENCE FOUNDATION

Committee on Appropriations: Subcommittee on HUD-Independent Agencies resumed hearings on proposed budget estimates for fiscal year 1979 for the National Science Foundation, receiving testimony from its Director, Dr. Richard C. Atkinson, and Dr. Norman Hackerman, Chairman, National Science Board.

Subcommittee will meet again tomorrow.

MILITARY PROCUREMENT

Committee on Armed Services: Committee held closed hearings on S. 2571, military procurement authorizations for fiscal year 1979, receiving testimony on shipbuilding claims, cost growth, and shipbuilding capability from Edward Hidalgo, Assistant Secretary of the Navy for Manpower, Reserve Affairs and Logistics; Vice Admiral C. R. Bryan, Commander, Naval Sea Systems Command; and Rear Admiral F. F. Manganaro, Chairman, Navy Claims Settlement Board.

Committee will meet again on Thursday, March 23.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Manpower and Personnel resumed hearings on S. 2571, military procurement authorizations for fiscal year 1979, receiving testimony on requests for training, education, manpower and student loads, and on military medical programs from I. M. Greenberg, Deputy Assistant Secretary of Defense for Program Management, Office of the Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics; Vernon McKenzie, Acting Assistant Secretary of Defense for Health Affairs; Lt. General Charles C. Pixley, Surgeon General of the Army; Colonel Anton Hitzelberger, Commander, Martin Army Hospital, Fort Benning, Georgia; and Colonel Thomas Birk, Commander, Reynolds Army Hospital, Fort Sill, Oklahoma.

Subcommittee will meet again tomorrow.

COMMUNICATIONS RESEARCH AND DEVELOPMENT

Committee on Armed Services: Subcommittee on Research and Development resumed closed hearings on S. 2571, military procurement authorizations for fiscal year 1979, receiving testimony on funding for communications research and development from Gerald P. Dinneen, Assistant Secretary of Defense for Communications, Command, Control and Intelligence, who was accompanied by Dr. J. Neil Birch, Deputy Assistant Secretary of Defense for Programs and Resources.

Subcommittee recessed subject to call.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported the nomination of H. K. Allen, of Texas, to be First Vice President of the Export-Import Bank of the United States, prior to which action the nominee was present to testify and answered questions on his own behalf.

EXPORT-IMPORT BANK AUTHORIZATION

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance continued hearings on S. 2520, authorizing funds for fiscal year 1979 for the Export-Import Bank of the U.S., receiving testimony from Andrew J. Biemiller, AFL-CIO, Washington, D.C.; George Cashman, Chamber of Commerce of the U.S., Washington, D.C.; Robert M. Norris, National Foreign Trade Council, Inc., New York City; Jane Davis, Electronic Industries Association, Washington, D.C.; James A. Gray, National Machine Tool Builders Association, McLean, Virginia; and Charles Derr, Machinery and Allied Products Institute, Washington, D.C.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following business items:

S. 2727, to promote and coordinate amateur athletic activity in the U.S., to recognize certain rights for U.S. amateur athletes, and to provide for the resolution of disputes involving national governing bodies, with an amendment in the nature of a substitute, and, the nominations of Louis Polk, of Ohio, to be Chairman of the U.S. Metric Board, and the following individuals to be members of the U.S. Metric Board: Carl A. Beck, of Pennsylvania; Francis R. Dugan, of Ohio; Henry Krocze, of Wisconsin; Thomas A. Hannigan, of Maryland; Frank Hartman, of Michigan; Sydney D. Andrews, of Florida; Joyce D. Miller, of New York; Glenn Nishimura, of Arkansas; Satenig S. St. Marie, of Connecticut; Adrian G. Weaver, of Connecticut; Sandra R. Kenney, of Maryland; and Roger E. Travis, of Massachusetts.

Also, Committee discussed H. Con. Res. 494, expressing the sense of the Congress regarding the operation of certain rail passenger service by the National Railroad Passenger Corporation.

TRAFFIC SAFETY AUTHORIZATION

Committee on Commerce, Science, and Transportation: Subcommittee on the Consumer began hearings on S. 2604, authorizing funds through fiscal year 1980 for the National Traffic and Motor Vehicle Safety Act and the Motor Vehicle Information and Cost Savings Act, receiving testimony from Joan Claybrook, Administrator, National Highway Traffic Safety Administration, Department of Transportation; Robert Sussman, National District Attorneys Association, Washington, D.C.; and Barbara Gregg, National Association of Consumer Agency Administrators, Rockville, Maryland.

Hearings continue tomorrow.

DOE AUTHORIZATION

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development continued hearings on S. 2692, proposed fiscal year 1979 authorizations for the Department of Energy, receiving testimony on the Department's environmental programs from Dr. James Liverman, Acting Assistant Secretary for Environment, who was accompanied by several associates, all of the Department of Energy.

Subcommittee recessed subject to call.

HIGHWAY LEGISLATION

Committee on Environment and Public Works: Subcommittee on Transportation resumed hearings on S. 2440, authorizing funds through fiscal year 1982 for Federal aid highway programs, receiving testimony from Senator Stone; Tom Webb, Jr., Florida Department of Transportation, Tallahassee; Gene Edwards, Amarillo, Texas, representing the Multi-State Highway Promotional Delegation; Rafe Pomerance, accompanied by Steve Pearlman, both of Friends of the Earth, Washington, D.C.; Broadus N. Davidson, Louisville, Kentucky, accompanied by William L. Carter, both of National Crushed Stone Association, Washington, D.C.; Robert M. Koch, Sr., National Limestone Institute Incorporation, Washington, D.C.; and V. J. Adduci, Motor Vehicle Manufacturers Association, Washington, D.C.

Hearings continue tomorrow.

CHILD SUPPORT REGULATIONS

Committee on Finance: Committee began consideration of S. Res. 416, relating to disapproval of standards proposed by the Department of Health, Education, and Welfare concerning child support regulations transmitted to the Congress on January 23, 1978, but did not complete action thereon and recessed subject to call.

DEPARTMENT OF EDUCATION

Committee on Governmental Affairs: Committee continued hearings on S. 991, to create a separate Cabinet-level Department of Education, receiving testimony from Lubbie Harper, New Haven Public Schools, Connecticut; Dr. Joseph M. Cronin, Illinois State Superintendent of Education, Springfield; Helen Wise, Member, Pennsylvania State House of Representatives, Harrisburg; Warren G. Hill, Education Commission of the States, Denver; Albert Shanker, American Federation of Teachers, New York City; Monsignor Wilfred Paradis, U.S. Catholic Conference, Washington, D.C.; Charles Saunders, American Council on Education, Washington, D.C.; Dr. Helena Howe, Mesa, Arizona, representing American Association of Community and Junior Colleges; Dr. James A. Norton, Columbus, Ohio, representing State Higher Education Executive Officers; and Dr. Donald L. Robinson, American Association of University Professors, Washington, D.C.

Hearings continue on Friday, April 14.

YOUTH CAMP SAFETY

Committee on Human Resources: Subcommittee on Child and Human Development concluded hearings on S. 258, to provide for the development and implementation of programs for children and youth camp safety, after receiving testimony from Senator Ribicoff; Dr. Joyce C. Lashof, Deputy Assistant Secretary of Health, Education, and Welfare for Health Programs; Alan Stolz, American Camping Association, Westport, Connecticut; Jack E. Buttram, The Wilds Christian Camp and Conference Center, Greenville, South Carolina; Lawrence L. Graham, Camping Association for Mutual Progress, Hunt, Texas; Julie Abrams, Girl

Scouts USA, Washington, D.C.; L. S. Christofero, Boy Scouts of America, New Brunswick, New Jersey; Connie Coutellier, Camp Fire Girls, Inc., Washington, D.C.; Mitch Kurman, Westport, Connecticut; Dr. Theodore Camp, Bill Rice Ranch, Murfreesboro, Tennessee; Edward Oulund, Christian Camping International, Somonauk, Illinois; and Jack Wyrtzen, Word of Life International, Schroon Lake, New York.

COMMITTEE BUSINESS

Select Committee on Intelligence: Subcommittee on Special Investigations held a closed business meeting, made no announcements, and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 32 public bills, H.R. 11673–11704; 4 private bills, H.R. 11705–11708; and 8 resolutions, H.J. Res. 806–08, H. Con. Res. 541–543, and H. Res. 1097 and 1098, were introduced. Pages 7909–7910

Bills Reported: Reports were filed as follows:

H.R. 9279, to amend title 5, United States Code, to provide for retention of grade and pay for certain employees (H. Rept. 95–994);

Report entitled "Joint Economic Report for 1978" (H. Rept. 95–995);

Report entitled "Movie Ratings and the Independent Producer" (H. Rept. 95–996);

Report entitled "Product Liability Insurance" (H. Rept. 95–997); and

H.R. 2852, Refund of Excise Tax on Fuels by Aerial Applicators for Farming Purposes, amended (H. Rept. 95–998). Page 7909

Private Calendar: On the call of the Private Calendar, the House passed the following bills:

Cleared for the President: S. 1135 (in lieu of H.R. 7033) and S. 833.

Sent to the Senate without amendment: H.R. 1396, 1779, 4607, 5230, 7795, 8308, and 1751.

Sent to the Senate, amended: H.R. 1938, 2291, 2555, 5933, 6801, 6934, and 8192.

Passed over without prejudice: H.R. 1798 and 3084.

Further reading of the Private Calendar was dispensed with after calendar number 117. Pages 7859–7862

Subcommittee To Sit: Subcommittee on Surface Transportation of the Committee on Public Works and Transportation received permission to sit today during proceedings of the House under the 5-minute rule. Objection was heard to a request to vacate the proceedings whereby this permission was granted. Page 7862

Meeting Hour: By unanimous consent, the House will meet at 10 a.m. on Wednesday, March 22. Pages 7862–7863

Kidnaping of Aldo Moro: By a yea-and-nay vote of 398 yeas and 1 voting "present", Roll No. 170, the House agreed to H. Res. 1082, expressing condemnation of the recent terrorist kidnaping of Aldo Moro. Pages 7864–7867

Debt Limit Extension: By a yea-and-nay vote of 233 yeas to 172 nays, Roll No. 172, the House passed H.R. 11518, to extend the existing temporary debt limit.

H. Res. 1092, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 314 yeas to 80 nays, Roll No. 171. Pages 7868–7871

Subcommittee To Sit: Subcommittee on Antitrust and Restraint of Trade Activities Affecting Small Business of the Committee on Small Business received permission to sit today during proceedings of the House under the 5-minute rule. Page 7868

Campaign Act Amendments: By a yea-and-nay vote of 198 yeas to 209 nays, Roll No. 174, the House failed to agree to H. Res. 1093, providing for the consideration of H.R. 11315, Federal Election Campaign Act Amendments of 1978. Pages 7872–7880

Outer Continental Shelf: House insisted on its amendment to S. 9, Outer Continental Shelf Lands Act Amendments of 1977; and agreed to the conference asked by the Senate. Appointed as conferees: Representatives Murphy of New York, Udall, Eilberg, Breaux, Studds, Hughes, Miller of California, Dodd, Seiberling, Fish, Forsythe, Young of Alaska, and Treen; and Dingell, as an additional conferee for consideration of the provisions contained on page 8, lines 1–8; page 20, lines 12–14; page 30, lines 5–11; page 156, line 24 through page 158, line 18; and on page 167, lines 10–17 of the House engrossed amendment and modifications thereof. Page 7880

Age Discrimination: By a yea-and-nay vote of 391 yeas to 6 nays, Roll No. 175, the House agreed to the conference report on H.R. 5383, Age Discrimination in Employment Act Amendments of 1978—clearing the measure for Senate action. Pages 7880–7889

Subcommittees To Sit: Subcommittee on Compensation, Health, and Safety of the Committee on Education and Labor and the Subcommittee on Housing of the Committee on Veterans' Affairs received permission to sit during proceedings of the House under the 5-minute rule on Wednesday, March 22. Pages 7889, 7894–7895

Postal Service: House continued consideration of H.R. 7700, Postal Service Act of 1978; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Wednesday, March 22.

By a yea-and-nay vote of 364 yeas to 2 nays with 1 voting "present", Roll No. 176, the House agreed to resolve itself into the Committee of the Whole.

Pending when the Committee of the Whole rose was an amendment in the nature of a substitute to the committee substitute, that seeks to make the Postmaster General an officer appointed by the President for a 4-year term; to establish a one-House veto of changes in service; to establish new guidelines for setting postal rates; and to authorize $800 million public service appropriation through 1981; and

An amendment to the previous substitute that seeks to require parcel post rates to recover any direct or indirect cost of the service. Pages 7890–7894

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 7908

Adjournment: Adjourned at 5:35 p.m.

Committee Meetings

RURAL COMMUNITY DEVELOPMENT

Committee on Agriculture: Subcommittee on Family Farms, Rural Development, and Special Studies held hearings on H.R. 9983, Rural Community Development Act; and H.R. 10885, Rural Development Policy Act. Testimony was heard from public witnesses.

Hearings continue tomorrow.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture continued hearings with testimony from Congressional and public witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held hearings on supply operations and supply management; DLA budget request; and stock funds.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on food and nutrition; and operating expenses.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on Treasury, Office of Revenue Sharing.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued hearings on Forest Service.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held hearings on Office of Education, S&E; Educational Activities Overseas; and National Institute of Education.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held an executive hearing on Naval reactors; and special nuclear materials production.

JUSTICE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, Judiciary held hearings on Immigration and Naturalization Service; and Commission on Security and Cooperation in Europe.

SOVIET MISSILE DEVELOPMENTS

Committee on Armed Services: Met in executive session for briefing on Soviet missile developments by John T. Hughes, Deputy Director for Collection Operations, Defense Intelligence Agency.

NAVY WOMEN ASSIGNMENTS

Committee on Armed Services: Subcommittee on Military Personnel held a hearing on H.R. 7431, to permit the Secretary of the Navy to prescribe the kind of military duty to which women members of the naval service may be assigned. Testimony was heard from Secretary of the Navy Claytor and other Navy officials.

KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr. continued hearings in executive session, and will resume tomorrow.

HOUSING

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued hearings on housing legislation. Testimony was heard from Representatives Gephardt and Panetta, and public witnesses.

Hearings continue tomorrow.

ACTION REAUTHORIZATION

Committee on Education and Labor: Subcommittee on Economic Opportunity held a hearing on ACTION reauthorization. Testimony was heard from Sam Brown, Director, ACTION; State officials; VISTA representatives; and public witnesses.

ELEMENTARY AND SECONDARY EDUCATION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education met and approved for full committee action H.R. 15, amended, Elementary and Secondary Education Act of 1977.

INTERIOR MISCELLANY

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House the following measures:

H.R. 39 amended, Alaska National Interest Lands Conservation Act;

H.R. 8397, to provide that a certain tract of land in Pinal County, Arizona, held in trust by the U.S. for the Papago Indian Tribe, be declared a part of the Papago Indian Reservation;

H.R. 2497 amended, to reinstate the Modoc, Wyandotte, Peoria, and Ottawa Indian Tribes of Oklahoma as federally supervised and recognized Indian tribes;

H.R. 10984 amended, to provide for the establishment of the Friendship Hill National Historic Site in the State of Pennsylvania;

H.R. 6900 amended, to designate the Oregon National Historic Trail and Travelway as a unit of the National Trails System;

H.R. 11092, to increase the authorization of appropriations under the Act of December 22, 1974;

S. Con. Res. 359, to provide recognition of the services of General Thaddeus Kosciuszko; and acted on private bills.

S. Con. Res. 44 was sent to the Speaker for disposition.

SECURITY ASSISTANCE

Committee on International Relations: Subcommittee on Asian and Pacific Affairs held a hearing on fiscal year 1979 security assistance—security and the Korean Peninsula. Testimony was heard from Congressional witnesses.

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations continued hearings on investigation of Korean-American relations. Testimony was heard from James C. Hise, former Chief, Registration Section, Department of Justice; William McDonnell, former special agent, FBI; John N. Mitchell, former attorney general; and George Blake investigator, Department of Agriculture.

Hearings continue tomorrow.

MILITARY ASSISTANCE TO LATIN AMERICA

Committee on International Relations: Subcommittee on Inter-American Affairs met and approved recommendations to the full committee on fiscal year 1979 economic and military assistance to Latin America.

SECURITIES EXCHANGE ACT AMENDMENTS—SEC AUTHORIZATION

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House the following bills:

H.R. 11140, to amend the Securities Exchange Act of 1934; and

H.R. 11119, to authorize appropriations for the Securities and Exchange Commission for fiscal years 1979–81.

LIQUEFIED NATURAL GAS

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on liquefied natural gas with testimony from public witnesses.

Hearings continue tomorrow.

AMTRAK AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce continued hearings on Amtrak authorizations for fiscal year 1979. Testimony was heard from Representatives McFall, Gore, and Gephardt; and public witnesses.

Hearings continue Wednesday, April 5.

HEALTH CARE COSTS

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations held a hearing on skyrocketing health care costs. Testimony was heard from representatives of Federal Trade Commission; Blue Cross; and Insurance Commissioner of Indiana.

Hearings continue tomorrow.

STANDARDS FOR NO-FAULT MOTOR VEHICLE ACCIDENT BENEFITS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance began markup of H.R. 6601, To provide basic standards for State no-fault benefit plans for the rehabilitation and compensation of motor vehicle accident victims, and will resume tomorrow.

DEPARTMENT OF JUSTICE AUTHORIZATION

Committee on the Judiciary: Continued hearings on Department of Justice authorization with testimony from officials of the Justice Department.

Hearings continue tomorrow.

CRIMINAL CODE REVISION

Committee on the Juiciary: Subcommittee on Criminal Justice continued hearings on H.R. 6869 and 2311, criminal code revision, with testimony from public witnesses.

BOATING SAFETY

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held hearings on the following bills:

H.R. 185, to provide the Secretary of the department in which the Coast Guard is operating with the authority to transport Coast Guard employees to and from certain places of employment;

H.R. 188, to implement the Protocol Relating to Intervention on the High Seas in Cases of Marine Pollution by Substances Other Than Oil, 1973; and

H.R. 11054, to amend the Federal Boat Safety Act of 1971. Testimony was heard from Rear Admiral Lauth, Chief, Office of Boating Safety, U.S. Coast Guard.

INTERNATIONAL MARITIME SATELLITE TELECOMMUNICATIONS SERVICES

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 11209, to provide for the establishment, ownership, operation, and governmental oversight and regulation of international maritime satellite telecommunications services. Testimony was heard from public witnesses.

CIVIL SERVICE REFORM

Committee on Post Office and Civil Service: Continued hearings on H.R. 11280, Civil Service reform, with testimony from public witnesses.

1980 CENSUS

Committee on Post Office and Civil Service: Subcommittee on Census and Population held a hearing on the 1980 Census with testimony from representatives of the Department of Commerce.

AIR SERVICE IMPROVEMENT ACT

Committee on Public Works and Transportation: Subcommittee on Aviation continued markup of H.R. 11145, Air Service Improvement Act of 1978, and will resume tomorrow.

DOE AUTHORIZATION

Committee on Science and Technology: Continued markup of H.R. 10969, Department of Energy Authorization, 1979, and will resume on Wednesday, April 5.

OTA OVERVIEW

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued overview hearings on the Office of Technology Assessment. Testimony was heard from former OTA director Emilio Q. Daddario, Chairman of the Board, AAAS.

Hearings continue tomorrow.

SBA AND SBIA AMENDMENTS

Committee on Small Business: Met and ordered reported favorably to the House H.R. 11445, to amend the Small Business Act and the Small Business Investment Act of 1958 (extend Federal natural disaster assistance).

FUTURE OF SMALL BUSINESS

Committee on Small Business: Subcommittee on Antitrust, Consumers and Employment held a hearing on future of small business in America. Testimony was heard from Anne Cheatham, Director, Congressional Clearinghouse on the Future; James D. McKevitt, National Federation of Independent Businesses; and Mack Folsom, Deputy Director, Bureau of Economics, FTC.

Hearings continue tomorrow.

COMPENSATION AND DIC PROGRAMS

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension and Insurance held a hearing on H.R. 10337 and various proposals relating to compensation and DIC programs. Testimony was heard from representatives of veterans' organizations.

Hearings continue tomorrow.

PRESIDENT'S TAX PROPOSALS REVIEW

Committee on Ways and Means: Subcommittee on Oversight held a hearing to review the simplification and administration aspects of the President's tax proposals. Testimony was heard from IRS Commissioner Jerome Kurtz; Donald Lubick, Treasury Department; Don Alexander, former IRS Commissioner; and public witnesses.

CIGARETTE SMUGGLING

Committee on Ways and Means: Subcommittee on Miscellaneous Revenue Measures held a hearing on bills to discourage cigarette smuggling. Testimony was heard from Representatives Jones of Oklahoma, Cotter, Biaggi, Pattison of N.Y.; Senator Morgan; Treasury Department; State officials and public witnesses.

Joint Committee Meeting

ENERGY IN THE EIGHTIES

Joint Economic Committee: Subcommittee on Energy held hearings on the subject "Energy in the Eighties: Can We Avoid Scarcity and Inflation?", receiving testimony from Secretary of Energy James Schlesinger; Dr. Bernardo Grossling, Geologist, U.S. Geological Survey, Department of the Interior; and Elihu Bergman, Americans for Energy Independent, Washington, D.C.

Subcommittee recessed subject to call.

Wednesday, March 22, 1978

Senate

Chamber Action

Routine Proceedings, pages 8003–8129

Bills Introduced: Sixteen bills and two resolutions

were introduced, as follows: S. 2777–2792; and S. Res. 423–424. Pages 8061, 8068

Bills Reported: Reports were made as follows:

H.R. 5981, authorizing funds through fiscal year 1981 for the American Folklife Center at the Library of Congress. (S. Rept. 95–712).

S. 2779, authorizing additional funds for the Work Incentive Program under the Social Security Act (S. Rept. 95–713).

H.R. 8423, to make improvements in the Medicare end stage renal disease program under the Social Security Act, with an amendment (S. Rept. 95–714).

S. 1264, to establish policies, methods, and criteria for the acquisition of property and services by executive agencies, with an amendment, together with additional views (S. Rept. 95–715).

S. 1264, to establish policies, methods, and criteria for the acquisition of property and services by executive agencies, with an amendment, together with additional views (S. Rept. 95–715).

S. 2790, to amend the Renegotiation Act of 1951 so as to increase the minimum filing floor for contractors and subcontractors from $1,000,000 to $5,000,000, and for agents from $25,000 to $50,000, together with additional views (S. Rept. 95–716).

S. 2791, to suspend the Renegotiation Act of 1951 after the Renegotiation Board has completed all matters pending before it, together with additional views (S. Rept. 95–717).

H.R. 2540, to modify Federal law in order to reduce the amount of land leaving Indian ownership on the Umatilla Reservation in Oregon (S. Rept. 95–718).

S. 1633, to extend certain Federal benefits, services, and assistance to the Pascua Yaqui Indians of Arizona, with amendments (S. Rept. 95–719).

S. Res. 423, to authorize a staff investigator of the Senate Permanent Subcommittee on Investigations to testify before the Select Committee on Assassinations of the House of Representatives (without written report). Pages 8056–8058

Bills Passed:

Budget rescissions: Senate passed without amendment and cleared for the President H.R. 10982, to rescind certain budget authorities totaling $55,225,000 contained in Presidential message dated January 27, 1978. Page 8038

Easter recess: Senate agreed to H. Con. Res. 544, calling for adjournment of the House from March 22 until April 3, 1978, and a recess of the Senate from March 23 until April 3, 1978. Page 8044

Public Debt Limit: Senate passed without amendment and cleared for the President H.R. 11518, to extend through July 31, 1978, the present $752 billion legal limit on the Federal public debt. Page 8048

Taxation of Crop Payments: Senate passed without amendment and cleared for the President, H.R. 11055, to allow farmers to treat as 1977 income crop disaster or target price payments made in 1978, attributable to 1977 losses. Pages 8122–8123

Financing of Fishing Vessels: Senate passed without amendment and cleared for the President H.R. 9169, to permit the guarantee of obligations for financing fishing vessels in an amount not exceeding 87½ percent of the actual or depreciated actual cost of each vessel. Page 8126

Humphrey and Dirksen Institutes: Senate passed with committee amendments S. 2452, authorizing $5 million to develop the Hubert H. Humphrey Institute of Public Affairs at the University of Minnesota, and $2.5 million for the Everett Dirksen Center in Pekin, Illinois. Pages 8126–8129

Emergency Agricultural Act: Senate insisted on its amendments to H.R. 6782, proposed Emergency Agricultural Act of 1978, agreed to conference with the House, and appointed as conferees Senators Talmadge, Eastland, McGovern, Allen, Huddleston, Dole, Young, and Curtis. Page 8044

Panama Canal Treaty: Senate continued consideration of Executive Calendar No. 2, Panama Canal Treaty (Exec. N, 95th Cong., 1st sess.), taking action on proposed amendments as follows:

(1) By 56 yeas to 35 nays, tabled Part I of Allen executive amendment No. 86, providing that nothing in the Treaty shall deprive the U.S. from its present right to prevent construction of a second canal in Panama by any other nation; and Page 8017

(2) By 52 yeas to 42 nays, tabled Part II of Allen executive amendment No. 86, providing that nothing in the Treaty shall prevent the U.S. from negotiating with any other nation for construction of a transoceanic canal anywhere in the Western Hemisphere; Page 8040

(3) By 15 yeas to 76 nays, rejected Bartlett executive amendment No. 89, to provide that Panama lease the areas and installations related to the Canal to the United States for a period of 99 years; and Page 8048

(4) By 26 yeas to 62 nays, rejected Hatch executive unprinted amendment No. 14, to provide that, for the duration of the Treaty, Panama shall not nationalize, expropriate, or seize ownership of any property of the United States or its citizens situated in Panama. Page 8052

Senate reached unanimous consent agreement calling for the majority and minority leaders and Senator Helms to meet on April 5 to consider and to make a judgment, subject to unanimous consent agreement of the Senate, as to when the Senate will take final action on the Panama Canal Treaty, with such action occurring not later than April 26. Page 8126

Presidential Messages: Senate received two messages from the President, as follows:

Transmitting report of the U.S. Arms Control and Disarmament Agency—referred to Committee on Foreign Relations (PM–156); and Page 8055

Transmitting report of the National Advisory Council on Adult Education—referred to Committee on Human Resources (PM–157). Page 8055

IPU Conference: Senator Stafford was designated as vice chairman of the Senate delegation to attend the forthcoming Interparliamentary Union Conference. Page 8044

Bills Referred: Numerous House-passed bills were referred to Committee on the Judiciary. Page 8056

Bill Held at Desk: H.J. Res. 796, urgent supplemental disaster relief appropriations, was received and ordered to be held at the desk. Page 8122

Messages From the House: Pages 8055–8056

Amendments Submitted for Printing: Page 8068–8072

Declaration Submitted for Printing: Page 8072

Statements on Introduced Bills: Pages 8061–8067

Additional Statements: Pages 8073–8122

Nominations: Senate received the following nominations:

David D. Newsom, of California, to be Under Secretary of State for Political Affairs;

Olin C. Robison, of Vermont, to be a member of the U.S. Advisory Commission on International Communication, Cultural and Educational Affairs;

The following-named persons to be Directors of the Securities Investor Protection Corporation: Ralph D. DeNunzio, of Connecticut; Brenton H. Rupple, of Wisconsin; and Michael A. Taylor, of New York;

Daniel M. Friedman, of the District of Columbia, to be Chief Judge of the U.S. Court of Claims;

Harold H. Greene, to be U.S. District Judge for the District of Columbia;

Gustave Diamond, to be U.S. District Judge for the western district of Pennsylvania;

Donald E. Ziegler, to be U.S. District Judge for the western district of Pennsylvania; and

Three Army in the rank of General, and sundry nominations in the Air Force and Coast Guard. Pages 8129–8135

Record Votes: Four record votes were taken today. Pages 8032, 8047, 8052, 8055

Recess: Senate met at 9:30 a.m. and recessed at 6:44 p.m. Page 8129

Committee Meetings

VEGETABLE IMPORTS

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Foreign Agricultural Policy held oversight hearings on inspection standards of domestic produce vs. standards levied on imported produce. Witnesses heard were Senator Chiles: Representatives Bafalis and Fascell; Dr. Elmer Close, Florida Department of Agriculture and Consumer Services, Tallahassee; Edward Stoller, Nogales, Arizona, accompanied by George Uribe, Mike Masaoka, and Robert Herztein, all representing West Mexico Vegetable Distributors Association; Johnnie Goodnight, Southwest Florida Winter Vegetable Growers, Immokalee, Florida; Tommy Campbell, Homestead, Florida; Fred Barfield, Immokalee, Florida; Luis Rodriquez, Palm Beach-Broward Farmers Committee for Legislative Action, Inc., Pompano Beach, Florida; Earl R. Crossman, Jr., Boynton Beach, Florida; John Whitworth III, Delray Beach, Florida; Paul DiMare, South Florida Tomato and Vegetable Growers Association, Homestead, Florida; Joseph Torcise, Homestead, Florida; George Cooper, Jr., Princeton, Florida; Dennis Emerson, Florida Farm Bureau Federation, Gainesville, Florida; Vance Vogel, Florida Fruit and Vegetable Association, Orlando; and Wayne Hawkins, Florida Tomato Exchange, Orlando.

Hearings were recessed subject to call.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the defense establishment, receiving testimony from David E. Mann, Assistant Secretary of the Navy for Research and Development.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—GENERAL GOVERNMENT

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government continued hearings on proposed budget estimates for fiscal year 1979 for general government items, receiving testimony in behalf of funds for their respective activities from Jay Solomon, Administrator, General Services Administration; Clyde C. Cook, Chairman, Committee for Purchase from the Blind and Other Severely Handicapped; and Barry P. Bosworth, Director, Council on Wage and Price Stability.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on the Interior resumed hearings on proposed budget estimates for fiscal year 1979 for the Bureau of Land Management, receiving further testimony from its Director, Frank

Gregg, who was accompanied by several of his associates of the Department of the Interior.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—SCIENCE

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued hearings on proposed budget estimates for fiscal year 1979, receiving testimony in behalf of funds for their respective activities from Dr. Richard C. Atkinson, Director, National Science Foundation, and Dr. Frank Press, Director, Office of Science and Technology Policy.

Also, Subcommittee received testimony from Donald L. Scantlebury, General Accounting Office, in behalf of funds for an audit by his agency of the grants and contracts program administered under the Department of Health, Education, and Welfare by institutions of higher education.

Subcommittee will meet again on Friday, April 7.

OIL SPILL MANAGEMENT

Committee on Appropriations: Subcommittee on Transportation held hearings on a draft General Accounting Office study concerning Coast Guard management of oil spills, receiving testimony from Rear Admiral Anthony F. Fugaro, Chief, Office of Marine Environment and Systems, and Theodore Leigh, Research and Development Chief, both of the Coast Guard, Department of Transportation; and Henry Eschwege, Director, Community and Economic Development Commission General Accounting Office.

Subcommittee will meet again tomorrow.

MILITARY MANPOWER

Committee on Armed Services: Subcommittee on Manpower and Personnel continued hearings on S. 2571, military procurement authorizations for fiscal year 1979, receiving testimony on funding requests for active duty, reserve, and civilian manpower and training loads, and on the status of the all-volunteer force from Lt. General DeWitt C. Smith, Jr., Deputy Chief of Army Staff for Personnel; Vice Admiral James D. Watkins, Chief of Naval Personnel and Deputy Chief of Naval Operations for Manpower; Lt. General Robert L. Nichols, Deputy Chief of Marine Corps Staff for Manpower; and Lt. General B. L. Davis, Deputy Chief of Air Force Staff/Personnel.

Subcommittee recessed subject to call.

NAVY AIR PROGRAMS

Committee on Armed Services: Subcommittee on Tactical Aircraft resumed closed hearings on S. 2571, military procurement authorizations for fiscal year 1979, receiving testimony on Naval tactical aircraft programs from Vice Admiral F. C. Turner, Deputy Chief of Naval Operations for Air Warfare, and Vice Admiral F. S. Petersen, Commander, Naval Air Systems Command.

Subcommittee recessed subject to call.

TRAFFIC SAFETY AUTHORIZATION

Committee on Commerce, Science, and Transportation: Subcommittee on the Consumer continued hearings on S. 2604, authorizing funds through fiscal year 1980 for the National Traffic and Motor Vehicle Safety Act and the Motor Vehicle Information and Cost Savings Act, receiving testimony from Benjamin R. Civiletti, Assistant Attorney General, and Ralph K. Culver, both of the Criminal Division, Department of Justice; Blair G. Ewing, Deputy Director, National Institute of Law Enforcement and Criminal Justice, Law Enforcement Assistance Administration, Department of Justice; Michael Pertschuk, Chairman, Federal Trade Commission; A. Benjamin Kelley and Brian O'Neill, Insurance Institute for Highway Safety, Washington, D.C.; Clarence M. Ditlow III, Center for Auto Safety, Washington, D.C.; D. James McDowell and George Giek, American Automobile Association, Falls Church, Virginia; John N. Noettl and Larry Pipes, The Automobile Club of Missouri, St. Louis; Archie Richardson, Automotive Owners Action Council, Washington, D.C., accompanied by Ina Kotzin, Silver Spring, Maryland, and Loretta Stevenson, Largo, Maryland.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Energy and Natural Resources: Committee ordered favorably reported the following business items:

S. 743 and H.R. 130, companion bills to provide for the protection of franchised distributors and retailers of motor fuel (Each bill was amended by adding a new Title III dealing with discriminatory pricing of motor fuel); and

The nomination of H. William Menard, of California, to be Director of the Geological Survey.

NUCLEAR WASTE DISPOSAL

Committee on Environment and Public Works: Subcommittee on Nuclear Regulation began hearings on proposed legislation to provide a means of safe nuclear waste disposal, receiving testimony from John M. Deutch, Director of Energy Research, Department of Energy; Peter A. Bradford and Victor Gilinsky, Commissioners, and Clifford V. Smith, Director, Nuclear Materials Safety and Safeguards, all of the Nuclear Regulatory Commission; and David G. Hawkins, Assistant Administrator, Air and Waste Management, and William D. Rowe, Deputy Assistant Administrator for Radiation Programs, both of the Environmental Protection Agency.

Hearings continue on Tuesday, April 4.

HIGHWAY LEGISLATION

Committee on Environment and Public Works: Subcommittee on Transportation continued hearings on S. 2440, authorizing funds through fiscal year 1982 for Federal aid highway programs, receiving testimony from Senators Huddleston, Melcher, and Pell; James J. Hayes, Bicycle Manufacturers Association of America, Washington, D.C.; Ralph B. Hirsch, League of American Wheelmen, Philadelphia; Alan T. Gonseth, Institute of Transportation Engineers, New York City; and C. H. Fields, American Farm Bureau Federation, Washington, D.C.

Hearings continue on Monday, April 3.

ANTITERRORISM

Committee on Governmental Affairs: Committee resumed hearings on S. 2236, to strengthen Federal programs and policies for combating international and domestic terrorism, and to explore ways of preventing nuclear terrorism, receiving testimony from Dr. Donald Kerr, Acting Assistant Secretary of Energy for Defense Programs; Peter Urbach, National Technical Information Service, Department of Commerce; Dr. Theodore B. Taylor, Princeton University; Dr. J. Carson Mark, Los Alamos Scientific Laboratory, New Mexico; and Dimitri A. Rotow, Arlington, Virginia.

Hearings continue tomorrow.

BETTER JOBS AND INCOME ACT

Committee on Human Resources: Committee held hearings on S. 2084, to replace the existing Federal welfare programs with a single coordinated program, receiving testimony from Secretary of Labor Ray F. Marshall.

Hearings continue tomorrow.

JUSTICE DEPARTMENT AUTHORIZATION

Committee on the Judiciary: Committee held hearings on proposed legislation authorizing funds for fiscal year 1979 for the Department of Justice, receiving testimony from Attorney General Griffin B. Bell.

Hearings continue on Tuesday, April 4.

EXPLOSIVE MATERIALS

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures resumed hearings on S. 2013, to require the additional labeling of explosive materials for the purpose of identification and detection, receiving testimony from Sgt. David Shannon and Officer James Powell, Bomb Squad, Metropolitan Police Department, District of Columbia Government.

Hearings continue on Thursday, April 13.

KOREAN INFLUENCE INVESTIGATION

Select Committee on Ethics: Committee resumed closed hearings to examine alleged attempts by representatives of the Republic of Korea to improperly influence Members and employees of the Senate, receiving testimony from unnamed witnesses.

Hearings continue tomorrow.

INDIAN SELF-DETERMINATION

Select Committee on Indian Affairs: Committee resumed hearings on S. 2460, to improve the implementation of the Indian Self-Determination Act, receiving testimony from Forrest Gerard, Assistant Secretary, and George Goodwin, Deputy Assistant Secretary, both of the Bureau of Indian Affairs, Department of the Interior; and Emery Johnson, Director of Indian Health Service, Department of Health, Education, and Welfare.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 86 public bills, H.R. 11709–11794; and 17 resolutions, H.J. Res. 809–814, H. Con. Res. 544–547, and H. Res. 1099–1105, were introduced.

Pages 7998–8002

Bills Reported: Reports were filed as follows:

H. Res. 1099, providing for the consideration of H.R. 11400, to authorize the appropriation of specified dollar amounts for each of the National Science Foundation's major program areas (and certain subprograms), and to provide requirements relating to periods of availability and transfers of the authorized funds (H. Rept. 95–999);

H. Res. 1100, providing for the consideration of H.R. 11495 to authorize research, development, and demonstration projects relating to aviation (H. Rept. 95–1000); and

H.R. 2660, amended, and H.R. 10210; both private bills (H. Repts. 95–1001 and 1002, respectively).

Page 7998

Easter District Work Period: House agreed to H. Con. Res. 544, providing for an adjournment of the House from March 22 to April 3, 1978 and a recess of the Senate from March 23 to March 29 or April 3, 1978.

Page 7942

Unanimous-Consent Requests: Agreed to the following unanimous-consent requests:

Receive and Sign: That, notwithstanding the adjournment of the House until Monday, April 3, the Clerk be authorized to receive messages from the Senate and that the Speaker be authorized to sign any enrolled bills and joint resolutions duly passed by the two Houses; and

Resignations-Appointments: That, notwithstanding the adjournment of the House until Monday, April 3,

the Speaker be authorized to accept resignations, and to appoint commissions, boards, and committees authorized by law or by the House. Page 7943

Disaster Relief: By a yea-and-nay vote of 393 yeas to 4 nays, Roll No. 177, the House passed H.J. Res. 796, making an urgent supplemental appropriation for disaster relief for the fiscal year ending September 30, 1978. Pages 7943–7945

Late Reports: Committee on Interstate and Foreign Commerce received permission to file reports by midnight Friday, March 24, on H.R. 11192, Recombinant DNA Act; and H.R. 10909, Clinical Laboratory Improvement Act of 1978; and

Committee on the Judiciary received permission to file a report by midnight Friday, March 24, on H.R. 8494, to regulate lobbying and related activities. Pages 7945, 7947

Shipping Act Amendments: By a yea-and-nay vote of 390 yeas to 1 nay, Roll No. 180, the House passed H.R. 9518, Shipping Act Amendments of 1978.

By a yea-and-nay vote of 376 yeas, Roll No. 179, the House agreed to resolve itself into the Committee of the Whole.

Agreed to the committee amendment in the nature of a substitute; and

Agreed to amend the title of the bill.

H. Res. 1074, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 365 yeas to 33 nays, Roll No. 178. Pages 7947–7956

Late Reports: Committee on Interior and Insular Affairs received permission to file sundry reports by midnight Thursday, March 30; and

Committee on Merchant Marine and Fisheries received permission to file sundry reports by midnight Friday, March 31. Page 7956

Agriculture: By a yea-and-nay vote of 332 yeas to 63 nays, Roll No. 181, the House agreed to a motion to disagree to the Senate amendments to H.R. 6782, to permit marketing orders to include provisions concerning marketing promotion, including paid advertisement, of raisins and distribution among handlers of the pro rata costs of such promotion; and ask a conference with the Senate. Appointed as conferees: Representatives Foley, Poage, de la Garza, Jones of North Carolina, Jones of Tennessee, Mathis, Bowen, Rose, Richmond, Wampler, Sebelius, Johnson of Colorado, and Moore.

By a yea-and-nay vote of 224 yeas to 167 nays, Roll No. 182, agreed to table a motion to instruct the House conferees to concur in certain language in the Senate amendments concerning flexible parity. Pages 7957–7962

Late Reports: Committee on Interstate and Foreign Commerce received permission to file a report by midnight Friday, March 31, on H.R. 11567, to amend the Securities Exchange Act of 1934 to authorize appropriations for the Securities and Exchange Commission for fiscal years 1979–1981; and

Committee on the Judiciary received permission to file certain reports by midnight tonight. Page 7962

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of April 5. Page 7943

Presidential Messages: Received and read the following messages from the President:

Adult education: Transmitting the annual report of the National Advisory Committee on Adult Education—referred to the Committee on Education and Labor; and

Arms control: Transmitting the annual report of the United States Arms Control and Disarmament Agency—referred to the Committee on International Relations. Page 7965

Recess: House recessed at 2:09 p.m. and reconvened at 3:42 p.m. Page 7997

Adjournment: Adjourned at 3:43 p.m.

Committee Meetings

EMERGENCY AGRICULTURAL ACT

Committee on Agriculture: Met and instructed the Chairman to request a conference on H.R. 6782, Emergency Agricultural Act of 1978.

RURAL COMMUNITY DEVELOPMENT

Committee on Agriculture: Subcommittee on Family Farms, Rural Development and Special Studies continued hearings on H.R. 9983, Rural Community Development Act; and H.R. 10885, Rural Development Policy Act. Testimony was heard from public witnesses.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture continued hearings with testimony from Congressional and public witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held hearings on Real Property Maintenance and Repair; and Ship Maintenance.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on security supporting assistance.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on Treasury, New York City.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Office of Surface Mining and Reclamation.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on program management and support; and miscellaneous revenues and other programs.

EEOC APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, Judiciary held a hearing on Equal Employment Opportunity Commission.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on National Traffic Safety Board.

SALT NEGOTIATIONS

Committee on Armed Services: Met in executive session for a briefing on current SALT negotiations by Walter Slocombe, Director, Department of Defense SALT Task Force.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development continued hearings on RDT&E portion of H.R. 10929, DOD authorization, in executive session. Testimony was heard from Dr. R. G. Bruner, Defense Logistics Agency; Lt. Gen. L. M. Paschall, USAF, Defense Mapping Agency; and Dr. J. P. Sanford, Dean, Uniformed Services University of the Health Sciences.

UNIFORMED SERVICES' ALLOWANCES

Committee on Armed Services: Subcommittee on Military Compensation held a hearing on expiring authorities relating to pay and bonuses and other allowances; and H.R. 6276, transportation allowance—trailers; and H.R. 6277, quarters allowance for certain members on sea duty. Testimony was heard from Vernon McKenzie, Principal Deputy Assistant Secretary of Defense for Health Affairs; and Maj. Gen. Stanley M. Umstead, Jr., USAF, Deputy Assistant Secretary of Defense for Military Personnel Policy.

CONTRACTING OUT

Committee on Armed Services: Subcommittees on Military Personnel and on Research and Development held a joint hearing on proposed conversions to contractor support of certain functions now performed by military and civilian employees of the Department of Defense. Testimony was heard from Representative Dicks.

KENNEDY ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of President John F. Kennedy continued hearings in executive session.

KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr. continued hearings in executive session.

HOUSING

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued hearings on housing legislation. Testimony was heard from Representative Holtzman, Massachusetts Commissioner of Insurance Stone; and representatives of various insurance groups, and National Peoples' Action of Chicago.

Hearings continue tomorrow.

CONVERTING MILITARY OUTLAYS

Committee on the Budget: Task Forces on Human Resources, on Community and Physical Resources, and on National Security held a joint hearing on converting military outlays to other budget functions. Testimony was heard from Representatives Weiss and Dodd; representatives of the Department of Defense; and public witnesses.

DISPARITIES IN UNEMPLOYMENT

Committee on the Budget: Task Force on Distributive Impacts of Budget and Economic Policies held a hearing on disparities in unemployment among groups. Testimony was heard from CBO Director Alice Rivlin; and Assistant Secretary of Labor Arnold H. Packer.

OCCUPATIONAL SAFETY AND HEALTH ACT

Committee on Education and Labor: Subcommittee on Compensation and Health and Safety continued oversight hearings on the Occupational Safety and Health Act of 1970. Testimony was heard from representatives of Alliance of American Insurers; and American Insurance Association.

IRS TAXPAYER ASSISTANCE PROGRAMS

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on Internal Revenue Service's taxpayer assistance programs. Testimony was heard from Victor Lowe, GAO; IRS Commissioner Jerome Kurtz; and James Hacking, National Retired Teachers Association/American Association of Retired Persons.

NUCLEAR POWER COSTS

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources met

and approved for full committee action a report entitled "Nuclear Power Costs."

LOWELL NATIONAL HISTORICAL PARK—PASCUA YAQUI INDIANS

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House the following bills, as amended:

H.R. 11662, to provide for the establishment of the Lowell National Historical Park in the Commonwealth of Massachusetts; and

H.R. 6612, to provide for the extension of certain Federal benefits, services, and assistance to the Pascua Yaqui Indians of Arizona.

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations continued investigation of Korean-American Relations, Part 4, concerning the period 1968–1972. Testimony was heard from Pak Bo Hi, head of the Korean Cultural and Freedom Foundation.

ECONOMIC ASSISTANCE PROGRAMS

Committee on International Relations: Subcommittees on Asian and Pacific Affairs and on Inter-American Affairs held a joint hearing on fiscal 1979 economic assistance programs—international narcotics control for Asia and Latin America. Testimony was heard from Peter B. Bensinger, Administrator, Drug Enforcement Administration; and Mathea Falco, Department of State.

ACDA AUTHORIZATION

Committee on International Relations: Subcommittee on International Security and Scientific Affairs continue hearings on H.R. 11449, to amend the Arms Control and Disarmament Act in order to extend the authorization for appropriations. Testimony was heard from Dr. Enid Schoettle, International Program Officer, Ford Foundation; and Dr. Rose Hayden, Director, International Education Project, American Council on Education.

Following the hearing, the Subcommittee approved for full committee action a clean bill in lieu of H.R. 11449 (title above).

WOMEN IN DEVELOPMENT

Committee on International Relations: Subcommittee on International Development met for briefing on women in development by Arvonne Fraser, Coordinator, Office of Women in Development, Agency for International Development.

SECURITIES EXCHANGE ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House the following bills:

H.R. 11140 as amended, to amend the Securities Exchange Act of 1934; and

H.R. 11567, to amend the Securities Exchange Act of 1934 to authorize appropriations for the SEC for fiscal years 1979–1981.

HEALTH CARE COSTS

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on skyrocketing health care costs with testimony from public witnesses.

LIQUEFIED NATURAL GAS

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on liquefied gas. Testimony was heard from representatives of Boston Gas Co.; Distrigas Co.; Public Service Gas and Electric; and Connecticut Natural Gas Corp.

JUSTICE DEPARTMENT AUTHORIZATION

Committee on the Judiciary: Continued hearings on the Department of Justice authorization with testimony from FBI Director William H. Webster.

U.S. FOREIGN OCEAN-BORNE COMMERCE

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 11422, to authorize the formation and implementation of closed conferences and shippers' councils in the foreign ocean-borne commerce of the United States. Testimony was heard from representatives of Departments of Commerce, State, Justice and Federal Maritime Commission.

COAL PIPELINE ACT

Committee on Public Works and Transportation: Subcommittee on Surface Transportation held a hearing on H.R. 1609, Coal Pipeline Act of 1977. Testimony was heard from Representatives Wright, Udall, Roncalio and Eckhardt; Russell Peterson, Director, OTA; John F. O'Leary, Deputy Secretary of Energy, DOE; Chester Davenport, Assistant Secretary of Transportation; and public witnesses.

AIR SERVICE IMPROVEMENT ACT

Committee on Public Works and Transportation: Subcommittee on Aviation continued markup of H.R. 11145, Air Service Improvement Act, and recessed subject to call of the Chair.

FAA AUTHORIZATION

Committee on Rules: Granted an open rule providing one hour of general debate on H.R. 11495, authorizing appropriations to the Federal Aviation Administration for research and development. Testimony was heard from Chairman Teague and Representatives Milford and Wydler.

NSF AUTHORIZATION

Committee on Rules: Granted an open rule providing one hour of general debate on H.R. 11400, authorizing appropriations to the National Science Foundation. Testimony was heard from Chairman Teague and Representatives Harkin, Wydler and Hollenbeck. Statements for the record were submitted by Representatives Wydler and Hollenbeck.

OFFICE OF TECHNOLOGY ASSESSMENT

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on Office of Technology Assessment overview. Testimony was heard from Representative Udall, Member, Technology Assessment Board; Senator Kennedy, Chairman, Technology Assessment Board; and representatives of Office of Technology Assessment.

Hearings continue Tuesday, April 4.

NUCLEAR REACTOR PROGRAM REVIEW

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy Research, Development and Demonstration held a hearing on nuclear reactor program review. Testimony was heard from DOE officials Dale Myers, Under Secretary, Dr. George Cunningham, Acting Program Director for Nuclear Energy, and Eric Fygi, General Counsel.

SOLAR AND CONSERVATION LOAN PROGRAM

Committee on Small Business: Subcommittee on Energy, Environment, Safety and Research met and approved for full committee action H.R. 11301, to provide a solar and conservation loan program within the Small Business Administration.

FUTURE OF SMALL BUSINESS

Committee on Small Business: Subcommittee on Antitrust, Consumers and Employment continued hearings on future of small business in America. Testimony was heard from SBA Administrator A. Vernon Weaver; SBA Assistant Administrator Harold Theiste; Shirley Kallek, Bureau of the Census; and Carter Henderson, Princeton Center for Alternative Futures.

COMPENSATION AND DIC PROGRAMS

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension and Insurance continued hearings on H.R. 10337 and various proposals relating to compensation and DIC programs. Testimony was heard from representatives of Veterans' Administration, Disabled American Veterans; and Col. Burke, Congressional Medal of Honor holder.

VA LOAN PROGRAMS

Committee on Veterans' Affairs: Subcommittee on Housing held a hearing on H.R. 11109, to improve the VA mobile home loan program; and H.R. 10268, to increase the VA home loan guaranty program. Testimony was heard from representatives of Veterans' Administration, veterans' organizations, and public witnesses.

CENTRAL STATES PENSION FUND

Committee on Ways and Means: Subcommittee on Oversight held a hearing on Central States Pension Fund. Testimony was heard from Secretary of Labor Marshall; representatives of Internal Revenue Service and Department of Justice; and public witnesses.

IMPORT RELIEF

Committee on Ways and Means: Subcommittee on Trade held a hearing on H. Con. Res. 469, to disapprove the determination of the President denying import relief under the Trade Act of 1974 to the United States high-carbon ferrochromium industry. Testimony was heard from Representative Maguire; Assistant to Special Trade Representative Richard Heimlich; and public witnesses.

Following the hearing, the subcommittee approved for full committee action the following bills.

H.R. 5551, to suspend for a 3-year period the duty on 2-Methyl, 4-chlorophenol; and

H.R. 11711 amended, Trade Adjustment Assistance.

The subcommittee deferred action on H.R. 8222 and H. Con. Res. 469.

Joint Committee Meetings

OPIC

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 9179, to extend until September 30, 1981, the basic operating authority of the Overseas Private Investment Corporation.

NATURAL GAS PRICING

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 5289, to establish a comprehensive natural gas pricing policy, but did not reach final agreement thereon and recessed subject to call.

Thursday, March 23, 1978

Senate

Chamber Action

Routine Proceedings, pages 8029–8350

Bills Introduced: Twenty-three bills and two resolutions were introduced, as follows: S. 2793–2815; and S. Res. 425–426. Pages 8266–8267, 8347–8349

Bills Reported: Reports were made as follows:

S. 2802, to amend the Truth-in-Lending Act so as to simplify compliance therewith and enforcement thereof, together with additional views (S. Rept. 95–720).

S. 1568, to name the lake located behind Lower Monumental Lock and Dam, Washington, "Lake Herbert G. West, Senior", with amendments (S. Rept. 95–721).

H.R. 7744, to establish a policy with regard to the respective roles of the Corps of Engineers and private industry in meeting the national dredging needs, with amendments together with additional views (S. Rept. 95–722).

H.R. 2176, authorizing the Comptroller General to conduct an audit of the Federal Reserve System, the Office of the Comptroller of the Currency, and the Federal Deposit Insurance Corporation, with amendments (S. Rept. 95–723). Page 8266

Bills Passed:

Urgent disaster relief appropriations: Senate passed without amendment and cleared for the President H.J. Res. 796, making urgent supplemental appropriations for disaster relief for fiscal year 1978. Page 8221–8223

Governmental Affairs Committee funding: Senate agreed to S. Res. 425, authorizing additional funds for expenses of Committee on Governmental Affairs. Page 8347

Authority to testify: Senate agreed to S. Res. 423, to authorize a staff investigator of the Senate Permanent Subcommittee on Investigations to testify before the Select Committee on Assassinations of the House of Representatives. Page 8348

James R. Calloway: Senate agreed to S. Res. 426, expressing the appreciation of the Senate to James R. Calloway for his long service to the Senate, including his tenures of service as Chief Counsel and Staff director of Committee on Government Operations and Committee on Appropriations. Pages 8348–8349

Age Discrimination in Employment: By 62 yeas to 10 nays, Senate agreed to the conference report on H.R. 5383, to increase from 65 to 70 years the age limit for retirement under the Age Discrimination in Employment Act, thereby clearing the measure for the President. Pages 8216–8221

Panama Canal Treaty: Senate continued consideration of Executive Calendar No. 2, Panama Canal Treaty (Exec. N, 95th Cong., 1st sess.). Page 8223

Pending at recess was Hatch executive unprinted amendment No. 16 (to Article I), to provide that the Treaty shall not enter into force until the Congress has disposed of, or has authorized disposition of, all U.S. property in the Panama Canal Zone. Page 8231

By unanimous consent it was agreed that vote on this amendment will occur at 11 a.m. on Wednesday, April 5, 1978, following disposition of which Senate will proceed to consider Allen executive U.P. No. 15, to protect the employment security of U.S. citizens working in the Panama Canal Zone. Page 8238

Pages 8223–8239, 8243–8257

Presidential Message: Senate received a message from the President transmitting a report on progress being made toward a negotiated settlement on Cyprus—referred to Committee on Foreign Relations (PM–158). Pages 8260–8261

Vice Presidential Appointments: Vice President appointed the following Senators to attend the Seventh Session of the Third United Nations Conference on the Law of the Sea, to be held in Geneva, March 28–May 12, 1978: Senators Magnuson, Muskie, Pell, McIntyre, Hollings, Gravel, Case, Javits, Tower, Brooke, Hatfield of Oregon, and Stevens. Page 8333

Senate Authorizations: During the forthcoming recess of the Senate until 12 noon on Monday, April 3, 1978, the Secretary of the Senate is authorized to receive and refer messages from the President; and the Vice President and President pro tempore are authorized to make appointments to commissions or committees. Page 8349

All Committees are authorized to file reports between the hours of 9 a.m. and 3 p.m. on Thursday, March 30, 1978. Page 8349

Also, time was extended until April 8, 1978, for Committee on Governmental Affairs to file its report pursuant to Section 310 of S. Res. 110, 95th Congress; and time was extended until April 21, 1978, for Special Committee on Aging to file its annual report. Page 8349

Bills Referred: H.R. 9518, Shipping Act Amendments, was referred to Committee on Commerce, Science, and Transportation. Page 8261

Messages From the House: Page 8261

Amendments Submitted for Printing: Pages 8283–8284

Communications: Pages 8261–8262

Statements on Introduced Bills: Pages 8267–8282

Additional Statements: Page 8285

Confirmations: Senate confirmed the nomination of H. K. Allen, of Texas, to be First Vice President of the Export-Import Bank of the United States; and

H. William Menard, of California, to be Director of the Geological Survey, Department of the Interior. Page 8355

Nominations: Senate received the nomination of Henry Geller, of Virginia, to be Assistant Secretary of Commerce for Communications and Information; and

Numerous Navy in the rank of Admiral, and sundry nominations in the Army, Navy, and Foreign Service. Pages 8350–8355

Record Votes: One record vote was taken today. Page 8220

Recess: Senate met at 10 a.m. and, in accordance with provisions of H. Con. Res. 544, recessed at 5:05 p.m. Page 8350

Committee Meetings

COMMODITY FUTURES TRADING COMMISSION

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation resumed hearings on the proposed extension of the Commodity Futures Trading Commission, receiving testimony from Robert Wilmouth, accompanied by Ron Young, Jerry Manne, and Warren Lebeck, all representing the Chicago Board of Trade; Walter Brinkman, Board of Trade Clearing Corporation, Chicago; John Geldermann and John Clagett, both representing the Futures Industry Association, New York City; Dane Perkins, Nashville, Georgia; Thomas Faircloth, Thomasville, Georgia; Walter Perkins, New York Cocoa Exchange, Inc., New York City; Bennett J. Corn, New York Coffee & Sugar Exchange, Inc., New York City; Allen Ferguson, Public Interest Economic Center, Washington, D.C.; and Theodore Thomte, Thomte & Company, Inc., Boston.

Hearings were recessed subject to call.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of Agriculture, receiving testimony from Bobby Smith, Assistant Secretary for Marketing Services; Barbara Schlei, Administrator, Agricultural Marketing Service; and Leland E. Bartelt, Administrator, Federal Grain Inspection Service, all of the Department of Agriculture.

Subcommittee will meet again on Tuesday, April 4.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense continued hearings on proposed budget estimates for fiscal year 1979 for manpower programs, receiving testimony from John P. White, Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics, who was accompanied by representatives of the Army, Navy, Air Force, and Marine Corps.

Subcommittee will meet again on Tuesday, April 4.

APPROPRIATIONS—FOREIGN OPERATIONS

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for foreign aid programs, receiving testimony from public witnesses.

Subcommittee will meet again on Wednesday, April 5.

APPROPRIATIONS—GENERAL GOVERNMENT

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government continued hearings on proposed budget estimates for fiscal year 1979 for general government items, receiving testimony in behalf of funds for their respective activities from Burt Carp, Deputy Director, Domestic Policy Staff; Jerome M. Rosow, Chairman, Advisory Committee on Federal Policy; Robert A. Anthony, Chairman, Administrative Conference of the U.S.; and Wayne F. Anderson, Executive Director, Advisory Committee on Intergovernmental Relations.

Subcommittee will meet again on Tuesday, April 4.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on the Interior continued hearings on proposed budget estimates for fiscal year 1979, receiving testimony in behalf of funds for their respective activities from Stuart A. Tonemah, Executive Director, National Advisory Council on Indian Affairs; and Gerald E. Gipp, Deputy Commissioner of Indian Education, Department of HEW; and in behalf of funds for the Indian Health Service from Dr. George I. Lythcott, Administrator, Health Services Administration, and Dr. Emery A. Johnson, Indian Health Service, both of the Department of HEW.

Subcommittee will meet again on Tuesday, March 28.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of Transportation, receiving testimony from William M. Cox, Administrator, Federal Highway Administration, DOT.

Subcommittee will meet again on Wednesday, April 5.

MILITARY PROCUREMENT

Committee on Armed Services: Committee resumed closed hearings on S. 2571, military procurement authorizations for fiscal year 1979, receiving testimony on the Navy shipbuilding program from W. Graham Claytor, Jr., Secretary of the Navy; Admiral James L. Holloway III, Chief of Naval Operations; and General Lewis

H. Wilson, Commandant of the Marine Corps.

Committee recessed subject to call.

STOCKPILE LEGISLATION

Committee on Armed Services: Subcommittee on Military Construction and Stockpiles approved for full committee consideration with an amendment in the nature of a substitute, H.R. 4895, the proposed Strategic and Critical Materials Stockpiling Act.

MARINE AND NAVAL AIR PROGRAMS

Committee on Armed Services: Subcommittee on Tactical Aircraft resumed closed hearings on S. 2571, military procurement authorizations for fiscal year 1979, receiving testimony on Marine air programs from Lt. Gen. Thomas H. Miller, Deputy Chief of Marine Corps Staff for Aviation.

Also, Subcommittee received testimony on naval shipboard air defense programs from Rear Admiral T. M. Ward, Director, Surface Combat Systems Division, Rear Admiral W. E. Meyer, Aegis Project Manager, Naval Sea Systems Command, and Rear Admiral E. W. Carter III, Deputy Commander, Weapons System and Engineering Directorate, all of the Department of the Navy.

Subcommittee recessed subject to call.

CONSUMER COOPERATIVE

Committee on Banking, Housing, and Urban Affairs: Committee began consideration of S. 1010 and H.R. 2777, to establish a National Consumer Cooperative Bank, but did not complete action thereon and will meet again on Thursday, April 6.

TRANSFER OF FEDERAL FUNDING

Committee on the Budget: Committee held hearings on a proposal to move funds from national defense spending to social programs (the so-called transfer amendment), receiving testimony from Senator McGovern.

Committee recessed subject to call.

TRAFFIC SAFETY AUTHORIZATION

Committee on Commerce, Science, and Transportation: Subcommittee on the Consumer concluded hearings on S. 2604, authorizing funds through fiscal year 1980 for the National Traffic and Motor Vehicle Safety Act and the Motor Vehicle Information and Cost Savings Act, after receiving testimony from Donald A. Randall, accompanied by Charles Smith and Gilbert Tanner, representing the Automotive Service Councils, Inc., Washington, D.C.; James Woulfe, Dublin, Calif., and Frank McCarthy, representing the National Automobile Dealers Association, McLean, Virginia; Herbert S. Fuhrman, National Institute for Automotive Service Excellence, Washington, D.C.; Julian C. Morris, Automotive Parts and Accessories Association, Washington, D.C.; Philip ers Association, Inc., Washington, D.C.; and Alan P. Friedlander, Jr., National Tire Dealers and Retread-Richey, Automotive Legislative Counsel of America, Washington, D.C.

GASOLINE PRICES

Committee on Energy and Natural Resources: Committee held hearings on the price differential between leaded and unleaded gasoline. Witnesses heard were David Bardin, Administrator, Economic Regulatory Administration, Department of Energy; Dr. Norman D. Shutler, Deputy Assistant Administrator for Mobile Sources, Environmental Protection Agency; and Urvan Sternfels, National Petroleum Refiners Association, Washington, D.C.

Hearings were recessed subject to call.

NONGAME CONSERVATION

Committee on Environment and Public Works: Subcommittee on Resource Protection approved for full Committee consideration, with amendments, S. 1140, to encourage and assist States to develop improved programs for the conservation of "nongame" species of fish and wildlife.

ANTITERRORISM

Committee on Governmental Affairs: Committee resumed hearings on S. 2236, to strengthen Federal programs and policies for combating international and Sources, Environmental Protection Agency; and Urvan domestic terrorism, and to explore ways of preventing nuclear terrorism, receiving testimony from Thomas O'Brien, Director of Defense Security Plans and Programs; Dr. Donald Kerr, Acting Assistant Secretary of Energy for Domestic Programs; Sebastian Mignosa, Director, Domestic Security Section, FBI; and Victor Gilinsky, Commissioner, Nuclear Regulatory Commission.

Hearings were recessed subject to call.

"BUY AMERICAN ACT"

Committee on Governmental Affairs: Subcommittee on Federal Spending Practices and Open Government began hearings on S. 2318, to require the heads of Federal agencies to issue certain regulations respecting the purchase of material made in the United States, to permit the States to give preference to such materials, and to require that certain State purchases made with Federal funds be subject to the "Buy American Act" witnesses heard were Lester A. Fettig, Administrator, Office of Federal Procurement Policy; William Barraclough, Deputy Assistant Secretary of State for International Trade Policy; Edward W. Scott, Jr., Assistant Secretary of Transportation for Administration; Dale W. Church, Deputy Undersecretary of Defense for Acquisition Policy; Robert Graham, Commissioner, Federal Supply Service, accompanied by Ronald Royal, Assistant Director for Civil Crisis Preparedness, Federal Preparedness Agency, both of the General Services Administration; Herbert Blackman, Associate Deputy Undersecretary of Labor for International Affairs; and Gary C. Hufbauer, Deputy Assistant Secretary of the Treasury for Trade and Investment Policy.

Hearings continue on Wednesday, April 5.

BETTER JOBS AND INCOME ACT

Committee on Human Resources: Committee continued hearings on S. 2084, to replace existing Federal welfare programs with a single coordinated program, receiving testimony from Secretary of Health, Education, and Welfare Joseph A. Califano, Jr.

Hearings were recessed subject to call.

WITNESS PROTECTION PROGRAM

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure resumed oversight hearings on the operation of the witness protection program under the Organized Crime Control Act (Public Law 91-452), receiving testimony from Representative Hannaford; Benjamin R. Civiletti, Acting Deputy Attorney General, Gerald R. Shur, Criminal Division; William E. Hall, Director, Arthur Daniels, Chief, and Julie P. Dubick, all of the U.S. Marshals Service; and Norman A. Carlson, Director, and Shirley O. Stutely, both of the Bureau of Prisons, all of the Department of Justice.

Hearings were recessed subject to call.

VETERANS' AND SURVIVORS' INCOME SECURITY

Committee on Veterans' Affairs: Committee ordered favorably reported with amendments S. 2384, to provide for a comprehensive reform of the veterans' pension program. (Amendments agreed to include proposals to name the following veterans' hospitals: (A) new hospital in Little Rock, Arkansas, the John L. McClellan Hospital; (B) hospital in Tampa, Florida, the James A. Haley Veterans Hospital; and (C) hospital in Bedford, Massachusetts, the Edith Nourse Rogers Memorial Veterans' Hospital. These amendments comprise the substance of S. 2351 and 1925, and H.R. 1678 and 7643.)

KOREAN INFLUENCE INVESTIGATION

Select Committee on Ethics: Committee continued closed hearings to examine alleged attempts by representatives of the Republic of Korea to improperly influence Members and employees of the Senate, receiving further testimony from Tongsun Park, Seoul, South Korea.

Committee recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, April 3.

Committee Meeting

HOUSING

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued hearings on housing legislation. Testimony was heard from Gordon Cavanaugh, Farmers Home Administration, and other rural housing groups.

Monday, April 3, 1978

Senate

Chamber Action

Routine Proceedings, pages 8364–8447

Bills Introduced: Four bills and two resolutions were introduced, as follows: S. 2816–2819; S. Res. 427; and S. Con. Res. 73. Pages 8419, 8395, 8433

Measures Passed:

American Indian religious freedom: Senate agreed to S.J. Res. 102, to reevaluate U.S. policy to protect and preserve American Indian religious cultural rites and practices, with amendments. Pages 8365–8366

Records transfer regulations: Senate passed with an amendment S. 1265, proposing new regulations relating to the acceptance and use of records transferred to the custody of the Administrator of General Services. Page 8366

General Records schedules: Senate passed with amendments S. 1267, to require mandatory application of the General Records Schedules to all Federal agencies. Pages 8367–8368

University of Kentucky basketball team: Senate agreed to S. Res. 427 commending the University of Kentucky's basketball team for winning the NCAA basketball championship. Page 8433

Panama Canal Treaty: Senate continued consideration of Executive Calendar No. 2, Panama Canal Treaty (Exec. N, 95th Cong., 1st sess.). Page 8372

Pending at recess was Hatch executive amendment No. 92 to Article I, to provide that the Treaty shall not enter into force until the Congress has disposed of, or has authorized disposition of, all U.S. property in the Panama Canal Zone. Page 8413

Pages 8372–8395, 8402–8413

Presidential Messages: During its recess, Senate received the following messages from the President:

On March 27:

(1) Transmitting the District of Columbia budget for fiscal year 1979—referred to Committee on Governmental Affairs (PM-159); Page 8413

(2) Transmitting the Sixth Annual Report on the status of Advisory Committees—referred to Committee on Governmental Affairs (PM-160); Page 8414

(3) Transmitting the 1975 Annual Report of Health activities under the Federal Coal Mine Health and Safety Act—referred to Committee on Human Resources (PM-161); and Page 8414

(4) Transmitting a proposal for a National Urban Policy—referred jointly to Committees on Banking, Housing, and Urban Affairs; Governmental Affairs; Finance; Environment and Public Works; and Human Resources (PM-162). Pages 8414–8418

On March 28:

(1) Transmitting the Annual Report of the Corporation for Public Broadcasting for Fiscal Year 1977—referred to Committee on Commerce, Science, and Transportation (PM-163). Page 8419

Amendments Submitted for Printing: Page 8428

Statements on Introduced Bills: Pages 8419–8427

Additional Statements: Pages 8428–8433

Confirmations: Senate confirmed the following nominations:

Theodore Bikel, of Connecticut, Maureen Dees, of Alabama, and Jacob Lawrence, of Washington, each to be a member of the National Council on the Arts;

One Marine Corps in the rank of General; and

Sundry nominations in the Army and Air Force. Page 8454

Nominations: Senate received nominations as follows:

On March 27:

Robert L. Yost, of California, to be Ambassador to the Dominican Republic;

Donald C. Lubick, of Maryland, to be an Assistant Secretary of the Treasury;

Saul Silverman, of Pennsylvania, to be Assayer of the U.S. Assay Office at New York City;

George S. Benton, of Maryland, to be Associate Administrator of the National Oceanic and Atmospheric Administration; and

Thirty-seven Army in the rank of General; one Navy in the rank of Admiral; one Marine Corps in the rank of General; and routine nominations in the Air Force. Pages 8447–8454

On March 28:

Anita M. Miller, of California, to be a member of the Board of Trustees of the Harry S Truman Scholarship Foundation. Page 8454

Recess: Senate met at 12 noon and recessed at 6:56 p.m. Page 8447

Committee Meetings

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for public works projects, receiving testimony from Senators Nunn, Helms, Stennis, and Sasser; Representatives Edwards of Alabama, Buchanan, and Gilman; Governor Ray Blanton of Tennessee; Governor Charles (Cliff) Finch of Mississippi, and numerous public witnesses.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on the Interior resumed hearings on proposed budget estimates for fiscal year 1979 for the National Endowment for the Humanities, receiving testimony from its Chairman Joseph D. Duffey.

Subcommittee will meet again tomorrow to receive testimony on funds for the Bureau of Indian Affairs.

APPROPRIATIONS—SBA

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and the Judiciary held joint hearings with the Select Committee on Small Business on proposed budget estimates for fiscal year 1979 for the Small Business Administration, receiving testimony from its Administrator A. Vernon Weaver, who was accompanied by several of his associates.

Subcommittee will meet again tomorrow.

COASTAL ZONE MANAGEMENT

Committee on Commerce, Science, and Transportation: Committee held hearings on the implementation of the Coastal Zone Management Act (Public Law 92–583), receiving testimony from Robert W. Knecht, Acting Associate Administrator of Coastal Zone Management, Office of Coastal Zone Management, National Oceanic and Atmospheric Administration, Department of Commerce.

Hearings were recessed subject to call.

BRIDGE REPLACEMENT AND REHABILITATION

Committee on Environment and Public Works: Subcommittee on Transportation began hearings on S. 394, to provide a comprehensive bridge replacement and rehabilitation program, receiving testimony from Milton L. Johnson, Clayton County Engineer, Elkader, Iowa; Wesley D. Smith, Hamilton County Engineer, Webster, Iowa; Clarence C. Perry, Lucas County Engineer, Chariton, Iowa, and Dean Kleckner, Iowa Farm Bureau Federation, Rudd, Iowa.

Hearings continue on Monday, April 10.

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

Committee on Governmental Affairs: Committee met and discussed Reorganization Plan No. 1 of 1978, which would make the Equal Employment Opportunity Commission the principal Federal agency in fair employment practices.

Committee recessed subject to call.

HEALTH LEGISLATION

Committee on Human Resources: Subcommittee on Health and Scientific Research approved for full committee consideration the following bills: S. 2534, to extend through fiscal year 1983 programs for health maintenance organizations; S. 2450, authorizing funds for fiscal year 1979 for Community Mental Health Centers and for biomedical research; and S. 2466, to establish a National Institute of Health Care Research.

SOLAR ENERGY DEVELOPMENT

Select Committee on Small Business: Committee resumed hearings on S. 2733 and Title I of S. 807, to authorize grants to individuals and small business concerns for development of solar energy equipment and energy-related inventions, receiving testimony from A. Vernon Weaver, Administrator, Small Business Administration; Donald A. Beattie, Acting Assistant Secretary of Energy for Conservation and Solar Energy Application; Charles Burkhardt, New England Fuel Institute, Watertown, Massachusetts; and Jack Paster, Warrenton, Virginia, representing the Solar Energy Industries Association.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 38 public bills, H.R. 11795–11832; 3 private bills, H.R. 11833–11835; and 8 resolutions, H.J. Res. 815–818, H. Con. Res. 548, and H. Res. 1106–1108, were introduced. Pages 8502–8504

Bills Reported: Reports were filed as follows:

H.R. 8494, to regulate lobbying and related activities (H. Rept. 95–1003);

H.R. 10909, Clinical Laboratory Improvement Act of 1978 (H. Rept. 95–1004);

H.R. 11192, Recombinant DNA Act (H. Rept. 95–1005; foregoing filed on Friday, March 24);

S. 917, to provide for conveyance of certain lands adjacent to the Gund Ranch, Grass Valley, Nevada, to the University of Nevada, amended (H. Rept. 95–1006);

H.R. 7588, amended; and 7971 (both private bills, H. Repts. 95–1007 and 1008, respectively);

H.R. 6997, to authorize the Secretary of the Interior to convey all right, title, and interest of the United States in and to a tract of land located in the Fairbanks Recording District, State of Alaska, to the Fairbanks North Star Borough, amended (H. Rept. 95–1009);

H.R. 11567, to amend the Securities Exchange Act of 1934 to authorize appropriations for the Securities and Exchange Commission for fiscal years 1979–1981, amended (H. Rept. 95–1010);

H.R. 10822, to improve the operations of the national sea grant program, and to authorize appropriations to carry out such program for fiscal years 1979 and 1980, amended (H. Rept. 95–1011);

H.R. 3489, to amend sec. 216(b) of the Merchant Marine Act, 1936, to entitle the Delegates in Congress from Guam and the Virgin Islands to make nominations for appointments to the Merchant Marine Academy, amended (H. Rept. 95–1012);

H.R. 10823, to amend the National Advisory Committee on Oceans and Atmosphere Act of 1977 to authorize appropriations to carry out the provisions of such Act

for fiscal years 1979 and 1980, amended (H. Rept. 95-1013);

H.R. 10984, to provide for the establishment of the Friendship Hill National Historic Site in the State of Pennsylvania, amended (H. Rept. 95-1014);

H.R. 4243 (a private bill; H. Rept. 95-1015);

H. Con. Res. 359, to provide recognition of the Services of General Thaddeus Kosciuszko (H. Rept. 95-1016);

H.R. 11092, to increase the authorization of appropriations under the Act of December 22, 1974 (H. Rept. 95-1017);

H.R. 7101, to amend certain provisions of law relating to land claims by the United States in Riverside County, California, based upon the accretion or avulsion (H. Rept. 95-1018);

H.R. 2497, to reinstate the Modoc, Wyandotte, Peoria, and Ottawa Indian Tribes of Oklahoma as federally supervised and recognized Indian tribes, amended (H. Rept. 95-1019);

H.R. 8397, to provide that a certain tract of land in Pinal County, Arizona, held in trust by the United States for the Papago Indian tribe, be declared a part of the Papago Indian Reservation (H. Rept. 95-1020);

H.R. 6612, to provide for the extension of certain Federal benefits, services, and assistance to the Pascua Yaqui Indians of Arizona, amended (H. Rept. 95-1021);

H.R. 6900, to amend the National Trails System Act of 1968 (82 Stat. 919), as amended, to designate the Oregon National Historic Trail and Travelway as a unit of the National Trails System, amended (H. Rept. 95-1022; foregoing filed on Thursday, March 30);

H.R. 11662, to provide for the establishment of the Lowell National Historical Park in the Commonwealth of Massachusetts, amended (H. Rept. 95-1023);

H.R. 10732, to authorize appropriations to carry out the Fishery Conservation and Management Act of 1976 during fiscal years 1979, 1980, and 1981 (H. Rept. 95-1024);

H.R. 10882, to authorize appropriations to carry out conservation programs on military reservations and public lands during fiscal years 1979, 1980, and 1981 (H. Rept. 95-1025);

H.R. 10883, to authorize appropriations to carry out the Endangered Species Act of 1973 during fiscal years 1979, 1980, and 1981 (H. Rept. 95-1026);

H.R. 10884, to authorize appropriations to the Council on Environmental Quality for fiscal years 1979, 1980, and 1981 (H. Rept. 95-1027);

H.R. 10730, to authorize appropriations to carry out the Marine Mammal Protection Act of 1972 during fiscal years 1979, 1980, and 1981 (H. Rept. 95-1028);

H.R. 10878, to extend until October 1, 1981, the voluntary insurance program provided by sec. 7 of the Fishermen's Protective Act of 1967 (H. Rept. 95-1029);

H.R. 11465, to authorize appropriations for the United States Coast Guard for the fiscal year 1979 (H. Rept. 95-1030);

H.R. 7749, to implement the Agreed Measures for the Conservation of Antarctic Fauna and Flora of the Antarctic Treaty (H. Rept. 95-1031; foregoing filed on Friday, March 31); and

H.R. 1415, amended; 3994, amended; H. Res. 83; and S. 422, amended (all private bills; H. Repts. 95-1032 to 1035, respectively). Page 8498

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright as Speaker pro tempore for today. Page 8454

Presidential Messages: Read the following messages from the President:

Cyprus: Transmitting a report describing the progress that has been made during the past sixty days toward a negotiated settlement on Cyprus—referred to the Committee on International Relations and ordered printed (H. Doc. 95-308);

Urban policy: Transmitting proposals for a comprehensive national urban policy—referred to the Committee of the Whole House on the State of the Union and ordered printed (H. Doc. 95-309);

D.C. budget: Transmitting the District of Columbia budget for fiscal year 1979—referred to the Committee on Appropriations and ordered printed with illustrations (H. Doc. 95-310);

Coal mine health and safety: Transmitting the 1975 Annual Report of Health Activities under the Federal Coal Mine Health and Safety Act of 1969—referred to the Committee on Education and Labor;

Federal advisory committees: Transmitting the sixth annual report on the status of Advisory Committees—referred to the Committee on Government Operations; and

Broadcasting: Transmitting the annual report of the Corporation for Public Broadcasting for fiscal year 1977—referred to the Committee on Interstate and Foreign Commerce. Pages 8455-8461

Subpenas Duces Tecum: Read a letter from the Sergeant at Arms of the House wherein he transmits subpenas duces tecum ordering him to appear before the Grand Jury of the United States District Court for the Eastern District of Pennsylvania; and

Read a letter from the Clerk of the House wherein he transmits a subpena duces tecum ordering him to appear before the Grand Jury of the United States District Court for the District of Columbia.

Pursuant to H. Res. 10, the subpenas duces tecum were ordered printed in the Record. Pages 8461-8462

Consent Calendar: On the call of the Consent Calendar, the House passed over without prejudice H.R. 10341 and 10343. Page 8462

Suspensions: House voted to suspend the rules and pass the following:

Friendship Hill: H.R. 10984, amended, to provide for the establishment of the Friendship Hill National Historic Site in the State of Pennsylvania (passed by a yea-and-nay vote of 351 yeas to 6 nays, Roll No. 184); Pages 8464-8465, 8480-8481

General Thaddeus Kosciuszko: S. Con. Res. 44, in lieu of H. Con. Res. 359, to provide recognition of the services of General Thaddeus Kosciuszko (agreed to by a yea-and-nay vote of 358 yeas, Roll No. 185); and Pages 8465-8467, 8481-8482

Oregon Trail: H.R. 6900, amended, to amend the National Trails Systems Act of 1968 (82 Stat. 919), as amended, to designate the Oregon National Historic Trail and Travelway as a unit of the National Trails System (passed by a yea-and-nay vote of 353 yeas to 4 nays, Roll No. 186). Pages 8467-8472, 8482-8483

Suspension Failed: By a yea-and-nay vote of 228 yeas to 132 nays, Roll No. 187, the House failed to suspend the rules and pass H.R. 11662, amended, to provide for the establishment of the Lowell National Historical Park in the Commonwealth of Massachusetts. Pages 8472-8480, 8483-8484

Adjournment: Adjourned at 2:15 p.m.

Committee Meetings

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Department of Energy.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on Health Care Financing Administration.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works heard testimony from Members of Congress and public witnesses.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Federal Railroad Administration.

SALE OF SILVER DOLLARS AUTHORIZATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Historic Preservation and Coinage held a hearing on H.R. 9937, to amend the One Bank Holding Company Act of 1970. Testimony was heard from Joel W. Solomon, Administrator, GSA; Marion Russell, Editor, Coin World; and Grover C. Criswell, President, American Numismatic Association.

PRESIDENT'S URBAN PROPOSALS

Committee on the Budget: Task Force on State and Local Government held a hearing on the President's recent urban proposals. Testimony was heard from HUD Secretary Patricia Harris; Roger Altman, Assistant Secretary of Treasury for Domestic Affairs; and Robert Hall, Assistant Secretary of Commerce.

BOUNDARY WATERS CANOE AREA

Committee on Interior and Insular Affairs: Subcommittee on National Park and Insular Affairs met for markup of H.R. 2820, 8722 and related bills, relating to additional lands and redesignation of Boundary Waters Canoe Area, and will resume tomorrow.

PSYCHOTROPIC SUBSTANCES ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment met and approved for full committee action a clean bill in lieu of H.R. 9796, Psychotropic Substances Act of 1977.

KOREAN INFLUENCE INVESTIGATION

Committee on Standards of Official Conduct: Began public hearings on the Korean influence-peddling investigation with testimony from Korean agent Tongsun Park.

Hearings continue tomorrow.

TAX REFORM

Committee on Ways and Means: Continued hearings on tax reform proposals with testimony from public witnesses.

Hearings continue tomorrow.

Joint Committee Meeting

EMERGENCY AGRICULTURAL ACT

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 6782, proposed Emergency Agricultural Act of 1978, but did not complete action thereon and will meet again tomorrow.

Résumé of Congressional Activity

SECOND SESSION OF THE NINETY-FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 19 through March 31, 1978

	Senate	House	Total
Days in session	40	38	.
Time in session	309 hrs.,54′	172 hrs., 30′	..
Congressional Record:			
Pages of proceedings	4,588	2,362	6,950
Extension of Remarks	..	..	1,573
Public bills enacted into law	9	21	30
Private bills enacted into law	2	6	8
Bills in conference	2	13	15
Bills through conference	1	6	7
Measures passed, total	135	140	..
Senate bills	26	12	..
House bills	27	59	..
Senate joint resolutions	7	..	..
House joint resolutions	4	6	..
Senate concurrent resolutions			..
House concurrent resolutions	7	7	..
Simple resolutions	64	56	..
Measures reported, total	•147	•175	322
Senate bills	41	6	..
House bills	29	103	..
Senate joint resolutions	5	1	..
House joint resolutions	2	7	..
Senate concurrent resolutions	..		
House concurrent resolutions	5	4	
Simple resolutions	65	54	.
Special reports	5	10	.
Conference reports	1	5	6
Measures pending on calendar	53	107	.
Measures introduced, total	541	1,770	2,311
Bills	428	1,382	
Joint resolutions	22	133	..
Concurrent resolutions	10	96	
Simple resolutions	81	159	
Quorum calls	7	32	
Yea-and-nay votes	78	111	
Recorded votes	..	39	
Bills vetoed	..	..	
Vetoes overridden	..	..	

•These figures include all measures reported, even if there was no accompanying report. A total of 109 reports have been filed in the Senate, a total of 190 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 19 through March 31, 1978

Army nominations, totaling 3,022, disposed of as follows:	
Confirmed	1,933
Unconfirmed	1,089
Navy nominations, totaling 3,981, disposed of as follows:	
Confirmed	2,349
Unconfirmed	1,632
Air Force nominations, totaling 6,652, disposed of as follows:	
Confirmed	3,613
Unconfirmed	3,039
Marine Corps nominations, totaling 1,402 disposed of as follows:	
Confirmed	1,400
Unconfirmed	2
Civilian nominations, totaling 1,704, disposed of as follows:	
Confirmed	1,274
Unconfirmed	430

Summary

Total nominations received	16,761
Total confirmed	10,569
Total unconfirmed	6,192

Tuesday, April 4, 1978

Senate

Chamber Action

Routine Proceedings, pages 8539–8626

Bills Introduced: Seven bills and one resolution were introduced, as follows: S. 2820–2826; and S. Con. Res. 74. Pages 8583, 8606–8609

Measures Passed:

American Folklife Preservation: Senate passed H.R. 5981, authorizing funds through fiscal year 1981 for the American Folklife Center at the Library of Congress. Pages 8624–8625

Work Incentive Program: Senate passed S. 2779, authorizing funds for the Work Incentive Program under the Social Security Act. Page 8625

Panama Canal Treaty: Senate continued consideration of Executive Calendar No. 2, Panama Canal Treaty (Exec. N, 95th Cong., 1st sess.). Page 8540

Pending at recess was Hatch executive amendment No. 92 to Article I, to provide that the Treaty shall not enter into force until the Congress has disposed of, or has authorized disposition of, all U.S. property in the Canal Zone. The vote on such amendment is scheduled to occur tomorrow at 11 a.m. Page 8577

Vice Presidential Appointment: Vice President appointed Senator McIntyre as a Congressional Adviser to the SALT Delegation in Geneva during 1978. Page 8577

Nomination: Senate received the nomination of Robert J. Sugarman, of Pennsylvania, to be a Commissioner on the part of the U.S. on the International Joint Commission, U.S. and Canada. Page 8626

Bill Referred: H.R. 10984, proposing establishment of the Friendship Hill National Historic Site, Pennsylvania, was referred to Committee on Energy and Natural Resources. Page 8578

Messages From the House: Page 8577

Amendments Submitted for Printing: Page 8609

Executive Communications: Page 8578

Statements on Introduced Bills: Pages 8584–8605

Additional Statements: Pages 8611–8624

Recess: Senate met at 12 noon and recessed at 6:34 p.m. Page 8626

Committee Meetings

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of Agriculture, receiving testimony in behalf of funds for the Farmers Home Administration from its Administrator Gordon Cavanaugh, and Alex P. Mercure, Assistant Secretary for Rural Development; and in behalf of funds for the Rural Electrification Administration from its Administrator David A. Hamil.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense resumed open and closed hearings on proposed budget estimates for fiscal year 1979 for the defense establishment receiving testimony from Lieutenant General L. M. Paschall, Director, Defense Communications Agency; Lieutenant General W. W. Vaughan, Director, Defense Logistics Agency; Lieutenant General Abner Martin, Director, Defense Mapping Agency; Vice Admiral Robert R. Monroe, Director, Defense Nuclear Agency; Major General Benjamin R. Baker, Deputy Assistant Secretary of Defense (Health Resources and Programs); and Colonel Jack R. Rollinger, Director of Civilian Marksmanship, National Board for the Promotion of Rifle Practice.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on the Interior resumed hearings on proposed budget estimates for fiscal year 1979 for the Bureau of Indian Affairs, receiving further testimony from Forrest Gerard, Assistant Secretary—Indian Affairs, Department of the Interior.

Subcommittee will meet again on Monday, April 10.

APPROPRIATIONS—THE JUDICIARY

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Judiciary, receiving testimony in behalf of funds for their respective activities from Lewis F. Powell, Jr., Associate Justice of the Supreme Court; Senior Judge Carl A. Weinman, Judicial Conference of the U.S.; William E. Foley, Director, Administrative Office of the U.S. Courts; Leo Levin, Director, Federal Judicial Center; and George M. White, Architect of the Capitol.

Subcommittee recessed subject to call.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for public works projects, receiving testimony from Senators Hatfield of Oregon; Garn, Hatch, and Tower; Representative Brooks, Governor Scott M. Matheson of Utah; and numerous public witnesses.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—TREASURY-POSTAL SERVICE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 and on supplemental appropriations for fiscal year 1978 for the Department of the Treasury and the Postal Service, receiving testimony from public witnesses.

Hearings were adjourned subject to call.

RESERVE PERSONNEL

Committee on Armed Services: Subcommittee on Manpower and Personnel resumed hearings on S. 2571, military procurement authorizations for fiscal year 1979, receiving testimony on requests for selected reserve components personnel strengths from Harold W. Chase, Deputy Assistant Secretary of Defense (Reserve Affairs); Major General LaVern E. Weber, Chief, National Guard Bureau; Major General Henry Mohr, Director, Army Reserve; Vice Admiral Pierre Charbonnet, Chief, Naval Reserve; Major General William B. Fleming, Deputy Chief of Staff for Reserve Affairs, Marine Corps; Major General William Lyon, Chief, Air Force Reserve; and Rear Admiral T. T. Wetmore III, Chief, Coast Guard Reserve.

Hearings continue on Thursday, April 6.

ELECTRONIC FUND TRANSFER

Committee on Banking, Housing, and Urban Affairs: Committee resumed mark up of S. 2470, 2065, and 2546, bills to prescribe policies and procedures to protect consumer rights in relation to the electronic fund transfer system, but did not complete action thereon and will meet again on Friday, April 7.

FIRST CONCURRENT RESOLUTION

Committee on the Budget: Committee began to mark up the first concurrent resolution setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority, but did not complete action thereon and will meet again tomorrow.

CONSUMER PRODUCT SAFETY AUTHORIZATION

Committee on Commerce, Science, and Transportation: Subcommittee on the Consumer began hearings on S. 2796, authorizing funds for fiscal year 1979 for the Consumer Product Safety Commission, receiving testimony from Mark Silbergeld, Consumers Union, Washington, D.C.; Kathleen D. Slteekey, Consumer Federation of America, Washington, D.C.; Anita Johnson, Environmental Defense Fund, Washington, D.C.; Bernard H. Falk, National Electrical Manufacturers Association, Washington, D.C.; John Hayward, Lexington, Massachusetts; Robert A. Goldstone, Paterson, New Jersey; and Theodora Sweeney, Child Safety Advocate, Cleveland, Ohio.

Hearings continue tomorrow.

DOE AUTHORIZATION

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development resumed hearings on S. 2692, proposed fiscal year 1979 authorizations for the Department of Energy, receiving testimony from Senators Thurmond and Hatfield of Montana; Alexander B. Trowbridge, Allied Chemical Corporation, Morristown, New Jersey; Dr. Jerry Plunkett, Montana Energy and MHD Research and Development Institute, Butte; Dr. Richard Flinn, Gulf Mineral Resources Company, Denver; Ernest L. Daman, Foster Wheeler Development Corporation, Washington, D.C.; George H. Lawrence, American Gas Association, Arlington, Virginia; and Dr. Bernard S. Lee, Institute of Gas Technology, Washington, D.C.

Subcommittee will meet again on Friday, April 7.

NOISE CONTROL ACT OVERSIGHT

Committee on Environment and Public Works: Subcommittee on Resource Protection held oversight hearings on the implementation of the Environmental Noise Control Act (Public Law 92-574). Witnesses heard were Henry Eschwege, Director, Division of Community and Economic Development, General Accounting Office; David Hawkins, Assistant Administrator for Air and Waste Management, Environmental Protection Agency; Martin Convisser, Director, Office of Environment and Safety, Department of Transportation; Sheldon Plager, Indiana University, Bloomington, Ind.; and Larry Blackwood, Assistant Attorney General, State of Illinois, Chicago.

Hearings continue tomorrow.

NUCLEAR WASTE DISPOSAL

Committee on Environment and Public Works: Subcommittee on Nuclear Regulation began hearings on proposed legislation to provide a means of safe nuclear waste disposal, receiving testimony from Emilio E. Varanini, California Energy Commission, Sacramento; George D. De Buchananne, Chief, Office of Radiohydrology, U.S. Geological Survey, Department of the Interior; James A. Buckham, American Institute of Chemical Engineers, New York City; Terry Lash, Natural Resources Defense Council, Palo Alto, Calif.; and Fred A. Donath, Albuquerque, N. Mex.

Hearings continue tomorrow.

IMPORT RESTRAINTS

Committee on Finance: Subcommittee on International Trade held hearings on S. Con. Res. 66, disapproving the President's determination transmitted to Congress on February 10, 1978, not to provide restraints against imports of bolts, nuts, and screws of iron or steel as recommended by the International Trade Commission. Witnesses heard were Senator Glenn; Representatives Anderson and Oakar; Ambassador Alan Wm. Wolff, Deputy Special Representative for Trade Negotiations; David A. Spoehr, Russell, Burdsall & Ward, Willoughby, Ohio; Robert J. Blinken, MITE Corporation, Washington, D.C.; Richard Clayton, Standard Pressed Steel Company; Peter Buck Feller, McClure & Trotter, Washington, D.C.; John S. Walker, Jones, Day, Reavis & Pogue, Washington, D.C.; Herbert Liebman, A. L. Liebman & Sons, New York City; Frank Gerbig, U.S. Fastener Corporation, Detroit; Hyman Schatz, Strong Nuts and Bolts Corporation, Los Angeles; and John J. Sheehan, accompanied by John L. Oshinski, United Steelworkers of America, Washington, D.C.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Foreign Relations: Committee ordered favorably reported the following nominations: Alfred L. Atherton, Jr., of Florida, to be Ambassador at Large; Harold H. Saunders, of Virginia, to be an Assistant Secretary of State; Robert L. Yost, of California, to be Ambassador to the Dominican Republic; Olin C. Robison, of Vermont, to be a member of the U.S. Advisory Commission on International Communication, Cultural and Educational Affairs; and a Foreign Service Officer Promotion List dated March 23, 1978.

Prior to this action, Committee held hearings on the nominations of Messrs. Yost and Robison where the nominees testified and answered questions on their own behalf. Senators Stafford and Leahy introduced Mr. Robison to the Committee.

Also, Committee held hearings on the following resolutions:

S. Con. Res. 72, relative to countering terrorism, receiving testimony from Morris Draper, Country Director: Iraq, Jordan, Lebanon and Syria, Bureau of Near Eastern and South Asian Affairs, and Heyward Isham, Director, Office for Combating Terrorism, both of the Department of State;

S. Res. 420, expressing the sense of the Senate with respect to UN Security Council Resolution 425 relating to the Lebanese crisis, receiving testimony from Mr. Draper; and

S. Res. 419, expressing the sense of the Senate on terrorism in Italy, receiving testimony from Mr. Isham.

JUSTICE DEPARTMENT AUTHORIZATION

Committee on the Judiciary: Committee resumed hearings on proposed fiscal year 1979 authorizations for the Department of Justice, receiving testimony from Leonel J. Castillo, Commissioner, Immigration and Naturalization Service, and James W. Moorman, Assistant Attorney General, Land and Natural Resources Division, both of the Department of Justice.

Hearings continue tomorrow.

INTELLIGENCE REORGANIZATION

Select Committee on Intelligence: Committee began hearings on S. 2525, to improve the intelligence system of the U.S. by the establishment of a statutory basis for the national intelligence activities of the U.S., receiving testimony from Clark Clifford, Washington, D.C.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 41 public bills, H.R. 11836–11876; and 9 resolutions, H.J. Res. 819–824, and H. Res. 1109–1111 were introduced. Pages 8668–8670

Bills Reported: Reports were filed as follows:

H.R. 10255, to assist the States in developing comprehensive fish and wildlife resource management plans and in implementing such plans with respect to nongame fish and wildlife, amended (H. Rept. 95-1036); and

H.R. 11445, to amend the Small Business Act and the Small Business Investment Act of 1958, amended (H. Rept. 95-1037). Page 8668

Private Calendar: On the call of the Private Calendar, the House passed the following bills:

Sent to the Senate without amendment: H.R. 8449 and 3996.

Sent to the Senate, amended: H.R. 2660. Subsequently, this passage was vacated and S. 958, a similar Senate-passed measure, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

Passed over without prejudice: H.R. 1798, 3084, 3995, 5612, and 10210.

Further reading of the Private Calendar was dispensed with after calendar number 123. Pages 8626–8627, 8628

Signers of the Declaration of Independence: House cleared for the President H.R. 2960, to authorize the Secretary of the Interior to memorialize the fifty-six signers of the Declaration of Independence in Constitution Gardens in the District of Columbia; by agreeing to the Senate amendment thereto. Pages 8628–8629

Depository Libraries: House cleared for the President H.R. 8358, to provide for the designation of

libraries of accredited law schools as depository libraries of Government publications; by agreeing to the Senate amendments thereto. Page 8629

Suspensions: House voted to suspend the rules and pass the following:

National Oceans Week: S.J. Res. 124, in lieu of H.J. Res. 730, to authorize the President to issue a proclamation designating the week beginning on April 16th through April 22, 1978, "National Oceans Week"; Pages 8638–8640

S.E.C. authorization: H.R. 11567, to amend the Securities Exchange Act of 1934 to authorize appropriations for the Securities and Exchange Commission for fiscal years 1979–1981; and Pages 8640–8645, 8647

Standard Reference Data Program: H.R. 11232, to authorize appropriations to carry out the Standard Reference Data Act. Pages 8645–8646

Suspension Failed: By a yea-and-nay vote of 207 yeas to 188 nays, Roll No. 190, the House failed to suspend the rules and pass H.R. 11003, amended, to clarify the authority for employment of personnel in the White House Office and the Executive Residence at the White House, and to clarify the authority for employment of personnel by the President to meet unanticipated needs.

Earlier, by a yea-and-nay vote of 239 yeas to 147 nays, Roll No. 189, agreed to order a second. Pages 8629–8638

Late Report: Committee on Small Business received permission to file a report by midnight tonight on H.R. 11445, to amend the Small Business Act and the Small Business Investment Act of 1958. Page 8647

Committee Funds: House agreed to the following resolutions authorizing funds for House committees:

H. Res. 1000, amended, to provide for the expenses of investigations and studies to be conducted by the Committee on Merchant Marine and Fisheries;

H. Res. 978, amended, to provide funds for the expenses of the investigations and studies to be conducted by the Committee on Interstate and Foreign Commerce;

H. Res. 997, amended, to provide funds for the further expenses of the investigations and studies of the Committee on Small Business;

H. Res. 1041, amended, providing funds for the Committee on Post Office and Civil Service;

H. Res. 989, amended, to provide for the expenses of investigations and studies to be conducted by the Select Committee on Population;

H. Res. 1047, amended, providing funds for the Committee on International Relations with expenses incurred in connection with visits to the United States by foreign heads of state and other foreign officials and for similar expenses incurred for meetings with senior United States Government officials and other dignitaries to discuss matters relevant to United States relations with other countries;

H. Res. 985, amended, to provide funds for the Select Committee on Congressional Operations;

H. Res. 1045, amended, providing funds for the Ad Hoc Select Committee on the Outer Continental Shelf; and

H. Res. 1051, providing funds for the Ad Hoc Committee on Energy. Page 8648

Merchant Marine Academy: The Chairman of the Committee on Merchant Marine and Fisheries appointed the following Members as members on the part of the House of the Board of Visitors to the United States Merchant Marine Academy for 1978: Representatives Biaggi, Zeferetti, and McCloskey; Murphy of New York, ex officio. Page 8654

Adjournment: Adjourned at 3:46 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held an executive hearing on telecommunications programs.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on Overseas Private Investment Corp.

HUD APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on Housing and Urban Development.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued hearings on Department of Energy.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held hearings on Health Care Financing Administration; and Social Security Administration.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works continued hearings with testimony from Members of Congress and public witnesses.

INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce and Judiciary held hearings on the Arms Control and Disarmament Agency; Japan-United States Friendship Commission; and Small Business Administration.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation continued hearings on Federal Railroad Administration.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development continued hearings on H.R. 10929, DOD authorization for fiscal year 1979. Testimony was heard from representatives of Department of the Navy and U.S. Marine Corps.

Hearings continue tomorrow.

KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr. continued hearings in executive session, and will resume tomorrow.

DOE AUTHORIZATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on H.R. 11137, Department of Energy authorization. Testimony was heard from Alvin Alm, Assistant Secretary for Policy and Evaluation, Department of Energy.

1979 BUDGET

Committee on the Budget: Met for markup of first budget resolution for fiscal year 1979, and will resume tomorrow.

ELEMENTARY AND SECONDARY EDUCATION ACT

Committee on Education and Labor: Began markup of H.R. 15, Elementary and Secondary Education Act, and will resume tomorrow.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Personnel and Police met and approved the five items on their agenda.

JUDGMENT FUNDS TO INDIAN TRIBES

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held a hearing on legislation providing for the distribution of judgment funds to the following Tribes: H.R. 5523, Cowlitz Tribe; H.R. 8674, Delaware Tribe and Absentee Tribe of Western Oklahoma; H.R. 8910, Seminole Tribe; and H.R. 9698, Distribution of award to Seminole Nation. Testimony was heard from Department of Interior and public witnesses.

BOUNDARY WATERS CANOE AREA

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs met and approved for full committee action the following bills:

H.R. 2820 amended, to add certain lands to the Boundary Waters Canoe Area, to redesignate such area as the Boundary Waters Wilderness Area, to withdraw certain authorities for timber harvesting and vehicle use within such area, and to increase the payments made to counties respecting such area; and

H.R. 8722 amended, to designate the Boundary Waters Wilderness, and to establish the Boundary Waters National Recreation Area.

NUCLEAR SITING AND LICENSING ACT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held a hearing on H.R. 11704, Nuclear Siting and Licensing Act of 1978. Testimony was heard from Department of Energy Secretary Schlesinger.

ACDA AUTHORIZATION

Committee on International Relations: Met and ordered reported favorably to the House H.R. 11832, to authorize appropriations for fiscal year 1979 under the Arms Control and Disarmament Act.

FOREIGN ASSISTANCE ACT

Committee on International Relations: Subcommittee on International Development met for review of subcommittee recommendations for amendments to the Foreign Assistance Act.

U.S. TRADE WITH JAPAN

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on United States trade with Japan. Testimony was heard from Allan W. Wolff, Deputy Special Representative for Trade Negotiations; Frank A. Weil, Assistant Secretary of Commerce; and Deputy Assistant Secretary of State Robert D. Hormats.

DEVELOPMENTAL DISABILITIES ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 11764, Developmental Disabilities Act Amendments of 1978. Testimony was heard from Wisconsin State Representative Mary Lou Munts; HEW and public witnesses.

Hearings continue tomorrow.

U.S. TRAVEL SERVICE AND OFFICE OF RAIL PUBLIC COUNSEL AUTHORIZATIONS

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce held hearings on bills to authorize appropriations for the U.S. Travel Service; and for the Office of Rail Public Counsel. Testimony was heard from Assistant Secretary of Com-

merce Chavez; and Howard Hefferon, Director, Office of Rail Public Counsel.

INTERNATIONAL MARITIME SATELLITE ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications held a hearing on H.R. 11209, International Maritime Satellite Act. Testimony was heard from Departments of State and Commerce; U.S. Coast Guard; Office of Telecommunications Policy; Federal Communications Commission; and public witnesses.

ENFORCEMENT OF ANTITRUST LAWS

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law met and approved for full committee action a clean bill in lieu of H.R. 8359, to restore effective enforcement of the antitrust laws.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on H.R. 6869 and 2311, revision of the Criminal Code. Testimony was heard from public witnesses.

ALASKA LANDS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment began hearings on H.R. 39, Alaska National Interest Lands Conservation Act. Testimony was heard from Robert L. Herbst, Department of Interior; Dr. Robert LeResche, Commissioner, Alaska Department of Natural Resources; Dr. Ronald Skoog, Commissioner, Alaska Department of Fish and Game; and representatives from Alaska Coalition; and Steering Council for Alaska Lands.

Hearings continue Thursday, April 6.

IMMIGRATION TO U.S.

Select Committee on Population: Began hearings on immigration to the United States with testimony from public witnesses.

Hearings continue tomorrow.

CIVIL SERVICE REFORM

Committee on Post Office and Civil Service: Continued hearings on H.R. 11280, Civil Service reform, with testimony from Alan K. Campbell, Chairman, Civil Service Commission.

Hearings continue tomorrow.

ENVIRONMENTAL RESEARCH, DEVELOPMENT, AND DEMONSTRATION AUTHORIZATION ACT

Committee on Rules: Held a hearing but took no action on H.R. 11302, Environmental Research, Development, and Demonstration Authorization Act of 1979. Testimony was heard from and statements for the record were submitted by Representatives Brown of California, Wydler and Walker.

FEDERAL FIRE PREVENTION AND CONTROL ACT AUTHORIZATION

Committee on Rules: Held a hearing but took no action on H.R. 11291, authorizing appropriations for the Federal Fire Prevention and Control Act of 1974. Testimony was heard from Representatives Flippo, Wydler and Hollenbeck. Statements for the record were submitted by Representatives Flippo and Hollenbeck.

OTA ASSESSMENT

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on Office of Technology Assessment. Testimony was heard from Representative Wydler, Member, Technology Assessment Board; Dr. Russell Peterson, Director, Office of Technology Assessment; and Dr. John T. McAlister, Jr., Member, Technology Assessment Advisory Council.

Hearings continue Thursday, April 6.

WEATHER STATION CLOSURES

Committee on Science and Technology: Subcommittees on the Environment and Atmosphere and on Transportation, Aviation and Weather held a joint hearing on weather station closures. Testimony was heard from Dr. Richard Halgren, Director, National Weather Service; and Representatives Glickman, Lujan, Butler, Dan Daniel, Ashbrook, Evans of Colorado, McFall and Ullman.

Hearings continue Thursday, April 6.

BREEDER REACTOR

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy Research, Development and Demonstration held a hearing on the Breeder Reactor. Testimony was heard from public witnesses.

SOLAR LOAN PROGRAM

Committee on Small Business: Met and ordered reported favorably to the House H.R. 11713 amended, to create a solar and renewable energy sources loan program within SBA.

KOREAN INFLUENCE INVESTIGATION

Committee on Standards of Official Conduct: Continued public hearings on the Korean influence-peddling investigation with testimony from Korean agent Tongsun Park.

Hearings continue tomorrow.

AMVETS—PARALYZED VETERANS

Committee on Veterans' Affairs: Held a hearing on legislative recommendations of AMVETS and Paralyzed Veterans of America, Inc. Testimony was heard from Frank D. Ruggiero, National Commander, AMVETS; and Edward Jasper, National President, Paralyzed Veterans of America, Inc.

TAX REFORM

Committee on Ways and Means: Continued hearings on tax reform proposals with testimony from public witnesses.

Hearings continue tomorrow.

Joint Committee Meeting

EMERGENCY AGRICULTURAL ACT

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 6782, proposed Emergency Agricultural Act of 1978, but did not complete action thereon and will meet again tomorrow.

Wednesday, April 5, 1978

Senate

Chamber Action

Routine Proceedings, pages 8716–8845

Bills Introduced: Thirteen bills and one resolution were introduced, as follows: S. 2827–2839; and S. Res. 428. Pages 8778, 8798

Bills Reported: Reports were made as follows:

Annual Report of Judiciary Subcommittee on the Constitution, 1977 (S. Rept. 95–724).

S. Res. 428, to authorize reimbursement of U.S. Marshal Service for service of committee subpenas (S. Rept. 95–275). Page 8778

Bills Passed:

Umatilla Indian lands: Senate passed without amendment and cleared for the President H.R. 2540, to modify Federal law in order to reduce the amount of land leaving Indian ownership on the Umatilla Reservation in Oregon. Page 8765

Pascua Yaqui Indians: Senate passed with amendments and sent to the House S. 1633, to extend certain Federal benefits, services, and assistance to the Pascua Yaqui Indians of Arizona. Pages 8766–8767

Lake Herbert G. West, Senior: Senate passed with amendment and sent to the House S. 1568, to name the lake located behind Lower Monumental Lock and Dam, Washington, "Lake Herbert G. West, Senior". Page 8767

River and Harbor dredging: Senate passed with committee amendments and returned to the House H.R. 7744, to establish a policy with regard to the respective roles of the Corps of Engineers and private industry in meeting the national dredging needs. Page 8767

Panama Canal Treaty: Senate continued consideration of Executive Calendar No. 2, Panama Canal Treaty (Exec. N, 95th Cong., 1st sess.), rejecting two amendments proposed thereto, as follows: Page 8719

(1) Hatch executive amendment No. 92 (to Article I), to provide that the Treaty shall not enter into force until the Congress has disposed of, or has authorized disposition of, all U.S. property in the Canal Zone (tabled by 58 yeas to 37 nays); and Page 8743

(2) Allen executive amendment No. 91 (to Article I), to permit U.S. citizens employed by the Panama Canal Company to hold their positions until they reach retirement age, retire voluntarily, or are discharged for cause (tabled by 56 yeas to 36 nays). Page 8743

Senate reached unanimous consent agreement concerning the further consideration of this Treaty, including provision calling for vote on resolution of ratification to occur at 6 p.m. on Tuesday, April 18. Page 8758

Pages 8719–8761, 8825–8845

Bills Referred: Five House-passed bills were referred to appropriate Senate committees. Page 8776

Messages From the House: Page 8776

Amendments Submitted for Printing: Pages 8798–8799

Reservations Submitted for Printing: Page 8799

Communications: Pages 8776–8777

Statements on Introduced Bills: Pages 8778–8797

Additional Statements: Page 8800

Nominations: Senate received the following nominations:

General David C. Jones, Air Force, to be Chairman of the Joint Chiefs of Staff;

Admiral Thomas B. Hayward, to be Chief of Naval Operations; and

General Lew Allen, Jr., to be Chief of Staff, Air Force. Page 8845

Record Votes: Two record votes were taken today. Pages 8743, 8761

Recess: Senate met at 9 a.m. and recessed at 6:15 p.m. Page 8845

Committee Meetings

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year

1979 for the Department of Agriculture, receiving testimony in behalf of funds for the Food Safety and Quality Service from its Administrator, Robert Angelotti, and Carol Tucker Foreman, Assistant Secretary of Agriculture for Food and Consumer Services; and in behalf of funds for the Agricultural Stabilization and Conservation Service from its Administrator, Ray Fitzgerald, and Dale E. Hathaway, Assistant Secretary of Agriculture for International Affairs and Commodity Programs.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense continued hearings on proposed budget estimates for fiscal year 1979 for the defense establishment, receiving testimony from Dr. Percy Pierre, Assistant Secretary of the Army for Research, Development, and Acquisition; and Lieutenant General Donald Keith, Deputy Chief of Staff, Army.

Hearings were recessed subject to call.

APPROPRIATIONS—FOREIGN OPERATIONS

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for foreign aid programs, receiving testimony from John J. Gilligan, Administrator, Agency for International Development.

Hearings were adjourned subject to call.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for public works projects, receiving testimony from Senators Goldwater, Glenn, Cranston, Sasser, DeConcini, Hayakawa, Hart, and Haskell; Representative Leggett; Governor Bruce Babbitt of Arizona; former Senator Gordon Allott of Colorado; and numerous public witnesses.

Subcommittee will meet again tomorrow.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Research and Development resumed closed hearings on S. 2571, military procurement authorizations for fiscal year 1979, receiving testimony on strategic force management from Gerald P. Dinneen, Assistant Secretary of Defense for Communications, Command, Control and Intelligence; Daniel J. Murphy, Deputy Undersecretary of Defense for Policy; General Richard H. Ellis, Commander-in-Chief, Strategic Air Command Headquarters; and Rear Admiral Edward A. Burkhalter, Deputy Director for Operations, Strategic and General Forces, Office of the Joint Chiefs of Staff.

Subcommittee will meet again on Friday, April 7.

AIR-TO-AIR MISSILE PROGRAM

Committee on Armed Services: Subcommittee on Tactical Aircraft resumed closed hearings on S. 2571, military procurement authorizations for fiscal year 1979, receiving testimony from Rear Admiral Robert C. Mandeville, Director, Aviation Plans and Requirements Division, Department of the Navy; and Lieutenant General Abbott C. Greenleaf, Deputy Chief of Staff for Programs and Resources, and Brigadier General Robert M. Bond, Deputy Director of Operational Requirements, both of the Air Force.

Subcommittee will meet again tomorrow.

U.S. EXPORTS

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance held hearings to examine U.S. programs designed to increase U.S. exports. Witnesses heard were Frederick W. Huszagh, University of Georgia, Athens; Ralph Weller, New York City, representing the Chamber of Commerce of the U.S.A.; John R. Babson, and Richard Fenton, representing the Special Committee for U.S. Exports, Washington, D.C.; and Richard Melville, Allied Bank International, New York City.

Hearings were recessed subject to call.

FIRST CONCURRENT BUDGET RESOLUTION

Committee on the Budget: Committee continued in an evening session to mark up the first concurrent resolution on the Congressional Budget setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority, and will meet again tomorrow.

IMCO PROTOCOLS

Committee on Commerce, Science, and Transportation: Committee concluded oversight hearings to examine how the U.S. Coast Guard may benefit from two proposed Intergovernmental Maritime Consultative Organizations treaties, after receiving testimony from James P. Walsh, Deputy Administrator, accompanied by Sam Bleicher, Director, Office of Ocean Management, both of the National Oceanic and Atmospheric Administration, Department of Commerce; Katherine B. Gillman, staff member, Council on Environmental Quality; George S. Reinhard, International Ocean Tanker Transportation, Port Washington, New York; and James Barnes, Center for Law and Social Policy, Washington, D.C.

CONSUMER PRODUCT SAFETY AUTHORIZATION

Committee on Commerce, Science, and Transportation: Subcommittee on the Consumer continued hearings on S. 2796, authorizing funds for fiscal year 1979 for the Consumer Product Safety Commission, receiving testimony from Sandra L. Willett, National Consumers League, Washington, D.C.; Nancy Buc, National Retail Merchants Association, Washington, D.C.; Philip Knox, Sears, Roebuck & Co., Washington, D.C.; Baron Whittaker, Underwriters Laboratories, Inc., Chicago; Charles Donaldson, Center for the Study of Responsive Law, Washington, D.C.; and Ed Garvey, accompanied by Brig Owens, representing the National Football League Players Association, Washington, D.C.

Hearings continue tomorrow.

ALASKA LANDS

Committee on Energy and Natural Resources: Committee resumed hearings on bills to designate or add certain lands in Alaska to the National Park, National Wildlife Refuge, National Wild and Scenic Rivers, and National Wilderness Preservation Systems (S. 499, 1500, 1546, 1787, and 2465), receiving testimony from Thomas R. Berger, Justice, Supreme Court of British Columbia, and Commissioner, McKenzie Valley Pipeline Inquiry; Donald C. Mitchell, Rural Alaska Community Action Program; and Byron Mallot, Alaska Federation of Natives, Juneau.

Hearings continue on Tuesday, April 25.

NUCLEAR WASTE DISPOSAL

Committee on Environment and Public Works: Subcommittee on Nuclear Regulation continued hearings on proposed legislation to provide a means of safe nuclear waste disposal, receiving testimony from Iowa State Representative Mary O'Haloran, representing the National Council of State Legislators; R. N. Franklin, New Mexico Energy Resources Board, Santa Fe; Dr. William C. Taylor, Science Advisor to Governor William G. Milliken of Michigan; James N. Neel, Nuclear Engineering Company, Inc., Louisville, Ky.; Ken Dufrane, Chem-Nuclear Systems, Inc., Bellevue, Wash.; Ralph Bostian, Duke Power Company, Charlotte, N.C.; and Sol Burstein, Wisconsin Electric Power Company, Milwaukee.

Hearings were recessed subject to call.

NOISE CONTROL ACT OVERSIGHT

Committee on Environment and Public Works: Subcommittee on Resource Protection continued oversight hearings on the implementation of the Environmental Noise Control Act (Public Law 92-574). Witnesses heard were Dr. Clifford Bragdon, Georgia Institute of Technology, Atlanta; Sandra Gardebring, Minnesota Pollution Control Agency, Roseville; Jesse Borthwick, Florida Department of Environmental Regulation, Tallahassee; Fred Haag, New York Department of Environmental Conservation, Albany; Edward J. DiPolvere, New Jersey Department of Environmental Protection, Trenton; Dr. Donna Dickman, Department of Health and Environmental Protection, Metropolitan Council of Governments, Washington, D.C.; Maureen Bye, Councilwoman, Duluth, Minnesota, representing The National League of Cities; Dr. Luther Terry, Hearing Education and Research Foundation, Washington, D.C.; Dr. George Fellendorf, Alexander Grahm Bell Association for the Deaf, Washington, D.C.; Lawrence H. Hodges, J. I. Case Co., Racine, Wis.; and Russell G. Chambers, Compressed Air and Gas Institute, West Springfield, Mass.

Subcommittee recessed subject to call.

SOCIAL SECURITY FINANCING

Committee on Finance: Subcommittee on Social Security held hearings on bills dealing with the proposed refinancing of the Social Security System (S. 2503, 2501, 2459, 2607, 2741, 2746, 2808, and 2812), receiving testimony from Secretary of the Treasury W. Michael Blumenthal; Alice Rivlin, Director, Congressional Budget Office; and Leon Keyserling, Washington, D.C.

Hearings continue tomorrow.

"BUY AMERICAN ACT"

Committee on Governmental Affairs: Subcommittee on Federal Spending Practices and Open Government resumed hearings on S. 2318, to require the heads of Federal agencies to issue certain regulations respecting the purchase of material made in the U.S., to permit the States to give preference to such materials, and to require that certain State purchases made with Federal funds be subject to the "Buy American Act". Witnesses heard were Senator Bayh; James M. Cowell, Vice President—Operations Support, National Railroad Passenger Corporation (AMTRAK); Dr. Rudolph A. Oswald, AFL-CIO, Washington, D.C.; Bruce Davis, Bethlehem, Pa. representing the American Iron and Steel Institute; Werner H. Quasebarth, and David B. Hughes, both representing the American Institute of Steel Construction, Springfield, Va.; Robert Thoresen, Allis-Chalmers Corporation, York, Pa.; and Rene H. Vansteenkiste, The Budd Company, Philadelphia.

Hearings were recessed subject to call.

NURSE TRAINING AMENDMENTS

Committee on Human Resources: Subcommittee on Health and Scientific Research, began hearings on S. 2416, to extend through fiscal year 1981 programs to assist in nurse training, receiving testimony from Dr. Joyce Lashof, Deputy Assistant Secretary for Health/Programs, accompanied by Dr. Henry Foley, Administrator, Health Resources Administration, and Jessie Scott, Assistant Surgeon General/Director, Division of Nursing, Bureau of Health Manpower, all of the Department of Health, Education, and Welfare; Hazle

Blakeney, R.N., Ed.D., American Nurses Association Commission on Nursing Education; Linda Amos, R.N., Ed.D., Boston University School of Nursing, Boston; Valerie Lewis, National Student Nurses' Association, New York City; Margaret E. Walsh., R.N., M.S., National League for Nursing, New York City; and Connie Holleran, American Nurses Association, Washington, D.C.

Hearings were recessed subject to call.

NOMINATIONS

Committee on the Judiciary: Committee ordered favorably reported the following nominations:

Almeric L. Christian, to be a judge of the district court of the Virgin Islands;

Paul A. Simmons, to be U.S. district judge for the western district of Pennsylvania; and

Joan F. Kessler, to be U.S. attorney for the eastern district of Wisconsin.

Also, Committee announced that it had agreed to vote on Friday, April 14, on the nomination of Benjamin R. Civiletti, of Maryland, to be Deputy Attorney General, Department of Justice.

JUSTICE DEPARTMENT AUTHORIZATION

Committee on the Judiciary: Committee resumed hearings on proposed fiscal year 1979 authorizations for the Department of Justice, receiving testimony from John H. Shenefield, Assistant Attorney General, Antitrust Division, Department of Justice.

Hearings continue tomorrow.

VETERANS' LEGISLATIVE RECOMMENDATIONS

Committee on Veterans' Affairs: Committee held hearings to receive testimony on recommendations for fiscal year 1979 for veterans' legislation. Witnesses heard were Senator Heinz and Representatives Bonior and Murtha representing the Vietnam era members of Congress; Harold B. Say, Veterans of World War I, Inc., Washington, D.C.; Frank D. Ruggiero, AMVETS, Washington, D.C.; Edward R. Jasper, Paralyzed Veterans of America, Washington, D.C.; and William W. Thompson, Blinded Veterans Association, Washington, D.C.

Committee recessed subject to call.

INTELLIGENCE REORGANIZATION

Select Committee on Intelligence: Committee continued hearings on S. 2525, to improve the intelligence system of the U.S. by establishing a statutory basis for U.S. intelligence activities, receiving testimony from George Bush, Houston, Texas; William Colby, Washington, D.C.; and Enno Knocke, Fairfax, Va.

Hearings were recessed subject call.

House of Representatives

Chamber Action

Bills Introduced: 39 public bills, H.R. 11877–11915; 6 private bills, H.R. 11916–11921; and 10 resolutions, H.J. Res. 825, H. Con. Res. 549–552, and H. Res. 1112–1116 were introduced. Pages 8905–8907

Bills Reported: Reports were filed as follows:

H.R. 1920, to amend section 5064 of the Internal Revenue Code of 1954 to provide for refund of tax on distilled spirits, wines, rectified products, and beer lost or rendered unmarketable due to fire, flood, casualty, or other disaster, or to breakage, destruction, or other damage (excluding theft) resulting from vandalism or malicious mischief while held for sale, amended (H. Rept. 95–1038);

H.R. 4030, to amend the Internal Revenue Code of 1954 to increase the amount of the stock which certain private foundations may hold in certain public utilities without being subject to the excise tax on excess business holdings, amended (H. Rept. 95–1039);

H. Res. 1112, providing for the consideration of H.R. 11302, to authorize appropriations for environmental research, development, and demonstrations for the fiscal year 1979 (H. Rept. 95–1040);

H. Res. 1113, providing for the consideration of H.R. 11162, to provide for the establishment of the Lowell National Historical Park in the Commonwealth of Massachusetts (H. Rept. 95–1041);

H. Res. 1114, providing for the consideration of H.R. 10899, to provide for Federal regulation of participation by foreign banks in domestic financial markets (H. Rept. 95–1042); and

Conference report on H.R. 9179, Overseas Private Investment Corporation Amendments Act of 1978 (H. Rept. 95–1043). Page 8905

Postal Service: House continued consideration of H.R. 7700, Postal Service Act of 1978; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, April 6.

Pending when the Committee of the Whole rose was an amendment in the nature of a substitute to the committee substitute that seeks to make the Postmaster General an officer appointed by the President for a 4-year term; to establish a one-House veto of changes in service; to establish new guidelines for setting postal rates; and to authorize $800 million public service appropriations through 1981.

By a yea-and-nay vote of 386 yeas to 4 nays with 2 voting "present", Roll No. 191, the House agreed to resolve itself into the Committee of the Whole.

Agreed to an amendment that requires parcel post rates to recover any direct or indirect cost of the service (agreed to by a recorded vote of 292 ayes to 112 noes, Roll No. 193). Rejected an amendment in the nature of a substitute to the amendment that sought to prohibit the setting of zone-rated parcel posts rates at levels which would undercut the rates of or discriminate against private parcel delivery enterprises furnishing similar or comparable services (rejected by a recorded vote of 147 ayes to 257 noes, Roll No. 192).

Rejected:

An amendment that sought to require, with certain exceptions, each class of mail or type of service to bear the direct and indirect costs attributable to that class or type;

An amendment that sought to establish a one cent postage rate for modernized postal and post cards;

An amendment that sought to strike the requirement that the relative demand for each class of mail or type of service should be considered in setting postal rates;

An amendment that sought to require that the intrusion on privacy caused by unsolicited and unwanted mail be considered in setting postal rates; and

An amendment that sought to provide for Congressional review of rate, fee, and classification decisions (rejected by a recorded vote of 180 ayes to 218 noes, Roll No. 195). Pages 8847–8869

Referrals: Four Senate-passed measures were referred to the appropriate House committees. Page 8904

Adjournment: Adjourned at 7:30 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held an open hearing on general provisions and language; and a closed hearing on tactical air programs.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on international narcotics control and heard testimony from public witnesses.

HUD APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued hearings on Housing and Urban Development.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued hearings on Department of Energy.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on the Social Security Administration.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works continued hearings with Members of Congress and public witnesses.

INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, Judiciary and Independent Agencies held a hearing on Foreign Claims Settlement Commission; Renegotiation Board; and International Communication Agency.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Urban Mass Transportation Administration.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development continued hearings on H.R. 10929, DOD authorization for fiscal year 1979. Testimony was heard from representatives of National Security Agency; Defense Intelligence Agency; and Department of Defense.

Hearings continue tomorrow.

ARMY AND AIR FORCE DENTAL CARE

Committee on Armed Services: Subcommittee on Military Compensation held a hearing on H.R. 6038, to provide more efficient dental care for the personnel of the Army and Air Force. Testimony was heard from representatives of Army, Navy, Air Force, and American Dental Association.

NAVY'S SHIPBUILDING PROGRAM

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials held a hearing on Navy's five-Year Shipbuilding Program and Sea Plan 2000. Testimony was heard from Prof. F. J. West, Jr., Director, Naval Force Planning Study; and RAdm. Carlton A. H. Trost, Director, Systems Analysis Division, U.S. Navy.

PRIVATE CONSTRUCTION OF CABLE LAYER

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials held a hearing on possible private construction of cable layer (T-ARC) and the Ocean Surveillance ships (T-AGOS). Testimony was heard from VAdm. James H. Doyle, Jr., Deputy Chief of Naval Operations, and public witnesses.

KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr. continued hearings in executive session.

TREASURY DRAW AUTHORITY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy held a hearing on Treasury draw authority with testimony from Paul H. Taylor, Deputy Fiscal Assistant Secretary of Treasury.

U.S. PARTICIPATION IN MULTILATERAL INSTITUTIONS

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development Institutions and Finance held an oversight hearing on U.S. participation in multilateral development institutions. Testimony was heard from Assistant Secretary of Treasury C. Fred Bergsten; Assistant Secretary of State Richard Moose; Deputy Assistant Secretary of State Lannon Walker; and Assistant Secretary of State Richard C. Holbrook.

1979 BUDGET

Committee on the Budget: Continued markup of first budget resolution for fiscal year 1979, and will resume tomorrow.

COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS

Committee on Education and Labor: Subcommittee on Employment Opportunities held a hearing on H.R. 11086, Comprehensive Employment and Training Act Amendments of 1978. Testimony was heard from Judge Ray Bailey, Owingsville, Kentucky.

ELEMENTARY AND SECONDARY EDUCATION ACT

Committee on Education and Labor: Met and ordered reported favorably to the House H.R. 15, as amended. Elementary and Secondary Education Act.

REORGANIZATION PLAN NO. 1

Committee on Government Operations: Subcommittee on Legislation and National Security met and approved for full committee action H. Res. 1049, to disapprove Reorganization Plan No. 1 of 1978.

BUY AMERICAN ACT

Committee on Government Operations: Subcommittee on Legislation and National Security held an oversight hearing on administration of Buy American Act. Testimony was heard from Representatives Benjamin, Carney, Buchanan, Walker, Cunningham, Luken and Fithian; J. Kenneth Fasick, Director, International Division, GAO; Lester Fettig, Administrator, Federal Procurement Policy, OMB; and Dale W. Church, Deputy Under Secretary of Defense.

LABOR MANPOWER PROGRAMS

Committee on Government Operations: Subcommittee on Manpower and Housing held a hearing on effectiveness of the manpower programs administered or funded by the Department of Labor. Testimony was heard from Assistant Secretary of Labor Green; and Chairman of National Commission for Manpower Policy Ginsberg.

COMMUNICATIONS SECURITY

Select Committee on Intelligence: Subcommittee on Evaluation held an executive hearing on communications security.

TIN BUFFER STOCK CONTRIBUTION—PEACE CORPS ACT AMENDMENTS

Committee on International Relations: Met and ordered reported favorably to the House by voice vote H.R. 9486 amended, Authorizing a contribution by the United States to the Tin Buffer Stock established under the Fifth International Tin Agreement; and

Agreed to introduce a clean bill in lieu of H.R. 11679, Peace Corp Act Amendments of 1978, which will be voted on tomorrow.

STATE DEPARTMENT AUTHORIZATION

Committee on International Relations: Subcommittee on International Operations held a hearing on H.R. 10697, to authorize appropriations for the Department of State for fiscal years 1979 and 1980. Testimony was heard from Deputy Under Secretary of State Ben H. Read; and Harry Barnes, Jr., Director General of the Foreign Service, Department of State; and public witnesses.

IMPACT OF CUBAN-SOVIET POLICY

Committee on International Relations: Subcommittee on Inter-American Affairs held a hearing in executive session on impact of Cuban-Soviet policy in the Western Hemisphere. Testimony was heard from representatives of State Department.

DEVELOPMENTAL DISABILITIES ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued hearings on H.R. 11764, Developmental Disabilities Act Amendments of 1978, with testimony from public witnesses.

AMTRAK AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce held a hearing on Amtrak authorization for fiscal year 1979. Testimony was heard from Representatives Van Deerlin and Jenrette; Paul Reistrup, President, Amtrak; and public witnesses.

BLUE CROSS AND BLUE SHIELD

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations held a hearing on Blue Cross and Blue Shield with testimony from public witnesses.

Hearings continue tomorrow.

SOCIAL SERVICES—DIPLOMATIC IMMUNITY

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations met and approved for full committee action the following bills:

H.R. 11370 amended, to authorize an appropriation to reimburse certain expenditures for social services provided by the States prior to October 1, 1975; and

H.R. 7679 amended, to provide for actions against insurers on claims against persons entitled to diplomatic immunity.

UNEMPLOYMENT AND CRIME

Committee on the Judiciary: Subcommittee on Crime held a hearing on the relationship between unemployment and crime. Testimony was heard from Secretary of Labor F. Ray Marshall; Ramsey Clark, Attorney, N.Y.C.; and Gene Kane, former director of planning for the CETA Prime Sponsor in St. Louis.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on H.R. 6869 and 2311, revision of the Criminal Code. Testimony was heard from public witnesses.

NSF AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held a hearing on H.R. 11460, to authorize appropriations for the National Science Foundation for fiscal year 1979 with respect to ocean related programs. Testimony was heard from Dr. Richard Atkinson, Director, and Dr. John Slaughter, Assistant Director, National Science Foundation; and Dr. Robert White, Joint Oceanographic Institutions, Inc.

IMMIGRATION TO THE UNITED STATES

Select Committee on Population: Held a hearing on demographic and socioeconomic implications of current immigration trends in the United States. Testimony was heard from public witnesses.

Hearings continue tomorrow.

CIVIL SERVICE REFORM

Committee on Post Office and Civil Service: Continued hearings on H.R. 11280, Civil Service reform. Testimony was heard from Representative Simon and public witnesses.

Hearings continue tomorrow.

ENVIRONMENTAL RESEARCH, DEVELOPMENT, AND DEMONSTRATION AUTHORIZATION

Committee on Rules: Granted an open rule providing one hour of general debate and waiving section 402(a) of the Congressional Budget Act on H.R. 11302, Environmental Research, Development, and Demonstration Authorization Act of 1979.

FEDERAL FIRE PREVENTION AND CONTROL ACT AUTHORIZATION

Committee on Rules: Granted an open rule providing one hour of general debate on H.R. 11291, Authorizing appropriations for the Federal Fire Prevention and Control Act of 1974.

LOWELL NATIONAL HISTORICAL PARK

Committee on Rules: Granted an open rule providing one hour of general debate; waiving section 401(a) of the Congressional Budget Act of 1974; making the committee amendment in order as an original bill for the purpose of amendment; providing that the bill be read for amendment by titles instead of by sections; and providing one motion to recommit with or without instructions on H.R. 11662, providing for the establishment of the Lowell National Historical Park in the Commonwealth of Massachusetts. Testimony was heard from Representatives Tsongas and Sebelius. Statements for the record were submitted by Chairman Udall and Representative Tsongas.

INTERNATIONAL BANKING ACT

Committee on Rules: Granted an open rule providing one hour of general debate on H.R. 10899, International Banking Act of 1978. Testimony was heard from and a statement for the record was submitted by Representative St Germain.

LABOR SURPLUS SET-ASIDE PROGRAM

Committee on Small Business: Subcommittee on Capital Investment and Business Opportunities held a hearing on the implementation of the labor surplus set-aside program. Testimony was heard from representatives of Departments of Labor, Energy, NASA, GSA, HEW, Interior, and the Veterans' Administration.

KOREAN INFLUENCE INVESTIGATION

Committee on Standards of Official Conduct: Continued hearings on the Korean influence-peddling investigation with testimony from Korean agent Tongsun Park.

VETERANS' COMPENSATION

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension, and Insurance met and approved for full committee action clean bills in lieu of the following:

H.R. 10337, disability compensation; H.R. 10352, tax-exempt status of veterans' benefits; and H.R. 11530, compensation to veterans who have lost three extremities, to be combined in one bill;

H.R. 10336, to change the minimum disability rating a veteran must have in order to receive additional compensation for dependents from 50 per centum to 10 per centum;

H.R. 10547, to increase the rate of special pension payable to Congressional Medal of Honor holders;

H.R. 10338, to provide for a two-step aid and attendance compensation payment system for certain severely disabled veterans;

H.R. 11531, to increase the rates of dependency and indemnity compensation for parents; and

H.R. 9994, to provide that the survivors of a veteran who was rated totally and permanently service-connected disabled for a period of at least ten years would be entitled to dependency and indemnity compensation as though the veteran had died from a service-connected disability.

VETERANS READJUSTMENT APPOINTMENTS

Committee on Veterans' Affairs: Subcommittee on Education and Training held a hearing on H.R. 10398, to extend the period of eligibility for veterans readjustment appointments in the Federal Government for veterans of the Vietnam era. Testimony was heard from Civil Service Chairman Campbell; and officials of Veterans Administration.

Hearings continue tomorrow.

TAX REFORM

Committee on Ways and Means: Continued hearings on tax reform proposals. Testimony was heard from Representatives Byron, LaFalce, Moore, Glickman, Marriott, and Trible; and public witnesses.

Hearings continue tomorrow.

Joint Committee Meeting

EMERGENCY AGRICULTURAL ACT

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 6782, proposed Emergency Agricultural Act of 1978.

Thursday, April 6, 1978

Senate

Chamber Action

Routine Proceedings, pages 4965–9051

Bills Introduced: Sixteen bills and two resolutions were introduced, as follows: S. 2840–2855; S.J. Res. 125; and S. Con. Res. 75. Pages 9001, 9012–9013

Bills Reported: Reports were made as follows:

S. 2424, to amend the Act incorporating the American Legion so as to redefine eligibility for membership therein (S. Rept. 95-726).

H.J. Res. 578, authorizing the President to proclaim the third weeks of May of 1978 and 1979 as "National Architectural Barrier Awareness Week" (S. Rept. 95-727). Page 9001

Panama Canal Treaty: Senate continued consideration of Executive Calendar No. 2, Panama Canal Treaty (Exec. N, 95th Cong., 1st sess.), rejecting two amendments proposed thereto, as follows: Page 8975

(1) Helms unprinted executive amendment No. 17, leaving in effect provision of the 1936 Treaty allowing the U.S. and Panama to take measures to defend Panama or the Canal in case of international conflagration or threat of aggression (tabled by 54 yeas to 33 nays); and Page 8975

(2) Allen unprinted executive amendment No. 18, requiring Senate confirmation of all persons nominated to be members of the Board of Directors of the Panama Canal Commission (tabled by 53 yeas to 25 nays).

Page 8986
Pages 8975–8999

OPIC: Senate agreed to the conference report on H.R. 9179, to extend until September 30, 1981, the basic operating authority of the Overseas Private Investment Corporation, thereby clearing the measure for action of the House. Pages 8994–8995

Unanimous Consent Agreements: Senate reached unanimous consent debate limitation agreements, as follows:

That at 9 a.m. on Monday, April 10, 1978, Senate will proceed to consider conference report on H.R. 6782, proposed Emergency Agricultural Act of 1978, with debate thereon to be limited to two hours, and vote on question of its adoption to occur at 11 a.m.

Pages 8965–8966

That when Senate proceeds to consider S. 1476, a private relief bill, debate thereon be limited to two hours; and Page 8965

When Senate proceeds to consider S. 1566, to establish procedures for electronic seurveillance in the area of foreign intelligence information, debate thereon be limited to two hours, with one hour on any amendment.

Page 8966

Appointments: Vice President appointed Senator Johnston as a Congressional Advisor to the Seventh Session of the Third UN Conference on the Law of the Sea, to be held in Geneva, March 28–May 12, 1978.

Page 8996

Also, Senators Ribicoff, Magnuson, and Stevens were appointed to the Board of Visitors of the Coast Guard Academy; Senators Johnston, Moynihan, Garn, and Hatfield of Oregon to the Board of Visitors of the Military Academy; and Senators Durkin, Inouye, and Stevens to the Board of Visitors of the Merchant Marine Academy. Page 9051

Confirmations: Senate confirmed the following nominations:

Alfred L. Atherton, Jr., of Florida, to be Ambassador at Large;

Harold H. Saunders, of Virginia, to be an Assistant Secretary of State;

Robert L. Yost, of California, to be Ambassador to the Dominican Republic;

Olin C. Robison, of Vermont, to be a member of the U.S. Advisory Commission on International Communication, Cultural and Education Affairs; and

Almeric L. Christian, to be a judge of the district court of the Virgin Islands;

Paul A. Simmons, to be U.S. district judge for the western district of Pennsylvania;

Joan F. Kessler, to be U.S. attorney for the eastern district of Wisconsin; and

Sundry nominations in the Foreign Service.

Page 9061

Nominations: Senate received the nomination of William E. Albers, of the District of Columbia, to be Alternate Federal Cochairman of the Appalachian Regional Commission; and

Five Army, one Air Force, one Marine Corps, all in the rank of General; one Navy in the rank of Admiral; and sundry nominations in the Army, Navy, and Coast Guard. Pages 9051–9061

Message From the House: Page 9000

Amendments Submitted for Printing: Page 9013

Communications: Page 9000

Statements on Introduced Bills: Pages 9001–9012

Additional Statements: Pages 9013–9049

Record Votes: Two record votes were taken today.

Pages 8983, 8994

Recess: Senate met at 11 a.m. and recessed at 6:28 p.m.

Page 9051

Committee Meetings

WIC PROGRAM

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Nutrition held hearings on S. 2630, authorizing funds for the women and infant children feeding program (WIC), and the child care food program through fiscal year 1982, receiving testimony from Senator Humphrey, and several public witnesses representing State offices of women and infant children feeding programs and nutrition departments of colleges and universities.

Hearings were adjourned subject to call.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the Department of Agriculture, receiving testimony in behalf of funds for their respective activities from Dale E. Hathaway, Assistant Secretary for International Affairs and Commodity Programs; Kelly Harrison, General Sales Manager, Thomas R. Hughes, Administrator, Foreign Agriculture Service, Quentin M. West, Special Assistant, International Scientific and Technical Corporation, William A. Faught, Director, International Development Staff; and James D. Deal, Manager, Federal Crop Insurance Corporation.

Subcommittee will meet again on Tuesday, April 11.

APPROPRIATIONS—AMTRAK

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the National Railroad Passenger Corporation (AMTRAK), receiving testimony from its President, Paul Reistrup, and John M. Sullivan, Administrator, Federal Railroad Administration, Department of Transportation.

Subcommittee will meet again on Monday, April 10.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for public works projects, receiving testimony from Senators Culver, Dole, Curtis, Proxmire, and Percy; and Representatives Anderson of California and Panetta.

Subcommittee will meet again on Monday, April 10.

RESERVE PERSONNEL

Committee on Armed Services: Subcommittee on Manpower and Personnel resumed hearings on S. 2571, military procurement authorizations for fiscal year 1979, receiving testimony on requests for selected reserve components personnel strengths from Major General Francis S. Greenlief, National Guard Association of the United States; George Lange, Naval Enlisted Reserve Association; Fred D. Carl, Naval Reserve Association; C. A. McKinney, Non-Commissioned Officers Association of the U.S.A., and Major General J. Milnor Roberts, Reserve Officers Association of the United States.

Hearings were adjourned subject to call.

AIR-TO-GROUND MISSILE PROGRAM

Committee on Armed Services: Subcommittee on Tactical Aircraft continued closed hearings on S. 2571, military procurement authorizations for fiscal year 1979, receiving testimony on Air Force and Naval air-to-ground ordnance programs from General Alton D. Slay, Commander, Air Force Systems Command; Lieutenant General Abbott C. Greenleaf, Deputy Chief of Staff,

Programs and Resources, and Brigadier General Robert M. Bond, Deputy Director of Operational Requirements, all of the Air Force; Rear Admiral Robert C. Mandeville, Director, Naval Aviation Plans and Requirements Division; and Rear Admiral Edwin Barrineau, Assistant Commander, Test and Evaluation, Naval Air Systems Command.

Hearings were recessed subject to call.

CONSUMER COOPERATIVE BANK

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported with an amendment in the nature of a substitute H.R. 2777, to establish a National Consumer Cooperative Bank which would provide special credit and technical assistance to consumer cooperatives in areas such as food, health, and housing.

FIRST CONCURRENT BUDGET RESOLUTION

Committee on the Budget: Committee continued in an evening session to mark up the first concurrent resolution on the Congressional Budget setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority, and will meet again tomorrow.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee reconsidered its action of March 21 when it ordered favorably reported with an amendment in the nature of a substitute, S. 2727, to promote and coordinate amateur athletic activity in the United States, to recognize certain rights for U.S. amateur athletes, and to provide for the resolution of disputes involving national governing bodies, agreed to additional amendments thereto, and again approved the bill for reporting.

Also, Committee discussed S. 1381, setting standards for State no-fault benefit plans to compensate motor vehicle accident victims, but did not complete action thereon and recessed subject to call.

NOAA ORGANIC ACT

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 2224, to establish a national ocean policy and to set forth the missions of the National Oceanic and Atmospheric Administration, after receiving testimony from Representative Breaux, Secretary Juanita Kreps, Dr. James Curlin, Deputy Assistant Secretary for Policy, and Richard Frank, Administrator, National Oceanic and Atmospheric Administration, all of the Department of Commerce.

CONSUMER PRODUCT SAFETY COMMISSION

Committee on Commerce, Science, and Transportation: Subcommittee on the Consumer concluded hearings on S. 2796, authorizing funds for fiscal year 1979 for the Consumer Product Safety Commission, after receiving testimony from S. John Byington, Chairman, Barbara Franklin, Vice Chairman, and R. David Pittle, Edith Barksdale Sloan, and Susan Bennett King, Commissioners, all of the Consumer Product Safety Commission.

COMMERCE DEPARTMENT PROGRAMS

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space, concluded oversight hearings on the activities of the National Bureau of Standards, after receiving testimony from Representative Brown, of California; Dr. Jordan Baruch, Assistant Secretary of Commerce for Science and Technology; Dr. W. Dale Compton, Ford Motor Company, Dearborn, Michigan; and Dr. William O. Baker, Bell Laboratories, Murray Hill, New Jersey.

Also, subcommittee concluded hearings on S. 2615, authorizing funds for fiscal years 1979–81 to carry out programs administered under the Standard Reference Data Act, after receiving testimony from Dr. Ernest Ambler, Director, and Dr. Don R. Johnson, Deputy Director-Designate for Programs, National Measurement Laboratory, National Bureau of Standards, Department of Commerce.

HISTORICAL SITE FUNDING

Committee on Energy and Natural Resources: Subcommittee on Parks and Recreation concluded hearings on the following bills:

S. 2817, to establish the Lowell National Historical Park in Massachusetts, after receiving testimony from Senators Brooke and Kennedy; Representative Tsongas; Ira Hutchinson, Deputy Director, National Park Service, Department of the Interior; Thomas P. O'Neill III, Lieutenant Governor of Massachusetts; Mayor Raymond F. Rourke, of Lowell; and William Lienesch, National Parks and Conservation Association, Washington, D.C.;

S. 2699, authorizing funds through fiscal year 1983 for continuing scientific recovery, preservation, and study of significant archeological or historic materials and data that might be adversely affected by Federal construction, after receiving testimony from Dr. Ernest Connally, Heritage Conservation and Recreation Service; Charles McGimsey, Arkansas Archeological Survey, Little Rock; Dr. Donald K. Grayson, University of Washington, Seattle; and Dr. Jefferson Chapman, University of Tennessee, Nashville; and

S. 2566, authorizing funds through fiscal year 1980 for the Pennsylvania Avenue Development Corporation Act, after receiving testimony from Peter T. Meszoly, Assistant Director, and F. David Harris, Assistant Director, both with the Pennsylvania Avenue Development Corporation.

PUBLIC BUILDINGS

Committee on Environment and Public Works: Committee held oversight hearings on the implementation of the Public Building Cooperative Use Act, receiving testimony from Robert Griffin, Deputy Administrator, General Services Administration; Robert M. Utley, Advisory Council on Historic Preservation; Douglas Wheeler, National Trust for Historic Preservation; Robert Peck, National Endowment for the Arts; and R. Randall Vosbeck, American Institute of Architects, Alexandria, Virginia.

Hearings were recessed subject to call.

SOCIAL SECURITY FINANCING

Committee on Finance: Subcommittee on Social Security continued hearings on bills proposing alternatives that may be available to finance the Social Security System which would permit a reduction in the level of payroll taxation (S. 2459, S.2501, S. 2593, 2607, 2741, 2746, 2808, and 2812) receiving testimony from Barry P. Bosworth, Director, Council on Wage and Price Stability; Robert Ball, Senior Scholar, Institute of Medicine, National Academy of Sciences, and Robert J. Myers, Silver Spring, Maryland.

Hearings were recessed subject to call.

CIVIL SERVICE REFORM

Committee on Governmental Affairs: Committee began hearings on S. 2640, proposing reform of the Civil Service laws, receiving testimony from James T. McIntyre, Jr., Director, Office of Management and Budget; and Alan K. Campbell, Chairman, accompanied by Jule Sugarman, Vice Chairman, and Esra H. Poston, Commissioner, all of the Civil Service Commission.

Hearings continue tomorrow.

SUBCOMMITTEE BUSINESS

Committee on Human Resources: Subcommittee on Child and Human Development approved for full committee consideration the following bills:

S. 2522, authorizing funds through fiscal year 1982 for programs administered under the Family Planning Services and Population Research Act;

S. 2617, authorizing funds through fiscal year 1981 for programs administered under the Domestic Volunteer Service Act;

S. 2759, to provide Federal support and stimulation of State, local, and community activities to prevent domestic violence, assist the victims of domestic violence, and coordinate Federal programs and activities pertaining to domestic violence.

JUSTICE DEPARTMENT AUTHORIZATIONS

Committee on the Judiciary: Committee continued hearings on proposed fiscal year 1979 authorizations for the Department of Justice, receiving testimony from Norman A. Carlson, Director, Bureau of Prisons, and Peter B. Bensinger, Administrator, Drug Enforcement Administration, both of the Department of Justice; and a panel of witnesses composed of Alvin J. Bronstein, National Prison Project, Dr. Jerome Miller, National Moratorium Construction, Kay Harris, National Council on Crime Delinquency, and Fay Honey Knopp, Friends Committee on National Legislation.

Hearings continue on Tuesday, April 11.

EXPLOSIVE MATERIALS

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures resumed hearings on S. 2013, to require the additional labeling of explosive materials for the purpose of identification and detection, receiving testimony from Glenn D. King and Glenn R. Murphy, International Association of Chiefs of Police, Inc., Gaithersburg, Maryland.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on the Judiciary: Committee announced that on Wednesday, April 5, it approved for reporting the following measures:

S. 2597, to move the place for holding court for the district court of the Eastern District of New York to Brooklyn and Hempstead;

S. 2424, to amend the Act incorporating the American Legion so as to redefine eligibility for membership therein;

S. 1819, to establish alternatives to criminal prosecution for certain persons charged with offenses against the U.S.;

H.J. Res. 578, requesting the President to proclaim the third weeks of May 1978, and 1979, as "National Architectural Barrier Awareness Week"; and

An original resolution (S. Res. 428), to authorize reimbursement of U.S. Marshal Service for service of committee subpenas. (This resolution was reported to the Senate on Wednesday, April 5.)

Also, committee approved the annual reports of the following subcommittees: Administrative Practice and Procedure, Antitrust and Monopoly, Citizens and Shareholders Rights and Remedies, Constitution, Criminal Laws and Procedures, Immigration, Improvements in Judicial Machinery, Juvenile Delinquency, Penitentiaries and Corrections, and Separation of Powers.

Also, committee indefinitely postponed action on S.J. Res. 70, Senate companion measure to H.J. Res. 578, listed above.

Committee will meet again on Friday, April 14.

COMMITTEE BUSINESS

Select Committee on Ethics: Committee held a business meeting where it took the following actions:

(1) Defined the term "governmental officals" in Senate Rule XLVIII (48) to mean any elected or appointed officers of the U.S., of any State or territory of the U.S., or political subdivision thereof;

(2) Ruled that a Capitol Hill policeman paid at an annual rate below $15,000 a year, but receiving overtime income bringing gross income to over $15,000 a year, does not have to file a Financial Disclosure Statement under Rule XLIV (44);

(3) Authorized the return to a former Senator his Financial Disclosure Statements;

(4) Ruled on a case concerning a part time Senate employee's acceptance of hotel accommodations in connection with outside employment;

(5) Considered and ruled on fourteen specific questions regarding divestiture of holdings by Senate committee staff members;

(6) Ruled on one blind trust question;

(7) Agreed that if an asset being held in blind trust is disposed of or reduced in value to below $1,000, notification will be made by the Ethics Committee to the Secretary of the Senate for public disclosure thereof; and

(8) Discussed the use of Senate letterhead and agreed to request the staff to draft language on the proper and improper uses thereof.

Committee will meet again on Thursday, April 13.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Subcommittee on the Budget, in closed session, approved for full committee consideration an original bill authorizing funds for fiscal year 1979 for governmental intelligence activities.

Full committee is scheduled to meet on Tuesday, April 11, to consider this measure.

House of Representatives

Chamber Action

Bills Introduced: 30 public bills, H.R. 11922–11951; 3 private bills, H.R. 11952–11954; and 4 resolutions, H.J. Res. 826 and 827, H. Con. Res. 553, and H. Res. 1117 were introduced. Pages 9143–9144

Report Filed: One report was filed as follows: Conference report on H.R. 6782, Emergency Agricultural Act of 1978 (H. Rept. 95–1044). Page 9143

Postal Service: By a yea-and-nay vote of 384 yeas to 11 nays, Roll No. 198, the House passed H.R. 7700, Postal Service Act of 1978.

By a yea-and-nay vote of 386 yeas to 1 nay with 3 voting "present", Roll No. 196, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

The committee amendment in the nature of a substitute, as amended by a substitute amendment, that makes the Postmaster General an officer appointed by the President for a 4-year term; establishes a one-House veto of changes in service; establishes new guidelines for setting postal rates; and authorizes $800 million public service appropriations through 1981;

An amendment that requires the Postal Service to detail by function how it spent public service funds the preceding year and the proposed expenditure for the new fiscal year (agreed to by a recorded vote of 203 ayes to 189 noes, Roll No. 197, after having been previously rejected by a division vote of 19 ayes to 19 noes);

An amendment that eliminates provisions authorizing the Postal Service and the Postal Rate Commission to represent themselves in litigation without prior consent of the Attorney General;

An amendment that abolishes the Board of Governors of the Postal Service;

An amendment that requires the Postal Service to establish a research and development program for electronic mail by 1981, instead of 1982 as the bill provided;

An amendment that strikes the research and development provisions in the bill;

An amendment that gives the Postal Service the discretion to negotiate certain postage rate contracts when it determines a negotiated contract rate is justified; and

An amendment that defines "letter" in the private express statute, exempting such items as time-sensitive material.

Rejected an amendment that sought to permit private sector enterprises to deliver first class mail.

Agreed to amend the title of the bill.

The Clerk was authorized to correct section numbers and cross references, and to make other technical and conforming corrections as necessary in the engrossment of the bill. Pages 9062–9080

Bill Re-referred: Committee on Post Office and Civil Service was discharged from the further consideration of H.R. 11757, to amend section 8118 of title 5, United States Code, to provide for physical examinations with respect to claims for compensation for work injuries, and to provide that continuation of pay under such section shall not begin until the fourth day of disability. Subsequently, the bill was referred to the Committee on Education and Labor. Page 9080

International Banking: By a yea-and-nay vote of 367 yeas to 2 nays with 1 voting "present", Roll No. 199, the House passed H.R. 10899, to provide for Federal regulation of participation by foreign banks in domestic financial markets.

Agreed To:

The committee amendment to section 7, relating to the authority of the Federal Reserve System. Rejected an amendment in the nature of a substitute to the committee amendment;

Sundry technical committee amendments; and

A technical conforming amendment.

Rejected:

The first committee amendment to section 5 (Interstate Banking Operations), thus allowing foreign banks to branch into any State which allows branching. The committee amendment would have allowed interstate banking only if State legislatures statutorily allow it for both foreign and domestic banks;

An amendment to the previous committee amendment that sought to strengthen the interstate foreign branching prohibitions (rejected by a division vote of 13 ayes to 35 noes); and

Rejected the second committee amendment to section 5 that sought to grandfather existing interstate operations established before May 1, 1976.

H. Res. 1114, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 9080–9104

Late Reports: Committee on Interior and Insular Affairs received permission to file a report by 5 p.m. Friday, April 7, on H.R. 39, to designate certain lands in the State of Alaska as units of the National Park, National Wildlife Refuge, Wild and Scenic Rivers and National Wilderness Preservation System; and

Conferees received permission to file a conference report by midnight tonight or midnight Friday, April 7, on H.R. 6782, Emergency Agricultural Act of 1978.

Pages 9104, 9106

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of April 12. Page 9105

Resolution Re-referred: Committee on Armed Services was discharged from the further consideration of H. Res. 1075, relating to the presence of Cuban or foreign military troops in the Republic of Panama or the Panama Canal Zone. Subsequently, the resolution was referred to the Select Committee on Intelligence.

Page 9105

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 9142

Adjournment: Adjourned at 5:31 p.m.

Committee Meetings

NATIONAL PENSION POLICIES

Select Committee on Aging: Subcommittee on Retirement Income and Employment held a hearing on national pension policies: private pension plans. Testimony was heard from a panel of experts speaking on adequacy of retirement benefits and pension portability.

MILK AND DAIRY PRODUCTS

Committee on Agriculture: Subcommittee on Dairy and Poultry held a hearing on the current and prospective supply and demand for milk and dairy products; and H.R. 10768, Dairy Herd Reduction Act of 1978. Testimony was heard from USDA and public witnesses.

Hearings continue Thursday, April 20.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held an executive hearing on Army tank programs.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations continued hearings with public witnesses.

HUD APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued hearings on Housing and Urban Development.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued hearings on Department of Energy.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Held a hearing with Assistant Secretary for Human Development.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works continued hearings with Members of Congress and public witnesses.

STATE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce and Judiciary held a hearing on International Communication Agency.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Urban Mass Transportation Administration.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, General Government held a hearing on Office of Management and Budget.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development continued hearings on DOD authorization for fiscal year 1979. Testimony was heard from Department of Defense, Army and Navy witnesses.

PROPOSED WITHDRAWAL OF U.S. GROUND FORCES FROM KOREA

Committee on Armed Services: Subcommittee on Investigations met and approved draft of a subcommittee report concerning the President's proposed withdrawal of U.S. ground forces from Korea.

NAVY'S SHIPBUILDING PROGRAM

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings on the Navy's Five-Year Shipbuilding Program and Sea Plan 200. Testimony was heard from Secretary of the Navy Claytor; Chief of Naval Operations Adm. Holloway; and Marine Corps Commandant Wilson.

KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr. continued hearings in executive session.

1979 BUDGET

Committee on the Budget: Continued markup of first budget resolution for fiscal year 1979.

COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS

Committee on Education and Labor: Subcommittee on Employment Opportunities held a hearing on H.R. 11086, Comprehensive Employment and Training Act Amendments of 1978, with testimony from public witnesses.

COMMITTEE BUSINESS

Committee on Government Operations: Subcommittee on Government Activities and Transportation met and approved for full committee action report entitled: "Federal Aviation Administration and the Microwave Landing System Controversy".

COMMUNICATIONS SECURITY

Select Committee on Intelligence: Subcommittee on Evaluation held an executive hearing on communications security.

PUBLIC GRAZING LANDS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands continued hearings on H.R. 10587, to improve range conditions of the public grazing lands; and H.R. 10589, to amend section 402(d) of the Federal Land Policy and Management Act of 1976. Testimony was heard from public witnesses.

WATER RESEARCH DEVELOPMENT AND PLANNING

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources held hearings on H.R. 11226, Water Research and Development Act of 1978; and H.R. 11655 and 11828, Water Resources Planning Act amendments. Testimony was heard from Department and public witnesses.

PEACE CORPS AUTHORIZATIONS

Committee on International Relations: Met and ordered reported favorably to the House H.R. 11877, to authorize supplemental appropriations for fiscal year 1978, and authorize appropriations for fiscal year 1979 for the Peace Corps, and to make certain changes in the Peace Corps Act.

ASSISTANCE TO GREECE AND TURKEY

Committee on International Relations: Held a hearing on Executive Branch proposals for assistance to Greece and Turkey. Testimony was heard from Secretary of State Vance; and Secretary of Defense Brown.

UNITED STATES-UGANDA RELATIONS

Committee on International Relations: Subcommittees on Africa, on International Organizations, and on International Economic Policy and Trade held a joint hearing on United States-Uganda relations, hearing testimony from public witnesses.

TRAFFIC AND MOTOR VEHICLE SAFETY—CONSUMER PRODUCT SAFETY

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance met and approved for full committee action the following bills:

H.R. 11286 amended, National Traffic and Motor Vehicle Information and Cost Savings Authorizations of 1979 and 1980; and

H.R. 10637 amended, Emergency Interim Consumer Product Safety Rule Act of 1978.

BLUE CROSS AND BLUE SHIELD

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on Blue Cross and Blue Shield. Testimony was heard from Subcommittee staff members Dr. Delbanco and Katherine Meyers; Walter McNerney, President, Blue Cross-Blue Shield Associations; and Zachary Dyckman, Senior Economist, President's Council on Wage and Price Stability.

Hearings continue tomorrow.

JUSTICE DEPARTMENT AUTHORIZATION

Committee on the Judiciary: Held an executive hearing on the Department of Justice authorization.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on H.R. 6869 and 2311, revision of the Criminal Code. Testimony was heard from Deputy Assistant Attorney General Ronald L. Gainer and Phylis Skloot Bamberger, Esq., Legal Aid Society of New York.

ALASKA LANDS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment continued hearings on H.R. 39, Alaska National Interest Lands Conservation Act. Testimony was heard from Walter Parker, Joint Federal-State Land Use Planning Commission; representatives from the Alaska Federation of Natives; the Wildlife Management Institute; National Wildlife Federation; and Western Oil and Gas Association.

Hearings continue tomorrow.

PORT AND TANKER SAFETY

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held a hearing on H.R. 3796, S. 682 and related bills, port and tanker safety legislation; and H.R. 10390, to implement the 1973 Marine Pollution Convention. Testimony was heard from Deputy Secretary of Transportation Alan Butchman.

IMMIGRATION TO THE UNITED STATES

Select Committee on Population: Held a hearing on the impact of immigration trends on Federal, State and Local Governments, hearing testimony from public witnesses.

Hearings continue tomorrow.

CIVIL SERVICE REFORM

Committee on Post Office and Civil Service: Continued hearings on H.R. 11280, Civil Service Reform, hearing testimony from public witnesses.

WEATHER STATION CLOSURES

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather and Subcommittee on Environment and the Atmosphere continued joint hearings on weather station closures. Testimony was heard from Representatives Smith of Nebraska, Frey, Kelly, Hannaford, Bafalis, Anderson of California, Baldus and McDonald; Leo Harrison, National Weather Service Employees Organization; and Dr. Richard Halgren, Director, National Weather Service.

CONRAIL SERVICES

Committee on Small Business: Subcommittee on Minority Enterprise and General Oversight held a hearing on adequacy of railroad service to small shippers. Testimony was heard from A. Daniel O'Neal, Chairman, ICC; and representatives of Byrne Ceramic Supply Co., Inc.; and Consolidated Railway Corporation.

VETERANS READJUSTMENT APPOINTMENTS

Committee on Veterans Affairs: Subcommittee on Education and Training continued hearings on H.R. 10398, to extend the period of eligibility for veterans readjustment appointments in the Federal Government for veterans of the Vietnam era. Testimony was heard from veterans organizations.

TAX REFORM

Committee on Ways and Means: Continued hearings on tax reform proposals, hearing testimony from Members of Congress.

Hearings continue tomorrow.

Friday, April 7, 1978

Senate

Chamber Action

Routine Proceedings, pages 9178–9271

Bills Introduced: Seven bills and four resolutions were introduced, as follows: S. 2856–2862; S. Con. Res. 76; and S. Res. 429–431. Pages 9191, 9198–9201, 9270

Bills Reported: Reports were made as follows:

S. 2597, to move the location for holding court for the district court of the eastern district of New York to Brooklyn and Hempstead (S. Rept. 95–728).

S. Res. 431, to implement Senate Rule 50 with regard to Senate employment practices (S. Rept. 95–729—referred to Committee on Human Resources for a period not to exceed 60 days). Page 9191

Measures Passed:

Library of Congress Plaque: Senate agreed to S. Res. 430, to provide for the placement in the Capitol of a plaque marking the original location of the Library of Congress. Page 9270

Panama Canal Treaty: Senate continued consideration of Executive Calendar No. 2, Panama Canal Treaty (Exec. N, 95th Cong., 1st sess.), tabling, by 40 yeas to 33 nays, Bartlett executive amendment No. 41 (to Article XIII), to provide that nothing in paragraph 4(c) thereof may be construed to commit the U.S. to pay any part of an unpaid balance to Panama after termination of the Treaty. Page 9219

Pending at recess was Hatch executive amendment No. 38 (to Article III), to provide that operating revenues of the Panama Canal Commission be deposited in the U.S. Treasury, and that the U.S., instead of the Panama Canal Commission, by appropriation reimburse Panama for costs incurred in providing certain public services in the Canal Zone. Page 9264
Pages 9219–9267

Presidential Messages: Senate received messages from the President, as follows:

Transmitting report of the Council on Wage and Price Stability covering its activities for the fourth quar-

ter of 1977—referred to Committee on Banking, Housing, and Urban Affairs (PM-164); Page 9190

Transmitting report on implementing activities and actions taken during 1976 by Federal agencies in establishing policies and standards with respect to energy conservation and efficiency—referred to Committee on Energy and Natural Resources (PM-165); and Page 9190

Notifying the Congress that he has issued today an Executive Order waiving application of subsections (a) and (b) of Section 402 of the Trade Act with respect to the Hungarian People's Republic—referred to Committee on Finance (PM-166). Page 9190

Bill Referred: H.R. 10899, International Banking Act, was referred to Committee on Banking, Housing, and Urban Affairs. Page 9191

Message From the House: Page 9191

Amendment Submitted for Printing: Pages 9201–9204

Statements on Introduced Bills: Pages 9191–9198

Additional Statements: Pages 9204–9219

Nominations: Senate received the following nominations:

David Bronheim, of the District of Columbia, to be an Assistant Administrator of the Agency for International Development;

Anita Miller, of New Jersey, to be a member of the Federal Home Loan Bank Board;

Cristobal C. Duenas, to be Judge of the district court of Guam;

Len J. Paletta, to be U.S. District Judge for the western district of Pennsylvania;

Leonard B. Sand, to be U.S. District Judge for the southern district of New York;

Peter J. McLaughlin, to be U.S. marshal for the district of Delaware;

Glen E. Robinson, to be U.S. marshal for the northern district of California; and

The following persons to be members of the Federal Council on the Aging: Nelson H. Cruikshank, of the District of Columbia; Hobart C. Jackson, Sr., of Pennsylvania; Walter L. Moffett, of Idaho; James T. Sykes, of Wisconsin; Fannie B. Dorsey, of Kentucky; Mary A. Marshall, of Virginia; Bernice L. Neugarten, of Illinois; Fernando Manuel Torres-Gil, of California; and Wesley C. Uhlman, of Washington. Page 9271

Record Votes: One record vote was taken today. Page 9233

Recess: Senate met at 11 a.m. and recessed at 4:35 p.m. Page 9271

Committee Meetings

APPROPRIATIONS—NEW YORK CITY AND REVENUE SHARING

Committee on Appropriations: Subcommittee on HUD-Independent Agencies resumed hearings on proposed budget estimates for fiscal year 1979, receiving testimony in behalf of funds for the New York City Seasonal Financing Fund from Rogert C. Altman, Assistant Secretary of the Treasury for Domestic Finance; and in behalf of funds for the Office of Revenue Sharing from its Director, Dr. Bernadine N. Denning, Department of the Treasury.

Subcommittee will meet again on Thursday, April 13.

ICBM FORCES

Committee on Armed Services: Subcommittee on Arms Control held closed hearings to receive testimony on the alleged Soviet ICBM threat, particularly as it affects U.S. ICBM forces from William J. Perry, Undersecretary of Defense for Research and Engineering.

Subcommittee recessed subject to call.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Research and Development resumed closed hearings on S. 2571, military procurement authorizations for fiscal year 1979, receiving testimony on the Army's request for tank procurement from Percy A. Pierre, Assistant Secretary for Research, Development, and Acquisition, Lieutenant General Donald R. Keith, Deputy Chief of Staff for Research, Development, and Acquisition, and Major General Donald Babers, Project Manager, XM-1 Tank, all of the Department of the Army.

Subcommittee will meet again on Monday, April 10.

ELECTRONIC FUND TRANSFERS

Committee on Banking, Housing, and Urban Affairs: Committee resumed mark up on S. 2065, 2470, and 2546, bills to protect consumers' rights in the operation of electronic fund transfer systems, but did not complete action thereon and will meet again on Monday, April 10.

EXPORT-IMPORT BANK AUTHORIZATION

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance resumed hearings on S. 2520, proposed fiscal year 1979 authorizations for the Export-Import Bank of the U.S., receiving testimony from Raymond Blakeman, Wealty Way Products, Inc., Cedar Rapids, Iowa; Donald W. Read, Services International Limited, Inc., Gloucester, Massachusetts; R. J. Wean, Wean United, Inc., Pittsburgh; Dr. Janos Horvath, Butler University, Indianapolis; Professor Arthur B. Laffer, University of Southern California; and James Wogsland, Caterpillar Tractor Company, Peoria, Illinois.

Hearings continue on Thursday, April 13.

FIRST CONCURRENT BUDGET RESOLUTION

Committee on the Budget: Committee continued to mark up the first concurrent resolution on the Congressional Budget setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority but did not complete action thereon and will meet again on Monday, April 10.

NATIONAL SEA GRANT PROGRAM

Committee on Commerce, Science, and Transportation: Committee concluded joint hearings with Human Resources' Subcommittee on Education, Arts, and the Humanities on proposed fiscal years 1979–1980 authorizations for the National Sea Grant College program. Witnesses heard were Dr. Ned Ostenso, Director, National Sea Grant Program, National Oceanic and Atmospheric Administration, Department of Commerce; John Negroponte, Deputy Assistant Secretary of State for Oceans and Fisheries Affairs; Dr. Byron F. Battle, Massachusetts Institute of Technology, Cambridge; and Dr. William Q. Wick, Oregon State University, Corvallis.

Hearings were recessed subject to call.

HIGHWAY SAFETY AUTHORIZATION

Committee on Commerce, Science, and Transportation: Subcommittee on the Consumer concluded hearings on S. 2541, authorizing funds for fiscal years 1979–82 for certain highway safety programs, after receiving testimony from Howard J. Dugoff, Deputy Administrator, National Highway Traffic Safety Administration, Department of Transportation; Francis X. Colleton, National Association of Governors' Highway Safety Representatives, Washington, D.C.; Vincent L. Tofany, National Safety Council, Chicago; Douglas Fergusson, Highway Users Federation, Washington, D.C.; Richard C. Peet, Citizens for Highway Safety, Washington, D.C.; Dr. William D. Cushman, American Driver and Traffic Safety Education Association, Washington, D.C.

DOE AUTHORIZATION

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development resumed hearings on S. 2692, proposed fiscal year 1979 authorizations for the Department of Energy, receiving testimony from W. W. Finley, General Atomic Company, San Diego; B. B. Parker, Edison Electric Institute, Washington, D.C.; James M. Cubie, New Directions, Washington, D.C.; George L. Gleason, American Nuclear Energy Council, Washington, D.C.; Robert L. Mauro, American Public Power Association, Washington, D.C.; Dr. Jerry Grey, American Institute of Aeronautics and Astronautics, Washington, D.C.; Dr. T. Stephen Cheston, Georgetown University, Washington, D.C.

Hearings were recessed subject to call.

WATER LEGISLATION

Committee on Environment and Public Works: Subcommittee on Water Resources concluded hearings on S. 2704, to promote a more adequate and responsive national program of water research and development, and S. 2701, authorizing funds for fiscal year 1979 for the Water Resources Council, after receiving testimony from Guy Martin, Assistant Secretary, and Dan Beard, Deputy Assistant Secretary, both of the Office of Land and Water Resources, Gary Cobb, Director, and Manuel Morris, Deputy Director, both of the Office of Water Research and Technology, all of the Department of the Interior; Swep Davis, Deputy Administrator, Water Planning and Standards, Environmental Protection Agency; Admiral Owen W. Siler, Commandant, U.S. Coast Guard, Department of Transportation; Dr. Leo M. Eisel, Director, Water Resources Council; John A. Finck, Albany, New York, representing the New England River Basin Commission; Craig Bell, Western States Water Council, Salt Lake City; Thomas Bahr, New Mexico Water Resources Research Institute, Las Cruces; Guy Fairchild, California Department of Water Resources, Sacramento; George Hanbury, Virginia Beach, and Michael Bellanco, Richmond, both representing the Virginia Water Control Board; William Whipple, New Brunswick, New Jersey, and Millard W. Hall, Lincoln, Nebraska, both representing the Universities Council on Water Resources; Neil Cline, Fountain Valley, California, representing the National Water Supply Association; and William R. Walker and Dr. Norman A. Evans, both representing the National Association of Water Institute Directors, Blacksburg, Virginia.

REORGANIZATION—EEOC

Committee on Governmental Affairs: Committee approved an original resolution approving the President's Reorganization Plan No. 1 of 1978, to make the Equal Employment Opportunity Commission the principal Federal agency in fair employment practices.

CIVIL SERVICE REFORM

Committee on Governmental Affairs: Committee continued hearings on S. 2640, proposing reform of the Civil Service laws, receiving testimony from David Cohen, President, Common Cause; Rocco Siciliano, Committee for Economic Development, Washington, D.C. and James L. Sundquist, Bernard L. Gladieux, Richard L. Chapman, and George Maharag, all representing the National Academy of Public Administration, Washington, D.C.

Hearings continue on Monday, April 10.

HUMAN SUBJECTS COMMISSION AND HEALTH PROGRAMS

Committee on Human Resources: Subcommittee on Health and Scientific Research approved for full committee consideration S. 2579, to establish a President's Commission for the Protection of Human Subjects of Biomedical and Behavioral Research, and S. 2410, to amend certain sections of the Public Health Service Act relative to health planning and health resources development.

ANTITRUST ENFORCEMENT

Committee on the Judiciary: Committee resumed hearings on S. 1874, to allow consumers and other parties who have not dealt directly with an antitrust violator to recover their damages under the antitrust laws, receiving testimony from Milton Handler, New York City; Professor Richard A. Posner, University of Chicago Law School, Chicago; Professor Harold C. Petrowitz, American University, Washington, D.C. and Glenn Freie, Meat Price Investigation Association, Des Moines, Iowa.

Hearings continue on Monday, April 17.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, April 10.

Committee Meetings

HUD APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued hearings on Housing and Urban Development.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued hearings on Department of Energy.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on American Printing House for the Blind; and National Technical Institute for the Deaf.

STATE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, Judiciary held a hearing on Board for International Broadcasting.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service-General Government heard testimony from public witnesses.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation continued hearings on urban Mass Transportation Administration.

NAVY CONTRACTING PROCEDURES

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials held a hearing on Navy's changes in its contracting procedures to minimize claims. Testimony was heard from Assistant Secretary of the Navy Hidalgo; Deputy Chief of Naval Operations VAdm. Doyle; Sea Systems Command Commander Bryan; and RAdm. F. F. Manganaro, Chairman, Navy Claims Settlement Board.

EXTENSION OF REHABILITATION ACT

Select Committee on Education: Subcommittee on Select Education held a hearing on extension of the Rehabilitation Act and related legislation affecting the handicapped. Testimony was heard from panels of organizations representing the handicapped.

Hearings continue Monday, April 10.

WATER RESEARCH DEVELOPMENT AND PLANNING

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources continued hearings on H.R. 11226, Water Research and Development Act; and H.R. 11655 and 11828, Water Resources Planning Act. Testimony was heard from public witnesses.

PIPELINE SAFETY—LIQUEFIED NATURAL GAS—FUELS TRANSPORTATION SAFETY AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on Pipeline Safety; Liquefied Natural Gas; and Fuels Transportation Safety Amendments Act of 1978. Testimony was heard from Francis McAdams, Member, National Transportation Safety Board; Dr. Ernest Ambler, National Bureau of Standards; Jerome J. McGrath, Interstate Natural Gas Association; and public witnesses.

BLUE CROSS AND BLUE SHIELD

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on Blue Cross and Blue Shield. Testimony was heard from Robert Derzon, HEW.

DEPARTMENT OF JUSTICE AUTHORIZATION

Committee on the Judiciary: Continued hearings on Department of Justice authorization. Testimony was heard from representatives of the National Prison Project of ACLU Foundation; National Chapter of National Council on Crime and Delinquency; and National Moratorium on Prison Construction.

ALASKA LANDS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment continued hearings on H.R. 39, Alaska National Interest Lands Conservation Act. Testimony was heard from public witnesses.

CHESAPEAKE BAY OIL SPILL

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held a hearing on the Chesapeake Bay oil spill. Testimony was heard from representatives of the Coast Guard; Fish and Wildlife Service; State of Maryland officials; Virginia Water Control Board and public witnesses.

U.S. FLAG

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on U.S.-flag—50 percent cargo requirement for government impelled cargo: shipment of U.S. subsidized German-built buses aboad Soviet-flag vessels. Testimony was heard from Department of Transportation; National Labor Relations Board; Federal Maritime Commission; Department of Commerce; AM General and National Maritime Union.

IMMIGRATION TO THE UNITED STATES

Select Committee on Population: Continued hearings on immigration to the United States with testimony from public witnesses.

FEDERAL EMPLOYEES' GROUP LIFE INSURANCE

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits continued oversight hearings on Federal Employees' Group Life Insurance, hearing testimony from Thomas A. Tinsley, Civil Service Commission.

LABOR SURPLUS SET ASIDE PROGRAM

Committee on Small Business: Subcommittee on Capital, Investment and Business Opportunities continued hearings on the implementation of the labor surplus set aside program. Testimony was heard from representatives of Departments of HEW, Interior, Labor, Veterans Administration, Energy, and NASA.

TAX REFORM

Committee on Ways and Means: Continued hearings on tax reform proposals with testimony from public witnesses.

Joint Committee Meeting

EMPLOYMENT/UNEMPLOYMENT AND U.S. ECONOMY

Joint Economic Committee: Committee held hearings on the employment-unemployment situation for March, receiving testimony from Julius Shiskin, Commissioner of Labor Statistics, Department of Labor.

Also, committee received testimony on the performance of the U.S. economy for the first quarter of 1978 from Courtenay Slater, Chief Economist, Department of Commerce.

Committee recessed subject to call.

Monday, April 10, 1978

Senate

Chamber Action

Routine Proceedings, pages 9368–9499

Bills Introduced: Nine bills and one resolution were introduced, as follows: S. 2863–2871; and S. Con. Res. 77. Pages 9463, 9475

Bills Reported: Reports were made as follows:

Annual report of Judiciary Subcommittee on Antitrust and Monopoly, 1977, together with individual views (S. Rept. 95–730).

H.R. 130, Proposed Petroleum Marketing Practices Act, with an amendment, together with minority and additional views (S. Rept. 95–731).

Measures Passed: Page 9463

Renal disease: Senate passed with committee amendment and returned to the House H.R. 8423, to make improvements in the Medicare end stage renal disease program. Pages 9495–9498

U.S. Marshal Service: Senate agreed to S. Res. 428, to authorize reimbursement of the U.S. Marshal Service for service of committee subpoenas. Pages 9498–9499

Emergency Agricultural Act: By 49 yeas to 41 nays, Senate agreed to the conference report on H.R. 6782, proposed Emergency Agricultural Act of 1978, prior to which action, by 49 yeas to 43 nays, it agreed to Talmadge motion to waive Section 303(a) of the Congressional Budget Act with respect to Senate consideration of this measure. Pages 9382–9403

Panama Canal Treaty: Senate continued consideration of Executive Calendar No. 2, Panama Canal Treaty (Exec. N, 95th Cong., 1st sess.), rejecting two amendments proposed thereto as follows: Page 9404

(1) Dole executive amendment No. 10, to delete from Article XII provisions barring construction in Panama of a new interoceanic canal, and negotiation with a third state for the right to construct an interoceanic canal on any other route in the Western Hemisphere, except as agreed upon by the U.S. and Panama (Tabled by 49 yeas to 40 nays); and Page 9413

(2) Hatch executive amendment No. 38 (to Article III), to provide that operating revenues of the Panama Canal Commission be deposited in the U.S. Treasury, and that the U.S., instead of the Panama Canal Commission, by appropriation reimburse Panama for costs incurred in providing certain public services in the Canal Zone (Tabled by 54 yeas to 29 nays). Page 9426

When Senate resumes consideration of this matter tomorrow, pending will be Helms executive amendment No. 100 (to Article IV), calling for free movement

of U.S. personnel, vehicles, vessels and aircraft in, around, and over Panama for the duration of the Treaty, on which there is a one-hour time limitation for debate, with vote thereon to occur at 2 p.m. Page 9462
Pages 9404–9462

Vice Presidential Appointment: Vice President appointed Senator Kennedy as a Congressional Adviser to the SALT Delegation in Geneva during 1978.
Page 9491

Amendments Submitted for Printing:
Page 9475

Communications: Page 9462
Statements on Introduced Bills: Pages 9463–9474
Additional Statements: Pages 9475–9491

Nominations: Senate received the following nominations:

Alfred Laureta, of Hawaii, to be Judge for the district court for the Northern Mariana Islands; and

John W. McGarry, of Massachusetts, and Samuel D. Zagoria, of Maryland, each to be a member of the Federal Election Commission. Page 9499

Record Votes: Four record votes were taken today.
Pages 9403, 9426, 9444

Recess: Senate met at 8:45 a.m. and recessed at 8:05 p.m.
Page 9499

Committee Meetings

SCHOOL MEALS PROGRAM

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Nutrition held hearings on S. 2824, fiscal year 1979 authorizations for programs administered under the National Child Nutrition Act, receiving testimony from Linda Smith, Community Nutrition Institute, Washington, D.C.; Susan Perry, Lawyers Committee for Civil Rights Under Law, Washington, D.C.; Allen Charney, American Federation of State, County and Municipal Employees, Washington, D.C.; John Niblock, Governor's Advocacy Council on Children and Youth, Raleigh, North Carolina; Josephine Martin, Atlanta, Georgia, Gene White, Sacramento, California, Johanna McCabe, Oakland, New Jersey, and Faith Gravenmier, Charleston, West Virginia, all representing the American School Food Service Association; Fran Wicker, Indianapolis, Indiana; Martin Sorensen, Mountain Prairie Region, Pierre, South Dakota; Tish Allen, Massachusetts Emergency Food Services, Boston; Susan Rudin, Bread & Law Task Force, Montpelier, Vermont; Clifford Baker, Vacherie Primary School, and Albertine Miller, both of Vacherie, Louisiana; Lucille Smith, Michigan State Office of Nutrition, Detroit; Dianne Dubovsky, Commonwealth of Pennsylvania Child Development Committee, Harrisburg; Diana Bella, National Child Nutrition Project, New Brunswick, New Jersey; Vicky Spiegel, Community Council of Greater New York, New York City; Thomas Williams, Minnesota State Office of Economic Opportunity, St. Paul; and Cynthia Schneider, Food Legal Advocacy, Madison, Wisconsin.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on the Interior resumed hearings on proposed budget estimates for fiscal year 1979 for territorial affairs, receiving testimony from Ruth G. Van Cleve, Director, Office of Territorial Affairs, Department of the Interior; Adrian P. Winkel, High Commissioner, who was accompanied by several of his associates of the Trust Territory of the Pacific Islands; and several representatives of the Congress of Micronesia.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for public works projects, receiving testimony from numerous public witnesses.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of Transportation, receiving testimony from Edward S. Page, Administrator, Urban Mass Transportation Administration, Department of Transportation.

Subcommittee will meet again on Wednesday, April 12.

CIA BRIEFING

Committee on Armed Services: Subcommittee on Intelligence met in open and closed sessions to receive a briefing on Soviet and Cuban influence in Africa from Frank C. Carlucci, Deputy Director of Central Intelligence.

Subcommittee recessed subject to call.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Research and Development resumed closed hearings on S. 2571, military procurement authorizations for fiscal year 1979, receiving testimony on the survivability of the ICBM from William J. Perry, Undersecretary of Defense, Research and Engineering; and General Alton D. Slay, Commander, Air Force Systems Command.

Subcommittee will meet again tomorrow.

ELECTRONIC FUND TRANSFER

Committee on Banking, Housing, and Urban Affairs: Committee continued mark up of S. 2470, 2065, and 2546, bills to prescribe policies and procedures to protect consumer rights in relation to the electronic fund transfer system, but did not complete action thereon and will meet again on Friday, April 14.

FIRST CONCURRENT BUDGET RESOLUTION

Committee on the Budget: Committee continued in an evening session to mark up the first concurrent resolution on the Congressional Budget setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority.

STRATEGIC PETROLEUM RESERVE AUTHORIZATION

Committee on Energy and Natural Resources: Subcommittee on Energy Production and Supply held hearings on proposed fiscal year 1979 authorizations for strategic petroleum reserves, and on Executive Communication No. 3200, received on April 4, transmitting Energy Action Plan No. DOE-001—an amendment to the Strategic Petroleum Reserve Plan. Witnesses heard were Senators Kennedy and Matsunaga; George S. McIsaac, Assistant Secretary of Energy for Resource Applications; and Alfred S. Harris, Hawaii Department of Planning and Economic Development, Honolulu.

Hearings were recessed subject to call.

PUBLIC LANDS—MILITARY INSTALLATIONS

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Resources held hearings on S. 74, to amend Public Law 94-565 so as to include payments for lands on which certain semiactive or inactive military installations are located, receiving testimony from George Turcott, Associate Director, Bureau of Land Management, Department of the Interior; and Judge Glen Thames, County Judge, Sebastian County, Arkansas.

Hearings were adjourned subject to call.

NRC AUTHORIZATION

Committee on Environment and Public Works: Subcommittee on Nuclear Regulation began hearings on S. 2584, authorizing funds for fiscal year 1979 for the Nuclear Regulatory Commission, receiving testimony from Saul Levine, Director, Office of Regulatory Research, Robert B. Minogue, Director, Office of Standards Development, Allen Brodsky, Senior Health Physicist, and Thomas Murley, Director, Reactor Safety Research, all of the Nuclear Regulatory Commission; Edward P. Radford, National Academy of Sciences, Pittsburgh; George Gleason, American Nuclear Energy Council, Washington, D.C.; and Daniel Ford, Union of Concerned Scientists, Washington, D.C.

Hearings continue on Tuesday, April 18.

CIVIL SERVICE REFORM

Committee on Governmental Affairs: Committee continued hearings on S. 2640, proposing reform of the Civil Service laws, receiving testimony from Ralph Nader, Washington, D.C.; Bertrand Harding, National Civil Service League, Washington, D.C.; Norman B. Hartnett, Disabled American Veterans, Washington, D.C.; Donald Schwab, J. William Shehan, and Cooper T. Holt, all of Veterans of Foreign Wars, Washington, D.C.; and Austin E. Kerby and Edward J. Lord, both of The American Legion.

Hearings continue tomorrow.

FULL EMPLOYMENT

Committee on Human Resources: Subcommittee on Employment, Poverty, and Migratory Labor began mark up of S. 50, the Full Employment and Balanced Growth Act, but did not complete action thereon and will meet again on Thursday, April 13.

SCIENCE LEGISLATION

Committee on Human Resources: Subcommittee on Health and Scientific Research began hearings on S. 2549, authorizing funds for fiscal years 1979 and 1980 for the National Science Foundation, and on S. 2550, to encourage the full participation of women in scientific, professional, and technical fields through new and existing programs and procedures, receiving testimony from Dr. Richard Atkinson, Director, and Dr. George C. Pimentel, Deputy Director, both of the National Science Foundation; Dr. Norman Hackerman, Chairman, and Dr. Alexander Rich, Member, both of the National Science Board; Irving Shain, Madison, Wisconsin, on behalf of American Association of Universities, American Council on Education, and National Association of State Universities and Land Grant Colleges; Robert Randolph, Westfield, Massachusetts, on behalf of American Association of State Colleges and Universities, Great Lakes Colleges Association, and National Association of Independent Colleges and Universities; Dr. Lucy Sells, University of Maryland, College Park; and Edward Helminski, National Governors Association, Washington, D.C.

Hearings were recessed subject to call.

ATTORNEYS FEES

Committee on the Judiciary: Subcommittee on the Constitution began hearings on S. 571, to provide for direct enforcement action by the Department of Housing and Urban Development in discriminatory housing practices and to provide for the awarding of attorney's fees related thereto, receiving testimony from Senator Glenn; Dr. Arthur Flemming, Chairman, Commission on Civil Rights; Chester C. McGuire, Assistant Secretary of Housing and Urban Development for Fair Housing and Equal Opportunity; James Turner, Deputy Assistant Attorney General, Civil Rights Division, Department of Justice; Donald Jefferson, Suburban Maryland Fair Housing, Bethesda; Samuel J. Lloyd, Jr., Maryland Commission on Human Relations, Baltimore; Edward L. Holmgren, National Committee Against Discrimination in Housing, Washington, D.C.; Alexander Pollikoff, American Civil Liberties Union, Wash-

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ington, D.C.; and Glenda Sloan, Center for National Policy Review, Washington, D.C.

Hearings were adjourned subject to call.

SERIOUS YOUTH CRIME

Committee on the Judiciary: Subcommittee to Investigate Juvenile Delinquency began hearings on problems of serious juvenile crimes, receiving testimony from Professor Albert Reiss, Jr., Yale University, New Haven; Professor Walter Miller, Harvard University, Cambridge; Victoria Jaycox, National Council of Senior Citizens, Washington, D.C.; Detective Irwin Silverman, Bronx Senior Citizens Robbery Unit, New York City Police Department; a Mrs. G., of New York City; Robert F. Leonard, National District Attorneys' Association, Flint, Michigan; Wallace J. Mlyniec, Georgetown University Law School, Washington, D.C.; Judge William S. White, Chicago, representing the National Council of Juvenile and Family Court Judges; and Colonel Robert O. Mathews, Chief of Police, Howard County, Maryland.

Hearings continue on Wednesday, April 12.

KOREAN INFLUENCE INVESTIGATION

Select Committee on Ethics: Committee resumed closed hearings to examine alleged attempts by representatives of the Republic of Korea to improperly influence Members and employees of the Senate, receiving testimony from unnamed witnesses.

Hearings continue tomorrow.

BIA REORGANIZATION

Select Committee on Indian Affairs: Committee held oversight hearings on the current status of the reorganization of the Bureau of Indian Affairs, receiving testimony from Reid Payton Chambers, Washington, D.C.; Delfin Lovato, All Indian Pueblo Council, Albuquerque; and Llewellyn Barrackman, accompanied by Ray Simpson, Fort Mojave Tribal Council, Needles, California.

Hearings continue on Wednesday, April 12.

COMMITTEE BUSINESS

Select Committee on Intelligence: Committee held a closed business meeting but made no announcements.

Committee will meet again tomorrow in closed session to begin mark up of the proposed fiscal year 1979 authorization for government intelligence activities.

House of Representatives

Chamber Action

Bills Introduced: 31 public bills, H.R. 11955–11985; and 11 resolutions, H.J. Res. 828–833, H. Con. Res. 554 and 555, and H. Res. 1118–1120 were introduced.

Pages 9355–9356

Bills Reported: Reports were filed as follows:

H.R. 39, Alaska National Interest Lands Conservation Act, amended (H. Rept. 95–1045); and

H. Res. 1118, providing for the consideration of H.R. 11291, to authorize appropriations for the Federal Fire Prevention and Control Act of 1974, and to change the name of the National Fire Prevention and Control Administration to the United States Fire Administration (H. Rept. 95–1046). Page 9355

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Brademas as Speaker pro tempore for today. Page 9272

Presidential Messages: Read the following messages from the President:

Energy conservation: Transmitting a report on the implementation of energy conservation programs within the Federal Government pursuant to the Energy Policy and Conservation Act—referred to the Committee on Interstate and Foreign Commerce;

Hungarian emigration: Reporting the issuance of an Executive Order waiving the application of subsections (a) and (b) of section 402 of the Trade Act of 1974 with respect to the Hungarian People's Republic—referred to the Committee on Ways and Means; and

Wage and price stability: Transmitting the 13th quarterly report of the Council on Wage and Price Stability—referred to the Committee on Banking, Finance and Urban Affairs. Page 9273

Suspensions: House voted to suspend the rules and pass the following:

Marine mammal protection: H.R. 10730, amended, to authorize appropriations to carry out the Marine Mammal Protection Act of 1972 during fiscal years 1979, 1980, and 1981 (passed by a yea-and-nay vote of 380 yeas to 5 nays, Roll No. 201); Pages 9275–9278, 9296

Fishermen's Protective Act: H.R. 10878, amended, to extend until October 1, 1981, the voluntary insurance program provided by section 7 of the Fishermen's Protective Act of 1967. Agreed to amend the title (passed by a yea-and-nay vote of 365 yeas to 14 nays, Roll No. 202); Pages 9278–9282, 9297

Military and public lands conservation: H.R. 10882, to authorize appropriations to carry out conservation programs on military reservations and public lands during fiscal years 1979, 1980, and 1981 (passed by a yea-and-nay vote of 377 yeas to 8 nays, Roll No. 203); Pages 9282–9283, 9297–9298

Fishery conservation: H.R. 10732, amended, to authorize appropriations to carry out the Fishery Conservation and Management Act of 1976 during fiscal years 1979, 1980, and 1981 (passed by a yea-and-nay vote of 329 yeas to 55 nays with 1 voting "present", Roll No. 204); Pages 9283–9285, 9298–9299

Council on Environmental Quality: H.R. 10884, amended, to authorize appropriations to the Council on Environmental Quality for years 1979, 1980, and 1981 (passed by a yea-and-nay vote of 307 yeas to 76 nays, Roll No. 205); and Pages 9285–9286, 9299

SBA programs: H.R. 11445, amended, to amend the Small Business Act and the Small Business Investment Act of 1958 (passed by a yea-and-nay vote of 310 yeas to 72 nays, Roll No. 206). Pages 9286–9296, 9299–9300

Human Rights: House agreed to H. Con. Res. 549, praising the United States delegation to the Belgrade meeting of the Conference on Security and Cooperation in Europe for its effort on behalf of human rights, and urging the President to continue to express United States opposition to repressive actions and to violations of basic human rights which are contrary to the Helsinki Accords. Pages 9300–9301

Child Abuse: House agreed, with amendments, to the Senate amendments to H.R. 6693, to amend the Child Abuse Prevention and Treatment Act to extend the authorization of appropriations contained in such Act—returning the measure to the Senate. Pages 9301–9306

Adjournment: Adjourned at 2:48 p.m.

Committee Meetings

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on District of Columbia held an overall hearing with City officials.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Bureau of Indian affairs.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on Gallaudet College; and Howard University.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works heard testimony from Members of Congress and public witnesses.

COMMERCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, Judiciary held hearings on Federal Maritime Commission; and Marine Mammal Commission.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Office of the Secretary of Transportation.

FEDERAL PROCUREMENT POLICY

Committee on Armed Services: Subcommittee on Research and Development held a hearing on OMB Circulars A–109, establishes Executive policy for the acquisition of major systems; and Circular A–76, establishes policy that services and goods will be procured from private industry when feasible and practical. Testimony was heard from Lester A. Fettig, OMB Administrator for Federal Procurement Policy.

NAVY'S SHIPBUILDING PLAN

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings on the Navy's Five-Year Shipbuilding Plan and Sea Plan 2000 study. Testimony was heard from Secretary of Defense Brown; and Assistant Secretary of Defense Russell Murray II.

MONETARY POLICY

Committee on Banking, Finance and Urban Affairs: Continued hearings on conduct of monetary policy with testimony from Federal Reserve Board Chairman Miller.

REHABILITATION ACT EXTENSION

Committee on Education and Labor: Subcommittee on Select Education continued hearings on extension of the Rehabilitation Act and related legislation affecting the handicapped. Testimony was heard from panels of officials representing associations and organizations for the handicapped.

Hearings continue tomorrow.

FEDERAL EMPLOYEES' COMPENSATION ACT

Committee on Education and Labor: Subcommittee on Compensation, Health, and Safety held an oversight hearing on the Federal Employees' Compensation Act. Testimony was heard from Representative Pease; and Clyde Fisk, Chief of Security and Employee Relations, USDA.

TRAVEL INSURANCE AT AIRPORTS

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on problems in sale of travel insurance at airport locations and the Federal response. Witnesses heard were Mimi Cutler, Aviation Consumer Action Project; Albert Lewis, Superintendent of Insurance, New York State Insurance Department; Allen Palmer, Deputy Director, Bureau of Competition, Federal Trade Commission; and Edward Birrane, Jr., on behalf of National Association of Insurance Commissioners.

Hearings continue tomorrow.

FBI COMPLIANCE WITH FREEDOM OF INFORMATION ACT

Committee on Government Operations: Subcommittee on Government information and Individual Rights held

a hearing on FBI compliance with the Freedom of Information Act. Testimony was heard from Victor Lowe, General Accounting Office.

INTELLIGENCE AUTHORIZATION

Select Committee on Intelligence: Subcommittee on Program and Budget Authorization met in executive session and approved for full committee action the intelligence authorization bill.

BOUNDARY WATERS CANOE AREA

Committee on Interior and Insular Affairs: Met and ordered reported a clean bill to be introduced in lieu of H.R. 8722 and H.R. 2820, relating to Boundary Waters Canoe Area.

NATIONAL COAL POLICY PROJECT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on National Coal Policy Project with testimony from public witnesses.

DRUG ABUSE OFFICE AND TREATMENTS AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 11660, Drug Abuse Office and Treatments Amendments of 1978. Testimony was heard from Dr. Gerald Kleman, Alcohol, Drug Abuse and Mental Health Administration, HEW; and public witnesses.

HAZARDOUS MATERIALS TRANSPORTATION ACT AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce held a hearing on legislation to amend the Hazardous Materials Transportation Act to authorize additional appropriations for fiscal year 1979. Testimony was heard from officials of Department of Transportation; and National Transportation Safety Board.

STRATEGIC PETROLEUM RESERVE

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held an evening hearing on strategic petroleum reserve. Testimony was heard from officials of Department of Energy, and public witnesses.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on H.R. 6869 and 2311, revision of the Criminal Code. Testimony was heard from Judge Alphonso J. Zirpoli and Judge Gerald B. Tjoflat, Judicial Conference of the United States; Norman Carlson, Director, Bureau of Prisons; and Milton Rector, President, National Council on Crime and Delinquency.

Hearings continue tomorrow.

LIBRARIAN OF CONGRESS

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held a hearing on S. 1626, to clarify the status of the Librarian of Congress. Testimony was heard from Donald Curran, Assistant Librarian of Congress; and Thomas Brennan, Chair, Copyright Royalty Tribunal.

KOREAN INFLUENCE INVESTIGATION

Committee on Standards of Official Conduct: Continued hearings on H. Res. 252, Korean influence-peddling investigator. Testimony was heard from former Member of Congress Richard Hanna; and former AID Administrator Dr. John A. Hanna.

Hearings continue tomorrow.

TUITION TAX CREDIT

Committee on Ways and Means: Began markup of H.R. 11776. Tuition Tax Credit Act of 1978, and will resume tomorrow.

Tuesday, April 11, 1978

Senate

Chamber Action

Routine Proceedings, pages 9529–9631

Bills Introduced: Eleven bills and one resolution were introduced, as follows: S. 2872–2882; and S.J. Res. 126.

Bills Reported: Reports were made as follows: Page 9567

S. 743, proposed Petroleum Marketing Practices Act of 1978, with an amendment, together with minority and additional views (S. Rept. 95–732).

Annual Report of Judiciary Subcommittee on Immigration (S. Rept. 95–733).

Annual Report of Judiciary Subcommittee on Criminal Laws and Procedures (S. Rept. 95–734). Page 9567

Bills Passed:

American Legion: Senate passed without amendment and sent to the House S. 2424, to amend the Act incorporating the American Legion so as to redefine eligibility for membership therein. Page 9530

Architectural Barrier Awareness Week: Senate passed without amendment and cleared for the President, H.J. Res. 578, authorizing the President to proclaim the third weeks of May of 1978 and 1979 as "National Architectural Barrier Awareness Week". Page 9531

Panama Canal Treaty: Senate continued consideration of Executive Calendar No. 2, Panama Canal Treaty (Exec. N, 95th Cong., 1st sess.), rejecting amendments proposed thereto as follows: Page 9531

(1) Helms executive amendment No. 100 (to article IV), calling for free movement of U.S. personnel, vehicles, vessels and aircraft in, around, and over Panama for the duration of the Treaty (tabled by 64 yeas to 28 nays); Page 9531

(2) Helms unprinted executive amendment No. 20 (to Article IV), to allow the U.S. to utilize its defense forces in Panama separately from those of the Panamanian government, if necessary (tabled by 66 yeas to 28 nays); Page 9541

(3) Helms unprinted executive amendment No. 21 (to Article IV), giving U.S. the authority to transport any type of nuclear armament on any vehicle or launch platform through the Canal or on military bases in the Canal Zone (tabled by 59 yeas to 32 nays); Page 9543

(4) Cannon executive amendment No. 23 (to Article III), reducing from $10 million to $5 million, amount which U.S. will pay annually to Panama for certain public services (tabled by 52 yeas to 42 nays); Page 9548

(5) Hatch unprinted executive amendment No. 22 (to Article V), calling for Panama to respect freedom of speech and the press (tabled by 62 yeas to 29 nays); Page 9551

Pending at recess was Helms executive amendment No. 102, calling for the guarantee by the Republic of Panama of the civil rights of U.S. citizens in the Canal Zone. Vote on this amendment will occur at 11 a.m. on Wednesday, April 12. Page 9555

Pages 9531–9566

Bills Referred: Sundry House-passed bills were referred to appropriate Senate committees. Page 9567

Messages From the House: Page 9566

Amendments Submitted for Printing: Pages 9589–9590

Reservation Submitted for Printing: Page 9590

Statements on Introduced Bills: Pages 9567–9589

Additional Statements: Pages 9591–9629

Record Votes: Five record votes were taken today.

Pages 9541, 9543, 9548, 9551, 9555

Recess: Senate met at 11:30 a.m. and recessed at 6:34 p.m. Page 9631

Committee Meetings

NUTRITION PROGRAMS

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Nutrition resumed hearings on S. 2630, to provide for a special supplemental food program for women, infants, and children, receiving testimony from Rodney Leonard, Community Nutrition Institute, Washington, D.C.; Jay Hirschman, North Carolina Division of Health Services, Raleigh; Dr. Rosselyn Epps, National Medical Association, Washington, D.C.; Stefan Harvey, Children's Foundation, Washington, D.C.; Dr. Richard Prindle, Thomas Jefferson Health Department, Charlottesville, Virginia; Jean Purcell, Saunders B. Moon Community Action Agency, Alexandria, Virginia; George Chauncey, Interreligious Task Force on U.S. Food Policy, Washington, D.C.; and Samuel Byrd, National Association of Farmworkers Organizations, Washington, D.C.

Also, subcommittee held hearings on S. 2809, to revise the child care food program, receiving testimony from Harriet Diehl, West Virginia Department of Education, Charleston; Helen Blank, American Parents Committee, Washington, D.C.; Fay Hagood, Citizens Coalition Against Hunger, Atlanta; Dianna Bella, National Child Nutrition Project, New Brunswick, New Jersey; Gene White, American School Food Service Association, Sacramento; Jo Anne Shearer, Montana Department of Health, Helena; A. L. Woods, St. Joseph's Day Care Center, Birmingham, Alabama; Donna Frederickson, South Central Community Action Program, Inc., Gettysburg, Pennsylvania; Joyce Palmer, Arizona Department of Education, Tucson; Sister Anna Totta, Wyandotte Association for Child Care, Kansas City, Kansas; William Haley, Tennessee Coalition—MANNA, Nashville; and Sally Stevens, State Training and Technical Assistance, Office for Head Start, Greensboro, North Carolina.

Subcommittee recessed subject to call.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of Agriculture, receiving testimony in behalf of funds for the Farm Credit Administration from its Governor, Donald E. Wilkinson, and Galen B. Brubaker, Chairman, Federal Farm Credit Board; and in behalf of funds for the Soil Conservation Service from its Administrator, R. M. Davis, and M.

Rupert Cutler, Assistant Secretary of Agriculture for Conservation, Research, and Education.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the defense establishment, receiving testimony from several public witnesses.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on the Interior continued hearings on proposed budget estimates for fiscal year 1979 for territorial affairs, receiving testimony from Representative Phillip Burton, of California, and Delegate Won Pat; Ruth G. Van Cleve, Director, Office of Territorial Affairs, Ben T. Fukutome, Federal Comptroller for Guam, Trust Territory and the Northern Mariana Islands, and Darrell E. Fleming, Federal Comptroller for the Virgin Islands, all of the Department of the Interior; Governor Peter T. Coleman, American Samoa; Governor Carlos S. Camacho, Commonwealth of the Northern Mariana Islands; and several legislative representatives from American Samoa and the Northern Mariana Islands.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for public works projects, receiving testimony from Senators Domenici, Chafee, Chiles, and Stone; and Representatives Carter and Perkins.

Subcommittee will meet again tomorrow.

NAVAL VESSELS

Committee on Armed Services: Committee met in closed session to receive testimony from Secretary of Defense Harold Brown on the Administration's program for construction of naval vessels.

Committee will meet again tomorrow.

MILITARY CONSTRUCTION

Committee on Armed Services: Subcommittee on Military Construction and Stockpiles began hearings on S. 2636, authorizing funds for fiscal year 1979 for construction at certain military installations, receiving testimony from Edward Hidalgo, Assistant Secretary of the Navy for Manpower, Reserve Affairs, and Logistics; Rear Admiral Don Iselin, Commander, Naval Facilities Engineering Command; Antonia H. Chayes, Assistant Secretary of the Air Force for Manpower, Reserve Affairs, and Installations; and Major General William Gilbert, Deputy Director for Engineering and Services, Air Force.

Subcommittee will meet again tomorrow.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Research and Development continued closed hearings on S. 2571, military procurement authorizations for fiscal year 1979, receiving testimony on theater nuclear forces from David E. McGiffert, Assistant Secretary of Defense for International Security Affairs.

Subcommittee will meet again on Thursday, April 13.

HOUSING GOALS

Committee on Banking, Housing, and Urban Affairs: Committee began hearings on S. 2855, restating and reaffirming the national housing goals, receiving testimony from Mayor Phillip Isenberg, of Sacramento, representing the U.S. Conference of Mayors; Herman Smith, National Association of Home Builders, Washington, D.C.; Cushing Dolbeare, Ad Hoc Low Income Housing Coalition, Washington, D.C.; James E. Kerr, National Association of Housing and Redevelopment Officials, Washington, D.C.; and Paul Noll, Housing Assistance Council, Washington, D.C.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following bills:

S. 1895, authorizing funds for fiscal year 1979 for the Natural Gas Pipeline Safety Program, with an amendment in the nature of a substitute (As approved by the committee, the bill authorizes $10.5 million for fiscal year 1979);

S. 2616, authorizing $15,420,000 for fiscal year 1979 and $16,350,000 for fiscal year 1980 for the National Transportation Safety Board;

S. 1794, authorizing funds for fiscal year 1979 for the U.S. Fire Administration, with an amendment in the nature of a substitute (As approved by the committee, the bill authorizes $29,352,000 for fiscal year 1979);

S. 2789, authorizing funds for fiscal year 1979 for the Office of Rail Public Counsel, with an amendment (As approved by the committee, the bill authorizes $1.6 million for fiscal year 1979);

S. 2508, authorizing $27.2 million for fiscal year 1979 for the U.S. Railway Association;

S. 2478, authorizing funds for fiscal year 1979 for the National Rail Passenger Corporation (AMTRAK), with amendments (As approved by the committee, the bill authorizes $510 million for total operating expenses and $120 million for capital improvements);

S. 2553, authorizing funds for fiscal year 1979 for certain maritime programs of the Department of Commerce, with amendments (As approved by the committee, the bill authorizes $494,778,000); and

S. 2552, authorizing funds for fiscal year 1979 for the U.S. Travel Service, with an amendment in the nature of a substitute (As approved by the committee, the bill authorizes $1,008,000);

Committee also approved one hundred eighty-seven routine Coast Guard nominations.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Leslie L. Kanuk, of New Jersey, to be a Federal Maritime Commissioner, after the nominee, who was introduced to the committee by Richard Daschbach, Chairman, Federal Maritime Commission, testified and answered questions on her own behalf.

COMMITTEE BUSINESS

Committee on Energy and Natural Resources: Committee ordered favorably reported the following business items:

H.R. 9757, calling for a moratorium on increases in Public Lands grazing fees for the 1978 grazing year pending an appropriate review of such fees, with an amendment in the nature of a substitute (As approved by the committee, the bill would increase by $28 million funds for the acquisition of lands within the Sawtooth National Recreation Area, Idaho, and increase by $9,875,750 funds for the acquisition of lands within the Buffalo National River, Arkansas;

S. 1829, to provide for the establishment of the Jean Lafitte National Historical Park, Louisiana, with amendments;

S. 2234, authorizing funds for fiscal years 1979 through 1982 for programs under the Bureau of Land Management, Department of the Interior, with amendments (As approved by the committee, the bill would authorize $450.9 million for fiscal year 1979);

S. Res. 429, disapproving the Department of Energy Action Plan No. 1, transmitted to the Congress on April 4, 1978—an amendment to the Strategic Petroleum Reserve Plan; and

The nomination of Robert D. Thorne, of California, to be an Assistant Secretary of Energy.

PUBLIC BUILDING PROSPECTUS

Committee on Environment and Public Works: Committee held hearings on a prospectus for construction of office space for the Nuclear Regulatory Commission. Witnesses heard were Senator Sarbanes; Representative Steers; Joseph M. Hendrie, Chairman, Nuclear Regulatory Commission; Lorenzo W. Jacobs, Jr., Director, Department of Housing and Community Development, District of Columbia Government; Loy Shipp, Assistant Commissioner for Space Management, Public Buildings Service, General Services Administration; Ronald G. Clary, American Federation of Government Employees, Washington, D.C.; and Vincent L. Connery, National Treasury Employees Union, Washington, D.C.

Hearings were adjourned subject to call.

NOMINATIONS

Committee on Foreign Relations: Committee ordered favorably reported the nominations of David D. Newsom, of California, to be Under Secretary of State for Political Affairs, and Robert J. Sugarman, of Pennsylvania, to be a Commissioner on the part of the U.S. on the International Joint Commission, U.S. and Canada.

Prior to this action, committee held hearings on these nominations where the nominees testified and answered questions on their own behalf.

ELEMENTARY AND SECONDARY EDUCATION

Committee on Human Resources: Subcommittee on Education, Arts, and the Humanities began mark up of S. 1753, authorizing funds through fiscal year 1983 for programs administered under the Elementary and Secondary Education Act, but did not complete action thereon and will meet again on Friday, April 21.

DRUG REGULATION REFORM

Committee on Human Resources: Subcommittee on Health and Scientific Research resumed hearings on S. 2755, to revise and reform the Federal law applicable to drugs for human use, and to establish a National Center for Clinical Pharmacology within the Department of Health, Education, and Welfare, receiving testimony from Joseph C. Stetler, Pharmaceutical Manufacturers Association, Washington, D.C.; Dr. William C. Felch, American Medical Association, Washington, D.C.; Dr. William Apple, American Pharmaceutical Association, Washington, D.C.; and James D. Cope, The Proprietary Association, Washington, D.C.

Hearings continue tomorrow.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Ellen B. Burns, to be U.S. district judge for the district of Connecticut; Gustave Diamond, to be U.S. district judge for the western district of Pennsylvania; Robert W. Sweet, to be U.S. district judge for the southern district of New York; and Donald E. Ziegler, to be U.S. district judge for the western district of Pennsylvania after the nominees testified and answered questions on their own behalf.

Ms. Burns was introduced by Senator Ribicoff, and testimony was received from Julia Naunchek, Wethersfield, Connecticut. Senator Schweiker introduced Messrs. Diamond and Ziegler, and testimony on the nomination of Mr. Ziegler was received from Rev. Donald McIlvane, Pittsburgh. Senator Javits introduced Mr. Sweet.

JUSTICE DEPARTMENT AUTHORIZATION

Committee on the Judiciary: Committee resumed hearings on proposed fiscal year 1979 authorizations for the

Department of Justice, receiving testimony from Attorney General Griffin Bell and John H. Shenefield, Assistant Attorney General, Antitrust Division, Department of Justice.

Hearings continue tomorrow.

KOREAN INFLUENCE INVESTIGATION

Select Committee on Ethics: Committee continued closed hearings to examine alleged attempts by representatives of the Republic of Korea to improperly influence Members and employees of the Senate, receiving testimony from unnamed witnesses.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 56 public bills, H.R. 11986–12041; 8 private bills, H.R. 12042–12049; and 16 resolutions, H.J. Res. 834–843, H. Con. Res. 556, and H. Res. 1121–1125 were introduced. Pages 9694–9697

Bills Reported: Reports were filed as follows:

H. Res. 1121, waiving points of order against the conference report on H.R. 6782, Emergency Agricultural Act of 1978 (H. Rept. 95–1047);

H.R. 11832, to authorize appropriations for fiscal year 1979 under the Arms Control and Disarmament Act (H. Rept. 95–1048); and

H.R. 11877, to authorize supplemental appropriations for fiscal year 1978, and to authorize appropriations for fiscal year 1979, for the Peace Corps, and to make certain changes in the Peace Corps Act (H. Rept. 95–1049). Page 9694

Subcommittees To Sit: Subcommittee on Surface Transportation of the Committee on Public Works and Transportation received permission to sit today during proceedings of the House under the 5-minute rule; and

Subcommittee on Advanced Energy Technologies and Energy Conservation Research, Development and Demonstration and Subcommittee on Science, Research and Technology of the Committee on Science and Technology received permission to sit today from 2 p.m. to 4 p.m. during proceedings of the House under the 5-minute rule. Pages 9631, 9635

Suspensions: House voted to suspend the rules and pass the following:

Land claims: H.R. 7101, to amend certain provisions of law relating to land claims by the United States in Riverside County, California, based upon the accretion or avulsion (passed by a yea-and-nay vote of 390 yeas to 14 nays, Roll No. 208); Pages 9632–9633, 9641

Recognition of Indian tribes: H.R. 2497, amended, to reinstate the Modoc, Wyandotte, Peoria, and Ottawa Indian Tribes of Oklahoma as federally supervised and recognized Indian tribes (passed by a yea-and-nay vote of 368 yeas to 33 nays, Roll No. 209). Subsequently, this passage was vacated and S. 661, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill; Pages 9633–9634, 9642–9644

Navajo-Hopi Relocation Commission: H.R. 11092, to increase the authorization of appropriations under the Act of December 22, 1974 (88 Stat. 1712) (passed by a yea-and-nay vote of 361 yeas to 43 nays, Roll No. 210); and Pages 9634–9635

Education Day: H.J. Res. 767, to authorize and request the President to issue a proclamation designating April 18, 1978, as "Education Day, U.S.A.". Pages 9635–9641

Lowell Historical Park: By a yea-and-nay vote of 326 yeas to 76 nays, Roll No. 211, the House passed H.R. 11662, to provide for the establishment of the Lowell National Historical Park in the Commonwealth of Massachusetts.

Agreed to the committee amendment in the nature of a substitute as amended by sundry technical and conforming amendments.

H. Res. 1113, the rule under which the bill was considered, was agreed to earlier by a voice vote. Pages 9644–9656

OPIC: By a yea-and-nay vote of 216 yeas to 185 nays with 1 voting "present", Roll No. 212, the House agreed to the conference report on H.R. 9179, Overseas Private Investment Corporation Amendments Act of 1978—clearing the measure for the President. Pages 9656–9660

Late Reports: Committee on Rules received permission to file a privileged report by midnight tonight; and

Committee on International Relations received permission to file reports by midnight tonight on H.R. 11832, to authorize appropriations for fiscal year 1979 under the Arms Control and Disarmament Act; and H.R. 11877, to authorize supplemental appropriations for fiscal year 1978, and to authorize appropriations for fiscal year 1979, for the Peace Corps, and to make certain changes in the Peace Corps Act. Page 9660

Adjournment: Adjourned at 4:52 p.m.

Committee Meetings

COMMODITY EXCHANGE ACT

Committee on Agriculture: Subcommittee on Conservation and Credit held a hearing on H.R. 10285, to extend the Commodity Exchange Act, hearing further testimony from the Commodity Futures Trading Commission.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held executive hearings on National Foreign Intelligence Program.

D.C. APPROPRIATIONS

Committee on Appropriations: Subcommittee on District of Columbia held a hearing on Temporary Commission on Financial Oversight of the District of Columbia; and general operating expenses.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies heard testimony from Members of Congress and public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued hearings on Bureau of Indian Affairs.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held hearing on Office of the Inspector General and Office for Civil Rights.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held hearings on Army military construction program.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works continued hearings with Members of Congress and public witnesses.

STATE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, Judiciary heard testimony from Members of Congress and public witnesses.

DOD AUTHORIZATION

Committee on Armed Services: Continued hearings on H.R. 10929, DOD authorization for fiscal year 1979. Testimony was heard from Father Brian Hehir, U.S. Catholic Conference; and Capt. Fred D. Carl, USNR (Ret.), Naval Reserve Association.

ICBM FORCE

Committee on Armed Services: Met for briefing on the future of our ICBM force and its role in our national strategic posture. Testimony was heard from Under Secretary of Defense William J. Perry; and Deputy Under Secretary of Defense Dr. Seymour L. Zeiberg.

KENNEDY ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of President John F. Kennedy held an executive hearing, and will continue tomorrow.

INTERSTATE LAND SALES ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on General Oversight and Renegotiation held an oversight hearing on the Interstate Land Sales Act. Testimony was heard from Representative Hollenbeck; New Jersey Attorney General; Colorado Attorney General; panel of consumers; and representatives of National Association of Realtors; National Association of Home Builders; and American Land Development Association.

REHABILITATION ACT EXTENSION

Committee on Education and Labor: Subcommittee on Select Education continued hearings on extension of the Rehabilitation Act. Testimony was heard from panels representing rehabilitation organizations; and a panel of State administrators of rehabilitation departments.

Hearings continue tomorrow.

TRAVEL INSURANCE AT AIRPORTS

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs continued hearings on problems in sale of travel insurance at airport locations and the Federal response. Testimony was heard from representatives of Mutual of Omaha Insurance Company; Fidelity and Casualty Company of New York; Federal Aviation Administration; and Airport Operators Council International.

COMMITTEE BUSINESS

Committee on House Administration: Met and approved pending matters from Subcommittee on Office Systems; Subcommittee on Personnel and Police, and Subcommittee on Accounts. The Committee deferred action on H.R. 11983, H. Res. 1013, H.R. 10392, S.J. Res. 106; S.J. Res. 107 and S.J. Res. 108, and S. 2220.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Office Systems met for consideration of pending business.

PUBLIC GRAZING LANDS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands met and approved for full committee action H.R. 10587 amended, to improve range conditions of the public grazing lands; and

H.R. 10589, to amend section 402(d) of the Federal Land Policy and Management Act of 1976.

FOREIGN ECONOMIC ASSISTANCE

Committee on International Relations: Began markup of foreign economic assistance legislation for fiscal year 1979, and will resume tomorrow.

INTERNATIONAL SECURITY ASSISTANCE AND ARMS EXPORT CONTROL ACT

Committee on International Relations: Subcommittee on International Security and Scientific Affairs met for consideration of recommendations to the International Security Assistance and Arms Export Control Act.

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations continued hearings on investigation of Korean-American relations, hearing testimony from Pak Bo Hi, of the Korean Cultural and Freedom Foundation.

HEALTH PLANNING

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House by voice vote H.R. 11488 amended, Health Planning and Resources Development Amendments.

NATIONAL ENERGY POLICY INSTITUTE ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on H.R. 11678, National Energy Policy Institute Act of 1978. Testimony was heard from representatives of Department of Energy; General Accounting Office; Environmental Law Institute; and Environmental Defense Fund.

CONRAIL FUNDING REQUIREMENTS—REGIONAL RAIL REORGANIZATION ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce held oversight hearings on ConRail funding requirements; and H.R. 11492, to amend the Regional Rail Reorganization Act of 1973 to authorize additional appropriations to the United States Railway Association for purposes of purchasing securities of the Consolidated Rail Corporation. Testimony was heard from representatives of U.S. Railway Association; United Transportation Union; Association of American Railroads; and National Industrial Traffic League.

Hearings continue tomorrow.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on H.R. 6869 and 2311, revision of the Criminal Code. Testimony was heard from Professor William Greenhalgh, American Bar Association; New Jersey Attorney General Richard Degnan; Massachusetts State Representative Kenvin Burke; Rev. Barry W. Lynn, Interreligious Task Force on Criminal Justice; and Bishop J. Francis Stafford, U.S. Catholic Conference.

Hearings continue tomorrow.

MARITIME AUTHORIZATION

Committee on Merchant Marine: Subcommittee on Merchant Marine met and approved for full committee action H.R. 10729 amended, to authorize appropriations for the fiscal year 1979 for certain maritime programs of the Department of Commerce.

CIVIL SERVICE REFORM

Committee on Post Office and Civil Service: Continued hearings on Civil Service reform. Witnesses heard were James Peirce, National Federation of Federal Employees; Ralph Nader, Consumers' Advocate; Albert A. Grant, American Society of Civil Engineers; and Paul Haney, National League of Cities.

COAL PIPELINE ACT

Committee on Public Works and Transportation: Subcommittee on Surface Transportation continued hearings on H.R. 1609, Coal Pipeline Act of 1977. Testimony was heard from Representative Eckhardt; Gary Wicks, Department of Labor; ICC Commissioner Murphy; W. Pat Jennings, President, Slurry Transport Association; and representatives of Association of American Railroads; and Railway Labor Executive Association.

EMERGENCY AGRICULTURAL ACT—CONFERENCE REPORT

Committee on Rules: Granted a rule waiving all points of order against the Conference Report on H.R. 6782, Emergency Agricultural Act of 1978. Testimony was heard from Chairman Foley and Representatives Richmond, Giaimo, Wampler, Moore, Findley and Sebelius. Statements for the record were submitted by Chairman Foley and Representatives Richmond and Sebelius.

ETHICS IN GOVERNMENT ACT

Committee on Rules: Held a hearing but took no action and will resume consideration tomorrow on H.R. 1, Ethics in Government Act. Testimony was heard from Representatives Danielson, Kastenmeier and Moorhead.

DOE AUTHORIZATION

Committee on Science and Technology: Continued markup of H.R. 10969, Department of Energy authorization, and will resume tomorrow.

SOLAR PHOTOVOLTAIC ENERGY RESEARCH, DEVELOPMENT AND DEMONSTRATION ACT

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation R.D. & D. held a hearing on H.R. 10830, Solar Photovoltaic Energy Research, Development and Demonstration Act of 1978. Testimony was heard from Department of Energy Officials; and officials of Solar Energy Industries Association; Gnostic Concepts; and Arco Solar, Inc.

Hearings continue tomorrow.

QUALITY OF URBAN LIFE

Committee on Science and Technology: Subcommittee on DISPAC began hearings on the role of research and development in improving the quality of urban life. Testimony was heard from Dr. Donna Shalala, Assistant Secretary for Planning Development and Research HUD; and Joe Miller, Office of the Science Advisor to the President.

Hearings continue tomorrow.

RECOMBINANT DNA ACT

Committee on Science and Technology: Subcommittee on Science, Research and Technology held a hearing on H.R. 11192, Recombinant DNA Act. Testimony was heard from Dr. Philip Handler, National Academy of Sciences; Pamela Lippe, Friends of the Earth, Inc.; Dr. Gil Omenn, Office of Science and Technology Policy; and Dr. Donald Fredrickson, Director, NIH.

CONRAIL SERVICE TO SMALL SHIPPERS

Committee on Small Business: Subcommittee on Minority Enterprise and General Oversight continued oversight hearings on ConRail service to small shippers. Testimony was heard from representatives of Railroad Task Force for the Northeast Region; Ernst Steel, Inc.; Green Camp Cooperative Elevator, Inc.; and New Jersey Department of Transportation.

Hearings continue tomorrow.

KOREAN INFLUENCE INVESTIGATION

Committee on Standards of Official Conduct: Concluded hearings on H. Res. 252, Korean influence-peddling investigation, with testimony from public witnesses.

VETERANS HOME LOAN PROGRAMS

Committee on Veterans Affairs: Subcommittee on Housing met and approved for full committee action a clean bill to be introduced combining the following bills:

H.R. 11009, to improve the mobile home loan program of the Veterans' Administration;

H.R. 10268, to increase the amount of a home loan which may be guaranteed by the Veterans' Administration from $17,500 to $25,000;

H.R. 10269, to increase the specially adapted housing assistance grant for certain disabled veterans from $25,000 to $30,000; and

H.R. 10356, to liberalize the eligibility requirements for home, condominium, and mobile home loans for veterans of the Vietnam era.

BURIAL AND FUNERAL EXPENSE ALLOWANCES

Committee on Veterans' Affairs: Subcommittee on Cemeteries and Burial Benefits held a hearing on draft legislation to increase burial and funeral expense allowances for certain veterans; and a bill to revise the eligibility requirements for the receipt of a headstone or marker for veterans whose remains are unrecoverable. Testimony was heard from Representative Beard; Veterans' Administration and State officials.

TUITION TAX CREDIT

Committee on Ways and Means: Met and ordered reported favorably to the House H.R. 11776 as amended, Tuition Tax Credit Act of 1978.

Joint Committee Meetings

COST OF GOVERNMENT REGULATION

Joint Economic Committee: Subcommittee on Economic Growth and Stabilization began hearings on the subject of "The Cost of Government Regulation", receiving testimony from Secretary of Commerce Juanita Kreps; Paul F. Oreffice, Dow Chemical, Midland, Michigan; Raymond Haysbert, Parks Sausage, Baltimore; and Murray Weidenbaum, Washington University, St. Louis, Missouri.

Hearings continue on Thursday, April 13.

DISTRICT COURT JUDGES

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 7843, to provide for the appointment of additional Federal circuit and district court judges, but did not complete action thereon and will meet again tomorrow.

Wednesday, April 12, 1978

Senate

Chamber Action

Routine Proceedings, pages 9739–9974

Bills Introduced: Twenty-two bills and two resolutions were introduced, as follows: S. 2883–2904; S. Con. Res. 78; and S. Res. 432. Pages 9790, 9815–9816, 9872

Bills Reported: Reports were made as follows:

Annual Report of Judiciary Subcommittee on Juvenile Delinquency (S. Rept. 95–735).

H.J. Res. 649, authorizing the President to call a White House Conference on the Arts and a White

House Conference on the Humanities (S. Rept. 95-736).

Measures Passed: Page 9790

New York District Court Relocation: Senate passed and sent to the House S. 2597, to move the location for holding court for the U.S. district court for the eastern district of New York to Brooklyn and Hempstead. Pages 9750–9751

Ethics Committee Membership: Senate agreed to S. Res. 432, waiving for the remainder of this Congress with respect to the minority party the requirement that a member of the Select Committee on Ethics have served in the Senate for more than six but less than twelve years. Page 9872

Child Abuse Prevention: Senate agreed to the House amendments to the Senate amendments to H.R. 6693, to authorize funds for programs under the Child Abuse Prevention and Treatment Act, thereby clearing the measure for the President. Pages 9739–9748

Nevada Land: Senate agreed to the House amendment to the Senate amendment to H.R. 4970, directing the Secretary of the Interior to convey to Mineral County, Nevada, certain public lands in such county, thereby clearing the measure for the President. Page 9751

Panama Canal Treaty: Senate continued consideration of Executive Calendar No. 2, Panama Canal Treaty (Exec. N, 95th Cong., 1st sess.), rejecting amendments proposed thereto, as follows: Page 9751

(1) Helms executive amendment No. 102 (to Article V), calling for the guarantee by the Republic of Panama of the civil rights of U.S. citizens in the Canal Zone (tabled by 54 yeas to 40 nays); Page 9751

(2) Hatch executive amendment No. 82 (to Article X), to facilitate the equitable placement in government positions within the continental U.S. of American citizens who will lose their jobs with the Panama Canal Company as a result of the ratification of the Treaties (tabled by 55 yeas to 33 nays); Page 9755

(3) Stevens executive amendment No. 90 (to Article XIV), to provide that if either party abrogates or terminates any provision of the Treaties, such Treaties shall terminate and the four superseded treaties shall remain in full force and effect (tabled by 53 yeas to 40 nays); and Page 9762

(4) Thurmond unprinted executive amendment No. 24 (to Article XIII), to require that all operating expenses of the Panama Canal Commission be paid before any payments may be made to the Government of Panama (tabled by 56 yeas to 39 nays). Page 9770

By unanimous consent it was agreed that there be a one-hour time limitation for debate on an amendment which is expected to be offered by Senator Dole when Senate resumes consideration of this Treaty tomorrow. Page 9789

Pages 9751–9789

Presidential Message: Senate received a message from the President transmitting 1976 Annual Reports of the following six river basin commissions: New England, Great Lakes, Pacific Northwest, Ohio, Missouri, and Upper Mississippi—referred to Committee on Environment and Public Works (PM-167). Page 9789

Bills Referred: Sundry House-passed bills were referred to appropriate Senate committees. Page 9790

Message From the House: Page 9789–9790

Amendments Submitted for Printing: Pages 9816–9833

Reservation Submitted for Printing: Page 9833

Statements on Introduced Bills: Pages 9790–9815

Additional Statements: Pages 9834–9869

Confirmations: Senate confirmed the following nominations:

David D. Newsom, of California, to be Under Secretary of State for Political Affairs;

Robert J. Sugarman, of Pennsylvania, to be a commissioner on the part of the U.S. on the International Joint Commission, U.S. and Canada; and

Sundry nominations in the Coast Guard. Page 9874

Record Votes: Four record votes were taken today. Pages 9753, 9762, 9769, 9776

Recess: Senate met at 10:30 a.m. and recessed at 7:01 p.m. Page 9874

Committee Meetings

NUTRITION PROGRAMS

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Nutrition held hearings on child nutrition programs, receiving testimony from Carol Tucker Foreman, Assistant Secretary of Agriculture for Food and Nutrition.

Hearings were adjourned subject to call.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the Department of Agriculture, receiving testimony in behalf of funds for the Food and Drug Administration from its Commissioner, Donald Kennedy.

Subcommittee will meet again on Thursday, April 20.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the defense establishment, receiving testimony from several public witnesses.

Subcommittee recessed subject to call.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of the Interior and related activities, receiving testimony from M. Rupert Cutler, Assistant Secretary for Conservation, Research, and Education, and John R. McGuire, Chief, Forest Service, both of the Department of Agriculture.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for public works projects, receiving testimony from Senators Long, Hodges, Bumpers, Stennis, and Gravel; and Governor Arthur Link, of North Dakota.

Subcommittee recessed subject to call.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of Transportation, receiving testimony from John M. Sullivan, Administrator, Federal Railroad Administration, DOT.

Subcommittee will meet again on Wednesday, April 19.

NAVAL VESSELS

Committee on Armed Services: Committee continued to meet in closed session to receive testimony on the Administration's program for construction of naval vessels from Secretary of the Navy W. Graham Claytor, Jr.; Admiral James L. Holloway, III, Chief of Naval Operations; General Samuel Jaskilka, Assistant Commandant, Marine Corps; and Admiral Isaac C. Kidd, Jr., Commander in Chief, Atlantic, and U.S. Atlantic Fleet.

Committee recessed subject to call.

MILITARY CONSTRUCTION

Committee on Armed Services: Subcommittee on Military Construction and Stockpiles continued hearings on S. 2636, authorizing funds for fiscal year 1979 for construction at certain military installations, receiving testimony from Paul W. Johnson, Deputy Assistant Secretary of the Army for Installations and Housing; and major General William Wray, Assistant Chief, Army Corps of Engineers.

Subcommittee recessed subject to call.

NAVAL AIRCRAFT PROGRAM

Committee on Armed Services: Subcommittee on Tactical Aircraft resumed closed hearings on S. 2571, military procurement authorizations for fiscal year 1979, receiving testimony on the Naval vertical short take off and landing aircraft program (VSTOL) from Vice Admiral F. C. Turner, Deputy Chief of Naval Operations (Air Warfare); Vice Admiral F. S. Petersen, Commander, Naval Air System Command; Rear Admiral D. F. Mow, V/STOL Program Coordinator; and Rear Admiral E. R. Seymour, V/STOL Program Manager.

Hearings were recessed subject to call.

HOUSING GOALS

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on S. 2855, restating and reaffirming the national housing goals, receiving testimony from Dr. Robert D. Reischauer, Special Assistant to the Director, Congressional Budget Office; Leon Weiner, National Housing Conference, Washington, D.C.; and Henry Schechter, AFL-CIO, Washington, D.C.

Hearings were recessed subject to call.

FIRST CONCURRENT BUDGET RESOLUTION

Committee on the Budget: Committee ordered favorably reported the first concurrent resolution on the Congressional Budget setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority.

COAST GUARD AUTHORIZATION AND NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 2839, authorizing funds for fiscal years 1979 and 1980 for the Coast Guard, after receiving testimony from Admiral Owen W. Siler, Commandant, who was accompanied by several of his associates of the Coast Guard.

Also, committee concluded hearings on the nominations of Rear Admiral John B. Hayes, to be Commandant, Rear Admiral Robert H. Scarborough, to be the Vice Commandant, Rear Admiral Robert I. Price, to be Commander of the Atlantic area, and Rear Admiral James S. Gracey, to be the Commander of the Pacific area, all of the Coast Guard, after the nominees, who were introduced by Admiral Siler, testified and answered questions on their own behalf.

LAND RECLAMATION AMENDMENTS

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Resources began hearings on bills proposing amendments to Federal land reclamation laws (S. 242, 1812, 2310, 2606, and 2818). Witnesses heard were Senators Nelson, Goldwater, Hayakawa, Melcher, and Hatfield of Montana; Representatives Burgener and Miller of California; Frederick Sterns, Deputy Assistant Commander for Real Estate, Naval Facilities Engineering Command; Rear Admiral J. B. Busey, Auditor General, Office of Chief of Naval Operations, and numerous public witnesses representing States, water resource organizations, and farm groups.

Hearings continue tomorrow.

HIGHWAY LEGISLATION

Committee on Environment and Public Works: Subcommittee on Transportation began mark up of proposed Federal-aid-highway legislation, but did not complete action thereon and will meet again on Monday, April 17.

CIVIL SERVICE REFORM

Committee on Governmental Affairs: Committee resumed hearings on S. 2640, proposing reform of the Civil Service laws, receiving testimony from Elmer Staats, Comptroller General of the U.S., General Accounting Office; and Dr. Jack Carlson, Chamber of Commerce of the U.S., Washington, D.C.

Hearings continue tomorrow.

DRUG REGULATION REFORM

Committee on Human Resources: Subcommittee on Health and Scientific Research continued hearings on S. 2755, to revise and reform the Federal law applicable to drugs for human use, and to establish a National Center for Clinical Pharmacology within the Department of Health, Education, and Welfare, receiving testimony from Professor Norman Dorsen, New York University, New York City; Dr. Sidney Wolfe, Health Research Group, Washington, D.C.; Anita Johnson, Environmental Defense Fund, Washington, D.C.; Marcia Greenberger, Center for Law and Social Policy, Washington, D.C.; Richard Furlaud, Squibb Corporation, New York City; Dr. Gerald D. Laubach, Pfizer, Inc., New York City; Robert B. Clark, Hoffmann-La Roche, Inc., Nutley, N.J.; Dr. Kenneth Melmon and Dr. Philip R. Lee, both of the University of California at San Francisco; and Dr. Louis C. Lasagna, University of Rochester School of Medicine, Rochester, New York.

Hearings continue on Wednesday, May 17.

JUSTICE DEPARTMENT AUTHORIZATIONS

Committee on the Judiciary: Committee continued hearings on proposed fiscal year 1979 authorizations for the Department of Justice, receiving testimony from John H. Shenefield, Assistant Attorney General, Antitrust Division, and John Keeney, Acting Assistant Attorney General, Criminal Division, both of the Department of Justice.

Hearings continue tomorrow.

SERIOUS YOUTH CRIME

Committee on the Judiciary: Subcommittee To Investigate Juvenile Delinquency resumed hearings on problems of serious juvenile crimes, receiving testimony from John Rector, Administrator, Office of Juvenile Justice and Delinquency Prevention, Law Enforcement Assistance Administration, Department of Justice; Peter Edelman, New York State Division for Youth, Albany; Wolfgang Eggers, Michigan Department of Social Services, Whitemore Lake; Shirley Goins, Illinois Department of Corrections, Chicago; Charles A. Murray, American Institutes for Research, Washington, D.C.; and Michael E. Smith, VERA Institute of Justice, New York City.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Rules and Administration: Committee ordered favorably reported the following measures:

S. Res. 219, establishing a senior citizen internship in the Senate, with an amendment in the nature of a substitute;

S. Res. 421, to print as a Senate document Governmental Affairs Committee print entitled "Voting Rights in Major Corporations";

An original bill transferring to the Superintendent of Documents the function of distributing Government publications to certain foreign governments; and

An original resolution to pay a gratuity to the survivor of a deceased Senate employee.

Also, committee concluded hearings on S. 1029, to authorize construction of museum support facilities for the Smithsonian Institution, after receiving testimony from S. Dillon Ripley, Secretary, accompanied by Paul N. Perrop, Assistant Secretary for Museum Affairs, and Robert M. Organ, Director, Conservation Analytical Laboratory, all of the Smithsonian Institution.

Committee recessed subject to call.

BIA REORGANIZATION

Select Committee on Indian Affairs: Committee resumed oversight hearings on the current status of the reorganization of the Bureau of Indian Affairs, receiving testimony from James A. Joseph, Under Secretary, and Forrest J. Gerard, Assistant Secretary for Indian Affairs, both of the Department of the Interior, and Earl Old Person, Chairperson, BIA Reorganization Task Force.

Committee recessed subject to call.

INTELLIGENCE AUTHORIZATIONS

Select Committee on Intelligence: Committee, in closed session, ordered favorably reported an original bill authorizing funds for fiscal year 1979 for Government intelligence activities.

House of Representatives

Chamber Action

Bills Introduced: 56 public bills, H.R. 12050–12105; and 12 resolutions, H.J. Res. 844–849, H. Con. Res. 557, and H. Res. 1126–1130 were introduced.

Pages 9932–9934

Reports Filed: Reports were filed as follows:

H. Res. 1126, providing for the consideration of H.R. 3787, Zuni Indian Court of Claims Case (H. Rept. 95–1050);

H. Res. 1127, providing for the consideration of H.R. 11003, White House Personnel Authorizations (H .Rept. 95–1051);

Report entitled "Microwave Landing System (MLS) Controversy" (H. Rept. 95–1052);

Report entitled "FAA Determination of 'No Hazard' for Structures Near Airports" (H. Rept. 95–1053); and

H. Res. 1128, providing for the consideration of H.R. 1, Ethics In Government Act (H. Rept. 95–1054).

Page 9932

Presidential Message—River Basin Commissions: Received and read a message from the President transmitting the annual reports of the six river basin commissions—referred to the Committee on Interior and Insular Affairs.

Page 9876

Education Day: House passed H.J. Res. 770, to authorize and request the President to issue a proclamation designating April 18, 1978, as "Education Day". Subsequently, the House agreed to vacate the proceedings wherein it passed a similar resolution, H.J. Res. 767, on Tuesday, April 11, 1978.

Page 9876

Emergency Agricultural Act: By a yea-and-nay vote of 150 yeas to 268 nays with 1 voting "present", Roll No. 214, the House failed to agree to the conference report on H.R. 6782, Emergency Agricultural Act of 1978.

H. Res. 1121, the rule waiving points of order against the conference report, was agreed to earlier by a voice vote.

Pages 9877–9915

Federal Firefighters: By a yea-and-nay vote of 241 yeas to 129 nays, Roll No. 216, the House passed H.R. 3161, to amend title 5, United States Code, to improve the basic workweek of firefighting personnel of executive agencies.

Agreed to the committee amendment in the nature of a substitute.

H. Res. 1067, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 374 yeas to 5 nays, Roll No. 215.

Pages 9915–9922

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 9931

Adjournment: Adjourned at 7:38 p.m.

Committee Meetings

ELDERLY HOUSING NEEDS

Select Committee on Aging: Held a hearing on need for health and social services in elderly housing. Testimony was heard from a panel from KGO-TV; Representative Philip Burton; a panel of local housing officials; a panel of officials from Department of Housing and Urban Development; and Tom Eenry, executive director, Tennessee Commission on Aging.

NUTRITION INFORMATION

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition held a hearing on H.R. 11761, National Consumer Nutrition Information Act of 1978. Testimony was heard from Esther Peterson, Special Assistant to the President for Consumer Affairs; Carol Foreman, Assistant Secretary for Food and Consumer Services, USDA; Dr. Julius Richmond, Assistant Secretary and Surgeon General, HEW; Dr. David Call, Extension Committee on Organization and Policy; and public witnesses.

FEDERAL GRAIN INSPECTION SERVICE

Committee on Agriculture: Subcommittee on Department Investigation, Oversight and Research held an oversight hearing on operations of the Federal Grain Inspection Service. Testimony was heard from Leland Bartelt, Federal Grain Inspection Service.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held executive hearings on National Tactical Interface Study; and Central Intelligence Agency.

D.C. APPROPRIATIONS

Committee on Appropriations: Subcommittee on District of Columbia continued hearings on general operating expenses.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued hearings with Members of Congress and public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Office of Territorial Affairs.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW heard testimony from public witnesses.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Navy/Marine Corps military construction program.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works heard testimony from Members of Congress and public witnesses.

STATE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, Judiciary heard testimony from Members of Congress and public witnesses.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation continued hearings with public witnesses.

RESERVES RETIREMENT ELIGIBILITY

Committee on Armed Services: Met and ordered reported favorably to the House the following bills, without amendment:

H.R. 11797, to grant survivors of Reserves who retire for nonregular service and die before becoming entitled to retired pay eligibility for certain survivor benefits; and

H.R. 11823, to allow certain otherwise ineligible reservists to become eligible for retired pay.

ARMY REPROGRAMING

Committee on Armed Services: Subcommittee on Investigations held a hearing on Army reprograming request to increase the fiscal year 1978 Tank Gun Cooperative Development Program. Testimony was heard from officials of Department of the Army and Defense Intelligence Agency.

Hearings continue tomorrow.

MILITARY COMPENSATION

Committee on Armed Services: Subcommittee on Military Compensation met for briefing on report of the President's Blue Ribbon Commission on Military Compensation by the Commission Chairman Charles J. Zwick.

KENNEDY ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of President John F. Kennedy continued executive hearings, and will resume tomorrow.

INTERSTATE LAND SALES ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on General Oversight and Renegotiation continued oversight hearings on the Interstate Land Sales Act. Testimony was heard from representatives of HUD; Federal Trade Commission; Securities Exchange Commission; and public witnesses.

Hearings continue tomorrow.

REHABILITATION ACT

Committee on Education and Labor: Subcommittee on Select Education continued hearings on extension of the Rehabilitation Act. Testimony was heard from Robert Humphries, Commissioner, Rehabilitation Services Administration, HEW; Henry Viscardi, Jr., President, Human Resources Center, Albertson, Long Island, N.Y.; and representatives of various agencies and organizations for the blind and disabled.

FEDERAL EMPLOYEES' COMPENSATION ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety continued oversight hearings on the Federal Employees' Compensation Act, hearing testimony from Gregory J. Ahart, Director, Human Resources Division, GAO.

REORGANIZATION PLAN NO. 1—REPORTS

Committee on Government Operations: Met and ordered reported to the House H. Res. 1049, to disapprove Reorganization Plan No. 1, with the recommendation that it do not pass; and ordered reported reports entitled:

"Microwave Landing System Controversy";

"FAA Determinations of 'No Hazard' for Structures Near Airports"; and

"Nuclear Power Costs".

COMMITTEE BUSINESS

Committee on House Administration: Met for consideration of pending business.

FOREIGN ECONOMIC ASSISTANCE

Committee on International Relations: Continued markup of foreign economic assistance legislation, and will resume tomorrow.

CUBAN-SOVIET POLICY

Committee on International Relations: Subcommittee on Inter-American Affairs held a hearing on impact of Cuban-Soviet policy in the Western Hemisphere. Testimony was heard from public witnesses.

NATIONAL ENERGY POLICY INSTITUTE ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on H.R. 11678, National Energy Policy Institute Act of 1978. Testimony was heard from S. David Freeman, Director, TVA; Russell W. Peterson, Director, Office of Technology Assessment; Frank Zarb, former FEA Administrator, and other public witnesses.

HEALTH SERVICES AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment completed markup of Titles I, II, and III of H.R. 10553, Health Services Amendments of 1978.

CONRAIL FUNDING REQUIREMENTS—
U.S. RAILWAY ASSOCIATION AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Comerce continued oversight hearings on ConRail funding requirements; and H.R. 11492, to authorize additional appropriations to the United States Railway Association for purposes of purchasing securities of the Consolidated Rail Corporation. Testimony was heard from Transportation Secretary Adams; ConRail Board of Directors, and public witnesses.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on H.R. 2311 and 6869, revision of the Criminal Code. Testimony was heard from Representatives Conyers and Anderson of California; Alvin Bronstein, Director, The Prison Project; and Professor Edith Flynn, National Moratorium on Prison Construction.

Hearings continue tomorrow.

REFUGEE POLICY

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law held an oversight hearing on the Administration's refugee policy. Testimony was heard from Assistant Secretary of State for Human Rights and Humanitarian Affairs Patricia M. Derian; and INS Commissioner Castillo.

JUSTICE EEO ACTION PROGRAMS

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on the GAO report on EEO action programs within the Department of Justice. Testimony was heard from Hyman L. Krieger, Director, Federal Personnel and Compensation Division, GAO.

CENTRAL, WESTERN AND SOUTH PACIFIC FISHERIES DEVELOPMENT ACT AUTHORIZATION

Committee on Merchant Marine and Fisheries: Held a hearing on H.R. 11657, to authorize appropriations to carry out the Central, Western and South Pacific Fisheries Development Act until the close of fiscal year 1983. Testimony was heard from Departments of Commerce and State; Governor of Northern Marianas Camacho; Governor of American Samoa Coleman; representatives of U.S. Tuna Foundation, and Pacific Tuna Development Foundation.

CIVIL SERVICE REFORM

Committee on Post Office and Civil Service: Continued hearings on H.R. 11280, Civil Service reform, with testimony from representatives of veterans' organizations, women's organizations, and other public witnesses.

FORRESTAL BUILDING

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds met and approved for full committee action a prospectus for repair and alteration of the Forrestal Building, Washington, D.C.

ZUNI INDIAN TRIBE CLAIMS

Committee on Rules: Granted an open rule providing one hour of general debate and providing that after passage of H.R. 3787, the Committee on Interior and Insular Affairs shall be discharged from further consideration of the bill S. 482, and it shall then be in order in the House to move to strike out all after the enacting clause of said Senate bill and insert in lieu thereof the provisions contained in H.R. 3787 as passed by the House, Zuni Indian Tribe Court of Claims case. Testimony was heard from Representatives Roncalio and Lujan.

WHITE HOUSE PERSONNEL AUTHORIZATION

Committee on Rules: Granted an open rule providing one hour of general debate and waiving all points of order against clause 7, Rule XIII on H.R. 11003, White House Personnel Authorization. Testimony was heard from Representatives Schroeder and Rousselot. A statement for the record was submitted by Representative Harris.

ETHICS IN GOVERNMENT ACT

Committee on Rules: Granted an open rule providing for the consideration of and four hours of general debate on H.R. 1, Ethics in Government Act of 1977. Testimony was heard from Representatives Schroeder, Stratton, Preyer, Gilman, Rousselot, and Wiggins. A statement for the record was submitted by Representative Beard.

DOE AUTHORIZATION

Committee on Science and Technology: Concluded markup and agreed to introduce a clean bill in lieu of H.R. 10969, Department of Energy authorization, which will be considered on Tuesday, April 18.

QUALITY OF URBAN LIFE

Committee on Science and Technology: Subcommittee on DISPAC continued hearings on the role of research and development in improving the quality of urban life with testimony from public witnesses.

Hearings continue tomorrow.

SOLAR PHOTOVOLTAIC ENERGY RESEARCH, DEVELOPMENT AND DEMONSTRATION ACT

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies Conservation R.D. & D. continued hearings on H.R. 10830, Solar Photovoltaic Energy Research, Development and Demonstration Act of 1978. Testimony was heard from representatives of Solarex Corporation; and Optical Coating Laboratory, Inc.

SOLAR POWER SATELLITE R.D. & D. PROGRAM

Committee on Science and Technology: Subcommittees on Space Science and Applications and on Advanced

Energy Technologies and Energy Conservation R.D. & D. held a joint hearing on H.R. 10601, Solar Power Satellite Research, Development and Demonstration Program. Testimony was heard from public witnesses.

Hearings continue tomorrow.

CONRAIL SERVICE TO SMALL SHIPPERS

Committee on Small Business: Subcommittee on Minority Enterprise and General Oversight continued hearings on ConRail service to small shippers with testimony from public witnesses.

MEAT MARKETING

Committee on Small Business: Subcommittee on General Small Business Problems held a hearing on meat marketing with testimony from public witnesses.

VETERANS EMPLOYMENT PROGRAMS

Committee on Veterans' Affairs: Subcommittee on Education and Training held an oversight hearing on veterans employment programs and H.R. 11043, to transfer certain functions of Department of Labor to Administrator of Veterans' Affairs. Testimony was heard from representatives of Department of Labor and National Alliance of Businessmen.

WAYS AND MEANS MISCELLANY

Committee on Ways and Means: Met and ordered reported favorably to the House the following bills:

H.R. 8535 amended, with respect to the treatment of amounts paid to relatives for purposes of the credit for expenses for household and dependent care services necessary for gainful employment;

H.R. 5551 amended, to suspend for a three-year period the duty on 2-Methyl,4-chlorophenol;

H.R. 11005, to provide authorization of appropriations for the United States International Trade Commission for fiscal year 1979;

H.R. 11711 amended, to improve the operation of the adjustment assistance programs for workers and firms under the Trade Act of 1974; and

H.R. 12051, relating to the application of certain provisions of the Internal Revenue Code of 1954 to specified transactions by certain public employee retirement systems created by the State of New York or any of its political subdivisions.

Joint Committee Meeting

DISTRICT COURT JUDGES

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 7843, to provide for the appointment of additional Federal circuit and district court judges, but did not complete action thereon and will meet again tomorrow.

Thursday, April 13, 1978

Senate

Chamber Action

Routine Proceedings, pages 9980–10106

Bills Introduced: Fifteen bills and two resolutions were introduced, as follows: S. 2905–2919; S. Con. Res. 79; and S. Res. 433. Pages 9999, 10031, 10060

Bills Reported: Reports were made as follows:

Annual Report of Judiciary Subcommittee on Citizens and Shareholders Rights and Remedies (S. Rept. 95-737).

S. Res. 429, disapproving the Department of Energy Action Plan No. 1, transmitted to the Congress on April 4, 1978—an amendment to the Strategic Petroleum Reserve Plan (S. Rept. 95-738). Page 10031

Measure Passed:

Education Day: Senate passed without amendment and cleared for the President H.J. Res. 770, authorizing the President to issue a proclamation designating April 18, 1978 as "Education Day, U.S.A." Page 10106

Panama Canal Treaty: Senate continued consideration of Executive Calendar No. 2, Panama Canal Treaty (Exec. N, 95th Cong., 1st sess.), rejecting amendments proposed thereto, as follows: Page 9986

(1) By voice vote, Dole unprinted executive amendment No. 25 (to Article XI), to extend the transition period during which transfer of jurisdiction would pass from the U.S. to Panama; Page 9987

(2) Schmitt executive amendment No. 97 (to Article III), calling for Panama to grant in perpetuity to the U.S. such part of the Corozal Cemetery as encompasses the remains of U.S. citizens, to be administered by the American Battle Monuments Commission (tabled by 55 yeas to 34 nays); Page 9993

(3) Allen executive amendment No. 101 (to Article II), calling for the people of Panama to approve the Treaty by national plebiscite within a six-month period (tabled by 59 yeas to 29 nays); Page 10003

Pages 9986–10028

Vice Presidential Appointments: Vice President appointed Senator Garn as a Congressional Adviser to the SALT Delegation in Geneva during 1978, and Senator Mathias to serve as a member of the Select Committee on Ethics. Page 9981

Senate Authorizations: During the forthcoming recess of the Senate until 12 noon on Monday, April 17, 1978, the Secretary of the Senate is authorized to receive and refer messages from the President and House of Representatives, and the Vice President, President pro tempore and Acting President pro tempore are authorized to sign duly enrolled bills and joint resolutions.

Also, Committee on the Budget is authorized to file its report on the First Concurrent Resolution on the Congressional Budget. Page 10105

Unanimous Consent Agreement: By unanimous consent it was agreed that at 12 noon on Wednesday, April 19, Senate will consider (under time limitation agreement) S. 2493, proposed Air Transport Regulatory Reform Act, and will vote on question of its passage at not later than 4 p.m. on Thursday, April 20.

Pages 10105–10106

Bill Referred: H.R. 3161, Federal fire fighters work week, was referred to Committee on Governmental Affairs. Page 10029

Messages From the House: Page 10029

Amendments Submitted for Printng:

Pages 10061–10062

Reservation Submitted for Printing: Page 10062

Understanding Submitted for Printing: Page 10063

Communications: Pages 10029–10030

Statements on Introduced Bills: Pages 10031–10060

Additional Statements: Pages 10063–10101

Record Votes: Two record votes were taken today.

Pages 9999, 10013

Recess: Senate met at 10:15 a.m. and recessed at 6:05 p.m. Page 10106

Committee Meetings

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of the Interior and related activities, receiving additional testimony from M. Rupert Cutler, Assistant Secretary for Conservation, Research, and Education, and John R. McGuire, Chief, Forest Service, both of the Department of Agriculture.

Subcommittee will meet again on Monday, April 17.

APPROPRIATIONS—HUD

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of Housing and Urban Development, receiving testimony from Secretary Patricia Roberts Harris, who was accompanied by several of her associates, all of the Department of HUD.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—STATE AND RELATED AGENCIES

Committee on Appropriations: Subcommittee on State, Justice, Commerce, the Judiciary held hearings on proposed budget estimates for fiscal year 1979, receiving testimony in behalf of funds for their respective activities from John A. Gronouski, Chairman, Board for International Broadcasting; Ambassador John E. Reinhardt, Director, International Communications Agency; Governor Peter T. Coleman of American Samoa; Andrew Gerakas, Chairman/President, Pacific Tuna Development Foundation; and Robert Hall, Assistant Secretary of Commerce for Economic Development.

Subcommittee will meet again on Monday, April 17.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Research and Development resumed closed hearings on S. 2571, military procurement authorizations for fiscal year 1979, receiving further testimony on theater nuclear forces ffom Robert A. Moore, Deputy Undersecretary of Defense for Research and Engineering (Tactical Warfare Programs); Peter H. Haas, Deputy Director for Science and Technology, Defense Nuclear Agency; and Major General Joseph K. Bratton, Director of Military Applications, Department of Energy.

Subcommittee will meet again tomorrow.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nomination of Saul Silverman, of Pennsylvania, to be Assayer of the U.S. Assay Office at New York City, after the nominee testified and answered questions on his own behalf.

EXPORT-IMPORT BANK AUTHORIZATION

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance resumed hearings on S. 2520, proposed fiscal year 1979 authorizations for the Export-Import Bank of the U.S., receiving testimony from Senator Percy; John D. Douglas, General Telephone and Electronics Corporation, Stamford, Connecticut; Karl G. Harr, Jr., Aerospace Industries Association of America, Inc., Washington, D.C.; Jack Pierce, Boeing Company, Seattle; William Faulkner and Charles Nichols, American League for International Security Assistance, Washington, D.C.; Ethan Jacobs and Charles Zemene, Fiat-Allis Construction Machinery, Inc., Deerfield, Illinois; and Paul Morgan, Morgan Construction Company, Worcester, Massachusetts.

Testimony was also received on S. 2835, to employ an officer of the Export-Import Bank to promote the export of goods to be used in the development, production, and distribution of non-nuclear renewable energy resources from Senator Percy.

Hearings were recessed subject to call.

CONGREGATE HOUSING

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing and Urban Affairs began hearings on S. 2691, to provide congregate housing programs for handicapped elderly households, nonelderly

households, or temporarily disabled elderly households, receiving testimony from Thomas Beall and Dr. Marie McGuire Thompson, International Center for Social Gerontology, Washington, D.C.; Mary Nenno, National Association of Housing and Redevelopment Officials, Washington, D.C.; John Martin, American Association of Retired People, Washington, D.C.; William Hutton, National Council of Senior Citizens, Washington, D.C.; David Crowley, American Association of Homes for the Aged, Washington, D.C.; Robert Notte, Newark Redevelopment and Housing Authority, N.J.; Perfecto Villarreal, San Antonio Housing Authority, Texas; James Sykes, Wisconsin Board on Aging, Madison; Matthew Tayback, Maryland Office on Aging, Baltimore; Gene Bartell, Baltimore, representing National Association of Area Agencies on Aging; and Evan White, San Francisco.

Hearings were recessed subject to call.

RAIL SERVICES

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation held oversight hearings on the implementation of the Rail Services Act (Public Law 94-210), and on S. 2788, authorizing the purchase of an additional $600,000,000 of series A preferred stock of the Consolidated Rail Corporation, receiving testimony from Secretary of Transportation Brock Adams, A. Daniel O'Neal, Chairman, Interstate Commerce Commission; Donald Cole, U.S. Railway Association, Washington, D.C.; Edward G. Jordan, Consolidated Railroad Corporation, Philadelphia; James Snyder, United Transportation Union, Washington, D.C.; Albert Terriego, Transport Workers Union of America, New York City; and William H. Dempsey, Association of American Railroads, Washington, D.C.

Hearings adjourned subject to call.

DOE AUTHORIZATION

Committee on Energy and Natural Resources: Subcommittee on Energy Conservation and Regulation resumed hearings on S. 2692, authorizing funds for fiscal year 1979 for civilian programs of the Department of Energy, receiving testimony from David J. Bardin, Administrator, Economic Regulatory Administration, Department of Energy; and John G. Buckley, Boston, on behalf of Independent Fuel Terminal Operators Association.

Subcommittee on Energy Production and Supply also received testimony on this bill from R. Dobie Langenkamp, Deputy Assistant Secretary of Energy for Liquid Fuels; John F. Ahearne, Deputy Assistant Secretary for Power Applications, William R. Voight, Director, Division of Uranium Resources and Enrichment, Captain Robert H. Nelson, Director, Office of Naval Petroleum and Oil Shale Reserves, Bart House, Assistant Administrator for Fuels Regulations, Economic Regulatory Administration, all of the Department of Energy; Commissioner Georgiana H. Sheldon, Federal Energy Regulatory Commission.

Hearings by both subcommittees continue tomorrow.

LAND RECLAMATION AMENDMENTS

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Resources continued hearings on bills proposing amendments to Federal land reclamation laws (S. 242, 1812, 2310, 2606, and 2818), receiving testimony from Secretary of Interior Cecil D. Andrus and numerous public witnesses representing farmer and religious groups, water resource organizations, and civic associations.

Subcommittee recessed subject to call.

ENDANGERED SPECIES ACT

Committee on Environment and Public Works: Subcommittee on Resource Protection held hearings on proposed legislation authorizing funds for fiscal year 1979 for programs administered under the Endangered Species Act. Witnesses heard were Lynn A. Greenwalt, Director, Fish and Wildlife Service, Department of the Interior; C. W. Hart, Assistant to the Director, National Museum of Natural History, The Smithsonian Institution; Dan S. Budd, Upper Colorado River Commission, Big Piney, Wyoming; W. Samuel Tucker, Miami, Fla., for Edison Electric Institute; Colonel Richard A. Graham, Colorado Springs, Colo., representing the North American Falconers Association and The Peregrine Fund; Jerry Jennings, American Federation of Agriculture, Los Angeles; Robert Golten, National Wildlife Federation, Washington, D.C.; Thomas R. Garrett, Defenders of Wildlife, Washington, D.C.; Zyg Platter, American Rivers Conservation Council, Detroit; Michael Bean, Environmental Defense Fund, Washington, D.C.; and Michael Zagata, National Audubon Society, Washington, D.C.

Hearings continue tomorrow.

DISARMAMENT CONFERENCE

Committee on Foreign Relations: Subcommittee on Arms Control, Oceans, and International Environment held hearings on the United Nations Special Session on Disarmament to be held May 23-June 28, 1978. Witnesses heard were Charles W. Maynes, Assistant Secretary of State for International Organization Affairs; Lawrence Weiler, Special Coordinator for the U.S. Special Session on Disarmament, Arms Control and Disarmament Agency; William H. Kincade, Arms Control Association, Washington, D.C.; Edward C. Luck, United Nations Association—United States of America, New York City; Charles C. Price, Council for a Livable World, Washington, D.C.; and Kay Camp, on behalf of The Disarmament Working Group, Washington, D.C.

Subcommittee will meet again on Thursday, April 20.

CIVIL SERVICE REFORM

Committee on Governmental Affairs: Committee continued hearings on S. 2640, proposing reform of the Civil Service laws, receiving testimony from Governor Richard A. Snelling of Vermont; J. Gene Raymond, National Federation of Federal Employees, Washington, D.C.; Robert L. White, The National Alliance of Postal and Federal Employees, Washington, D.C., and a panel composed of Mae Walterhouse, Federally Employed Women, Clelia Steele, Coalition for Women's Appointments, Cristine Candela, Women's Equity Action League and Women's Lobby, Daisy Field, Coalition for Women in Public Administration, and Joanne Hayes, League of Women Voters, all of Washington, D.C.

Hearings continue on Wednesday, April 19.

FULL EMPLOYMENT

Committee on Human Resources: Subcommittee on Employment, Poverty, and Migratory Labor approved for full committee consideration with amendments S. 50, the Full Employment and Balanced Growth Act.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Donald W. Banner, of Illinois, to be Commissioner of Patents and Trademarks; Daniel M. Friedman, of the District of Columbia, to be Chief Judge of the U.S. Court of Claims; and Harold H. Greene, to be U.S. district judge for the District of Columbia, after the nominees testified and answered questions on their own behalf.

JUSTICE DEPARTMENT AUTHORIZATIONS

Committee on the Judiciary: Committee continued hearings on proposed fiscal year 1979 authorizations for the Department of Justice, receiving testimony from William H. Webster, Director, accompanied by several of his associates of the Federal Bureau of Investigation.

Hearings continue on Tuesday, April 18.

LABELING OF EXPLOSIVES

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures resumed hearings on S. 2013, to require the additional labeling of explosive materials for the purpose of identification and detection, receiving testimony from Howard Bachman, International Association of Arson Investigators, East Brunswick, New Jersey.

Subcommittee will meet again on Monday, April 17.

COMMITTEE BUSINESS

Select Committee on Ethics: Committee held a business meeting where it took the following actions:

(1) Considered and ruled on several specific areas concerning conflict-of-interest questions submitted by a Senate staff member;

(2) Discussed further the use of Senate letterheads;

(3) Tentatively approved foreign gift and decorations regulations, and agreed to publish such proposed regulations in the *Congressional Record* requesting comments thereon; and

(4) Considered Rule XLVI (46) Unofficial Office Accounts, and announced that the committee will hold hearings on this Rule on Thursday, April 20.

House of Representatives

Chamber Action

Bills Introduced: 36 public bills, H.R. 12106-12141; 1 private bill, H.R. 12142; and 7 resolutions, H.J. Res. 850-854, H. Con. Res. 558, and H. Res. 1131 were introduced. Pages 10160-10161

Late Report: Committee on the Budget received permission to file a report by noon Friday, April 14, on the First Budget Resolution for fiscal year 1979. Page 10107

White House Personnel Authorization: By a yea-and-nay vote of 265 yeas to 134 nays, Roll No. 222, the House passed H.R. 11003, to clarify the authority for employment of personnel in the White House Office and the Executive Residence at the White House, and to clarify the authority for employment of personnel by the President to meet unanticipated needs.

Agreed To:

The committee amendments;

An amendment that requires the President to report to Congress annually on the number of staff employed by the Executive Office and their aggregate salary; the number of detailees, the number of days detailed, and the aggregate amount paid to their agencies; and the number of consultants, the number of days employed, and their aggregate salary; and

An amendment to the previous amendment that requires the reporting of the name, salary, title, and job description of individuals so detailed or employed.

Rejected:

An amendment that sought to reduce the number of White House Office employees authorized to be compensated at rates above GS-16 from 100 to 75 (rejected by a recorded vote of 180 ayes to 215 noes, Roll No. 219);

An amendment that sought to require the President to submit a new authorization request for Executive Office personnel and related expenses within one year of assuming office (rejected by a recorded vote of 171 ayes to 232 noes, Roll No. 220); and

An amendment that sought to prohibit the use of authorized funds or personnel to be used in any official capacity to influence members of State legislatures with regard to ratification of proposed amendments to the

Constitution (rejected by a recorded vote of 85 ayes to 320 noes, Roll No. 221).

H. Res. 1127, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 395 yeas to 1 nay with 1 voting "present", Roll No. 218.

The Clerk was authorized to correct section numbers and cross references, and to make such other technical and conforming corrections as might be necessary in the engrossment of the bill. Pages 10107–10127

Rivers and Harbors: House cleared for the President H.R. 7744, to amend the Acts of August 11, 1888, and March 2, 1919, pertaining to carrying out projects for improvements of rivers and harbors by contract or otherwise; by agreeing to the Senate amendments thereto. Page 10127

Energy Conference: By a yea-and-nay vote of 6 yeas to 371 nays, Roll No. 223, the House rejected a motion that the conference committee meetings between the House and the Senate on H.R. 5289 (relating to natural gas regulation) be closed to the public, but that any Member of Congress would have the right to attend any closed or open meeting. Pages 10128–10136

Meeting Hour: By unanimous consent, the House will meet at noon on Wednesday, April 19. Page 10108

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of April 19. Page 10136

Receive and Sign: By unanimous consent, agreed that, notwithstanding the adjournment of the House until Monday, April 17, the Clerk be authorized to receive messages from the Senate and that the Speaker be authorized to sign any enrolled bills and joint resolutions duly passed by the two Houses. Page 10136

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 10159

Adjournment: Adjourned at 5:42 p.m.

Committee Meetings

DEFENSE APPROPPRIATIONS

Committee on Appropriations: Subcommittee on Defense held an executive hearing on intelligence related activities.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia continued hearings on general operating expenses.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued hearings with Members of Congress and public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held hearings on Office of Territorial Affairs; and Secretary of the Interior.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW heard testimony from public witnesses.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Air Force military construction program.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on Breeder Reactor program.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation heard testimony from public witnesses.

FEDERAL PROCUREMENT POLICY

Committee on Armed Services: Subcommittee on Research and Development held a hearing on OMB Circular A–76, establishes policy that services and goods will be procured from private industry when feasible and practical. Testimony was heard from representatives of Department of Defense; U.S. Army Night Vision Laboratory; Naval Surface Weapons Center; Chamber of Commerce of U.S.; Steering Committee of the Committee on Contracting Out; and National Federation of Federal Employees.

NAVY'S SHIPBUILDING PROGRAM

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings in executive session on the Navy's Five-Year Shipbuilding Plan and Sea Plan 2000 study. Testimony was heard from OMB Associate Director for National Security and International Affairs Edward R. Jayne, II.

ARMY REPROGRAMMING

Committee on Armed Services: Subcommittee on Investigations continued hearings on Army reprogramming request to increase the fiscal year 1978 Tank Gun Cooperative Development Program. Testimony was heard from General Donn A. Starry, Commanding General, U.S. Army Training and Doctrine Command; and Brig. Gen. Donald W. Babers, Army Project Manager, XM–1 Tank System.

Hearings continue tomorrow.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Installations and Facilities held a hearing on the Civil Defense portion of H.R. 10929, DOD authorization for fiscal year 1979. Testimony was heard from Bardyl R. Tirana, Director, Defense Civil Preparedness Agency.

KENNEDY ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of President John F. Kennedy continued hearings in executive session.

INTERSTATE LAND SALES ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on General Oversight and Renegotiation continued oversight hearings on the Interstate Land Sales Act with testimony from representatives of the Department of Justice.

EXPORT-IMPORT BANK

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Trade, Investment and Monetary Policy met and approved for full committee action by vote of 15 to 2 H.R. 11974, amended, to amend and extend the Export-Import Bank Act of 1945.

DISTRICT OF COLUMBIA SELF-GOVERNMENT ACT AMENDMENTS

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs met and approved for full committee action a clean bill in lieu of H.R. 9404, to amend the District of Columbia Self-Government and Governmental Reorganization Act.

ACTION REAUTHORIZATION

Committee on Education and Labor: Subcommittee on Economic Opportunity met and approved for full committee action H.R. 11922 amended, to reauthorize the ACTION Agency.

LABOR MANPOWER PROGRAMS

Committee on Government Operations: Subcommittee on Manpower and Housing continued hearings on effectiveness of the manpower programs administered or funded by the Department of Labor. Testimony was heard from representatives of Committee for Economic Development; League of Cities Conference of Mayors; National Association of Counties; and National Governors Association.

HOUSE ADMINISTRATION MISCELLANY

Committee on House Administration: Met and ordered reported favorably to the House the following measures:

H.R. 11983 amended, Amending the Federal Election Campaign Act of 1971 to extend the authorization of appropriations contained in such Act;

H.R. 10392, Hubert H. Humphrey Fellowship Program;

S.J. Res. 106, Reappointment of A. Leon Higginbotham, Jr. to Smithsonian Board of Regents;

S.J. Res. 107, Appointment of John Austin to Smithsonian Board of Regents;

S.J. Res. 108, Appointment of Anne Armstrong to Smithsonian Board of Regents;

S. 2220, to authorize the Secretary of the Treasury to designate an Assistant Secretary to serve in his place as a Member of the Library of Congress Trust Fund Board.

The Committee deferred action by vote of 17 to 1 on H. Res. 1013, funding for the committee on Science and Technology; and tabled consideration of travel regulations clarification.

INTELLIGENCE AUTHORIZATION

Select Committee on Intelligence: Met and ordered reported bill to be introduced authorizing appropriations for intelligence and intelligence related activities for fiscal year 1979.

DOE AUTHORIZATION

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources held a hearing on the power marketing section of H.R. 11137, Department of Energy authorization. Testimony was heard from officials of Department of Energy and public witnesses.

FOREIGN ECONOMIC ASSISTANCE

Committee on Intelligence Relations: Continued but did not complete markup of foreign economic assistance legislation.

INSTITUTE FOR HUMAN RIGHTS AND FREEDOM

Committee on International Relations: Subcommittees on International Operations and International Organizations held a joint hearing on H.R. 11326, to establish an Institute for Human Rights and Freedom to promote respect for and observance of human rights and fundamental freedom in foreign countries. Testimony was heard from Hon. Frank Kewman, Justice, Supreme Court of California, and public witnesses.

PIPELINE SAFETY

Committee on Interstate and Foreign Commerce; Subcommittee on Energy and Power held a hearing on Pipeline Safety, Liquefied Natural Gas, and the Fuels Transportation Safety Amendments Act of 1978. Testimony was heard from public witnesses.

Hearings continue tomorrow.

NOISE CONTROL ACT AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce held a hearing on Noise Control Act of 1972 authorization. Testimony was heard from representatives of Environmental Protection Agency; Department of Transportation; General Accounting Office; and public witnesses.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on H.R. 6869 and 2311, revision of the Criminal Code. Testimony was heard from Representative Levitas, Judge James Burns, U.S. District Court, Oregon; Federal Public Defenders from Missouri, Oregon and Colorado; and Robert Vincent, U.S. Parole Commission. A statement for the record was submitted by Representative Murphy of Pennsylvania.

SPEEDY TRIAL ACT

Committee on the Judiciary: Subcommittee on Crime held a hearing on H.R. 10934, Title II of Speedy Trial Act of 1974. Testimony was heard from Guy Willetts, representing Administrative Office of the United States Courts.

PORT AND TANKER SAFETY

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held a hearing on port safety and tanker safety legislation, with testimony from public witnesses.

USPS RESEARCH AND DEVELOPMENT PROGRAM

Committee on Post Office and Civil Service: Subcommittee on Postal Personnel and Modernization held an oversight hearing on USPS research and development program. Testimony was heard from officials of U.S. Postal Service and General Accounting Office.

FEDERAL STATISTICAL ACTIVITY CONTROL ACT

Committee on Post Office and Civil Service: Subcommittee on Census and Population held a hearing on H.R. 11253, Federal Statistical Activity Control Act of 1978. Testimony was heard from representatives of CRS; CBO; GAO; League of Cities; and OMB.

QUALITY OF URBAN LIFE

Committee on Science and Technology: Subcommittee on DISPAC continued hearings on the role of research and development in improving the quality of urban life. Testimony was heard from New York City Mayor Koch; Denver, Colorado Mayor McNichols; and Gary, Indiana Mayor Hatcher.

SOLAR POWER SATELLITE

Committee on Science and Technology: Subcommittees on Space Science and Applications and Advanced Energy Technologies and Energy Conservation R.D. & D. continued joint hearings on H.R. 10601, Solar Power Satellite Research, Development and Demonstration Program Act of 1978. Testimony was heard from EPA Deputy Administrator Rowe; DOE Under Secretary Myers; and public witnesses.

Hearings continue tomorrow.

RECOMBINANT DNA ACT

Committee on Science and Technology: Subcommittee on Science, Research and Technology met and approved for full committee action H.R. 11192 as amended, Recombinant DNA Act.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session on pending business.

DEEP SEABED HARD MINERALS ACT

Committee on Ways and Means: Held a hearing on H.R. 3350, Deep Seabed Hard Minerals Act. Testimony was heard from Ambassador Richardson; Donald Lubick, Treasury Department; Representatives Murphy of New York, Fraser, and Bedell; and public witnesses.

AIRPORT AND AIRWAYS NOISE REDUCTION ACT

Committee on Ways and Means: Ordered reported favorably to the House H.R. 11986 amended, Airport and Airways Noise Reduction Act.

Joint Committee Meetings

COST OF GOVERNMENT REGULATION

Joint Economic Committee: Subcommittee on Economic Growth and Stabilization resumed hearings on the subject of "The Cost of Government Regulation," receiving testimony from Donna O'Bannon, National Association of Women Business Owners, Washington, D.C.; and James D. McKevitt, National Federation of Independent Business, Washington, D.C.

Hearings were adjourned subject to call.

FEDERAL JUDGESHIPS

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 7843, to provide for the appointment of additional Federal circuit and district court judges, but did not complete action thereon and will meet again on Tuesday, April 18.

Monday, April 17, 1978

Senate

Chamber Action

Routine Proceedings, pages 10238–10361

Bills Introduced: Eleven bills and one resolution were introduced, as follows: S. 2920–2930; and S. Con. Res. 80. Pages 10309, 10320–10321

Bill Reported: Report was made as follows:

S. Con. Res. 80, setting forth recommended levels for Federal revenues, new budget authority, total budget outlays, the budget deficit, and the public debt for fiscal year 1979, together with additional and minority views (S. Rept. 95–739—filed on April 14). Page 10309

Resolution Agreed to:

Strategic Petroleum Reserves: Senate agreed to S. Res. 429, disapproving the Department of Energy Action Plan No. 1, transmitted to the Congress on April 4, 1978—an amendment to the Strategic Petroleum Reserve Plan. Pages 10357–10361

Panama Canal Treaty: Senate continued consideration of Executive Calendar No. 2, Panama Canal Treaty (Exec. N, 95th Cong., 1st sess.), taking action in connection with proposed changes in the Resolution of Ratification, as follows: Page 10249

(1) By 65 yeas to 27 nays, agreed to Long executive amendment No. 99 calling for U.S. and Panama to waive their reciprocal rights and obligations under Article XII, Paragraph 2, of the Treaty, dealing with construction and negotiation for construction of a new interoceanic canal; Page 10249

(2) By 90 yeas to 2 nays, agreed to Hollings-Heinz reservation to provide that at the termination of the Treaty, any accumulated unpaid balance under Article XIII, paragraph 4(c), shall be payable only to the extent of any operating surpluses in the last year of the Treaty's duration, and that nothing be construed as obligating the U.S. to pay after termination of the Treaty any unpaid balance which shall have accrued before such date; Page 10263

(3) By voice vote, agreed to Brooke unprinted understanding No. 26, stating that the U.S. has no obligation to provide any form of foreign assistance to Panama as a result of these Treaties; Page 10278

(4) By 84 yeas to 3 nays, agreed to Brooke unprinted reservation No. 27, relating to $10 million annual payment to Panama for services it is to provide to the Panama Canal Commission under Article III, paragraph 5; Page 10279

(5) By 84 yeas to 3 nays, agreed to Brooke unprinted reservation No. 28, to provide that the exchange of instruments of ratification shall not be effective earlier than March 31, 1979, and that the Treaties shall not enter into force prior to October 1, 1979, unless implementing legislation is enacted before March 31, 1979; Page 10280

(6) By 56 yeas to 31 nays, tabled McClure unprinted reservation No. 29 (in the nature of a substitute for reservation No. 28), to require enactment of implementing legislation prior to date of exchange of Resolution of Ratification; Page 10281

(7) By voice vote, agreed to Danforth understanding No. 12, providing that nothing in Article XIII shall be construed to limit U.S. authority, through the Panama Canal Commission, to make such final decisions and incur expenses necessary for the management, operation, and maintenance of the Canal; Page 10292

(8) By voice vote, agreed to DeConcini unprinted understanding No. 31, to guarantee that the U.S., in carrying out its primary responsibility to defend the Canal, can act independently in fulfilling its obligation; Page 10297

(9) By voice vote, agreed to Sarbanes (for Sparkman) understanding No. 7, to provide that any agreement concluded pursuant to Article IX, paragraph 11, regarding transfer of prisoners, shall be concluded in accordance with Constitutional process of both the U.S. and Panama; and Page 10300

(10) By voice vote, agreed to Sarbanes (for Sparkman) understanding No. 10, to provide that the President include in the instrument of ratification all amendments, reservations, understandings, and declarations incorporated by the Senate in its Resolution of Ratification. Page 10300

Senate also considered:

(a) Helms reservation No. 18, to provide that the Commission is obligated to pay Panama amounts under the Treaty only to the extent that operating revenues of the Canal exceed expenditures of the Commission; Page 10284

(b) Curtis reservation No. 19, to provide that economic assistance to Panama, as provided for in connection with the Treaty, shall suspend until Panama compensates U.S. citizens for property it has naturalized, expropriated, occupied, or seized; and Page 10290

(c) DeConcini reservation No. 20, to provide that the $10 million annual payment due Panama from surplus Canal revenues will not accumulate over the next twenty-two years. Page 10298

Senate reached unanimous consent agreement concerning consideration and voting tomorrow on these and several other proposed changes in the Resolution of Ratification, with vote on question of adoption of such Resolution of Ratification being scheduled to occur at 6 p.m. Page 10293

Pages 10249–10308

Treaty Received: On Friday, April 14, during its recess, Senate received Treaty between the U.S. and Bolivia on the Execution of Penal Sentences (Ex. G, 95th Cong., 2d sess.).

Bill Referred: H.R. 11003, White House personnel authorization, was referred to Committee on Governmental Affairs. Page 10308

Change of Reference: Committee on the Judiciary was discharged from further consideration of S. 2854, relating to jurisdiction over certain Arizona Indian country, and the bill was then referred to Select Committee on Indian Affairs. Pages 10308–10309

Message From the House: Page 10308

Amendments Submitted for Printing: Page 10321

Reservations Submitted for Printing: Page 10321

Statements on Introduced Bills: Pages 10309–10319

Additional Statements: Pages 10321–10357

Nomination: Senate received one Navy nomination in the rank of Admiral, three Air Force in the rank of General, and routine nominations in the Army, Navy, and Air Force. Page 10361

On Friday, April 14, Senate received the nomination of William B. Edmondson, of Nebraska, to be Ambassador to the Republic of South Africa. Page 10361

Record Votes: Five record votes were taken today. Pages 10273, 10274, 10283, 10284

Recess: Senate met at 12 noon and recessed at 10:02 p.m. Page 10361

Committee Meetings

COMMODITY FUTURES TRADING COMMISSION

Committee on Agriculture, Nutrition, and Forestry: On Friday, April 14, Subcommittee on Agricultural Research and General Legislation approved for full committee consideration with amendments S. 2391, extending through fiscal year 1984 the life of the Commodity Futures Trading Commission.

APPROPRIATIONS—HUD

Committee on Appropriations: On Friday, April 14, Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the Department of Housing and Urban Development, receiving testimony from HUD Secretary Patricia Roberts Harris, who was accompanied by several of her associates.

Subcommittee will meet again on Thursday, April 20.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of the Interior and related activities, receiving testimony from public witnesses.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—STATE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of State and related activities, receiving testimony from Ambassador Robert Strauss, Special Representative for Trade Negotiations; and Benjamin H. Read, Deputy Under Secretary of State for Management; and William Slayton, Deputy Assistant Secretary of State for Acquisition, Operation, and Maintenance of Buildings Abroad.

Subcommittee will meet again tomorrow.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Research and Development continued hearings on S. 2571, military procurement authorizations for 1979, receiving testimony on space defense (anti-satellite warfare) from William J. Perry, Undersecretary of Defense for Research and Engineering; Admiral Daniel J. Murphy, USN (Ret.), Deputy Undersecretary of Defense for Policy; Lieutenant General Thomas P. Stafford, Deputy Chief of Air Force for Research and Engineering; and Major David South, USAF Defense Intelligence Agency.

On Friday, April 14, Subcommittee, in closed session, received testimony on future sea-based deterrents from Dr. Seymour L. Zeiberg, Deputy Undersecretary of Defense, Research, and Engineering (Strategic and Space Systems); Rear Admiral S. Shapiro, Deputy Director of Naval Intelligence; Rear Admiral Albert L. Kelln, Assistant Chief of Naval Operations for Submarine Warfare; Rear Admiral R. H. Wertheim, Director, Strategic Naval System Programs; Vice Admiral Robert Y. Kaufman, Director, Naval Command and Control and Communications; and Ralph Caudle, Assistant Director for Operations, Division of Military Applications, Department of Energy.

Subcommittee will meet again on Wednesday, April 19.

ELECTRONIC FUND TRANSFER

Committee on Banking, Housing, and Urban Affairs: On Friday, April 14, and today, committee continued markup of S. 2470, 2065, and 2546, bills to prescribe policies and procedures to protect consumer rights in relation to the electronic fund transfer system, but did not complete action thereon and recessed subject to call.

AQUACULTURE DEVELOPMENT

Committee on Commerce, Science, and Transportation: Committee began hearings on H.R. 9370, S. 2762, and 2582, to provide for the development of aquaculture in the U.S., receiving testimony from Senators Weicker and Gravel; Representatives Murphy of New York, Breaux, and Leggett; James P. Walsh, Deputy Administrator, National Oceanic and Atmospheric Administration, Department of Commerce; M. Rupert Cutler, Assistant Secretary of Agriculture for Conservation, Research, and Education; and Lynn A. Greenwalt, Director, U.S. Fish and Wildlife Service, Department of the Interior.

Hearings continue on Wednesday, April 19.

NOMINATION

Committee on Commerce, Science, and Transportation: On Friday, April 14, committee concluded hearings on the nomination of Henry Geller, of Virginia, to be Assistant Secretary of Commerce for Communications and Information, after the nominee, who was introduced by Representative Harris, testified and answered questions on his own behalf. Testimony on the nomination was also received from Paul G. Zurkowski, Information Industry Association, Bethesda, Maryland; and Valeri Byrd, National Black Media Coalition, Washington, D.C.

NASA AUTHORIZATION

Committee on Commerce, Science, and Transportation: On Friday, April 14, Subcommittee on Science, Technology, and Space approved for full committee consideration with amendments S. 2527, authorizing funds for fiscal year 1979 for the National Aeronautics and Space Administration.

GUAM AND BIKINI ATOLL FUNDS

Committee on Energy and Natural Resources: Committee concluded hearings on S. 2821, authorizing funds for grants to the Government of Guam for construction of certain public facilities, and S. 2822, authorizing funds for the rehabilitation and resettlement of Bikini Atoll, Trust Territory of the Pacific Islands, after receiving testimony from Delegate Won Pat and Ruth Van Cleve, Director, Office of Territorial Affairs, Department of the Interior.

DOE AUTHORIZATION

Committee on Energy and Natural Resources: On Friday, April 14, Subcommittee on Energy Conservation and Regulation held hearings on S. 2692, authorizing funds for fiscal year 1979 for civilian programs of the Department of Energy, receiving testimony from Donald A. Beattie, Acting Assistant Secretary for Conservation and Solar Applications, and William S. Heffelfinger, Director of Administration, both of the Department of Energy.

Also on Friday, April 14, Subcommittee on Energy Production and Supply received testimony on this bill from George S. McIsaac, Assistant Secretary of Energy for Resource Applications; Robert McPhail, Western Area Power Administration, Denver; Sterling S. Munro, Bonneville Power Administration, Portland, Oregon; Alex Radin, American Public Power Association, Washington, D.C.; Fred G. Simonton, Mid-West Electric Consumers Association, Inc., Evergreen, Colorado; and Morgan Dubrow, National Rural Electric Cooperatives Association, Washington, D.C.

Hearings were recessed subject to call.

NOMINATION

Committee on Environment and Public Works: On Friday, April 14, Committee concluded hearings on the nomination of William E. Albers, of the District of Columbia, to be Alternate Federal Cochairman of the Appalachian Regional Commission, after the nominee testified and answered questions on his own behalf. Testimony was also received from Robert Scott, Federal Cochairman, Appalachian Regional Commission.

OIL POLLUTION

Committee on Environment and Public Works: Subcommittee on Environmental Pollution began hearings on S. 2083, proposing establishment of a uniform and comprehensive legal regime governing liability and compensation for damages and cleanup costs caused by oil pollution, receiving testimony from Alan Butchman, Deputy Secretary of Transportation; Thomas Jorling, Assistant Administrator for Water and Hazardous Materials, Environmental Protection Agency; and Patsy Mink, Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs.

Hearings continue tomorrow.

ENDANGERED SPECIES ACT

Committee on Environment and Public Works: On Friday, April 14, Subcommittee on Resource Protection concluded hearings on proposed legislation authorizing funds for fiscal year 1979 for programs administered under the Endangered Species Act, after receiving testimony from Senator Helms, who introduced Dr. Carroll Mann, Safari Club International, Raleigh, North Carolina; John F. Hall, National Forest Products Association, Washington, D.C.; Jack W. Gehringer, National Marine Fisheries Service, Washington, D.C.; Christine Stevens, Society for Animal Protective Legislation, Washington, D.C.; Kenneth Balcomb, Colorado River Basin Conservation District, Glenwood Springs; John Kane, William Amer Company, Philadelphia; and Donald Simpson, Pacific Legal Foundation, Washington, D.C.

HIGHWAY LEGISLATION

Committee on Environment and Public Works: Subcommittee on Transportation approved for full committee consideration an original bill authorizing $8.4 billion for fiscal year 1979 and $8.2 billion for fiscal year 1980 for the Federal-aid-highway program.

WELFARE REFORM

Committee on Finance: Subcommittee on Public Assistance resumed hearings on S. 2084, to replace the exist-

ing Federal welfare programs with a single coordinated program, and S. 2777, to establish a family security program, to provide public service jobs for certain public assistance recipients, to provide a voucher program for private sector employment, and to increase the earned income credit, receiving testimony from Senators Baker and Bellmon; Frank Jungas, Mountain Lake, Minnesota, Forrest Campbell, Greensboro, North Carolina, and Keith Comrie, Los Angeles County, California, all representing the National Association of Counties; Robert B. Carleson, on behalf of the Chamber of Commerce of the U.S., Washington, D.C.; Dr. Blanche Bernstein, New York City Human Resources Administration; John E. Cosgrove, AFL-CIO, Washington, D.C.; David Crippen, on behalf of the Service Employees International Union, AFL-CIO, accompanied by Lois Balfour, Boston Social Workers Guild, Andrew Stern and Jane Perkins, Pennsylvania Social Services Union, and Gail Wright, Rhode Island Alliance of Social Service Employees; and Maya Miller, Women's Lobby, Inc., Washington, D.C.

Hearings continue tomorrow.

BROADCASTING AUTHORIZATION

Committee on Foreign Relations: On Friday, April 14, Subcommittee on International Operations began hearings on S. 2863, authorizing funds for fiscal year 1979 for the Board for International Broadcasting and Radio Free Europe/Radio Liberty, receiving testimony from John Austin Gronouski, Chairman, Thomas H. Quinn, Member, and Walter R. Roberts, Executive Director, Board for International Broadcasting; and John S. Hayes, Chairman, Radio Free Europe/Radio Liberty.

Subcommittee will meet again on Wednesday, April 19.

EDUCATION DEPARTMENT

Committee on Governmental Affairs: On Friday, April 14, Committee resumed hearings on S. 991, to create a separate Cabinet-level Department of Education, receiving testimony from James T. McIntyre, Jr., Director, Office of Management and Budget.

Hearings resume tomorrow.

OB PRACTICES

Committee on Human Resources: Subcommittee on Health and Scientific Research held hearings to examine current U.S. obstetrical practices, receiving testimony from Dr. Donald Kennedy, Commissioner Food and Drug Administration, Department of Health, Education, and Welfare; Dr. Roberto Caldeyro-Barcia, Montevideo, Uraguay, representing the International Federation of Gynecologists and Obstetricians and The World Health Organization's Latin American Center for Perinatology and Human Development; Doris Haire, American Foundation for Maternal and Child Health, Inc., New York City; Dr. Arnold D. Haverkamp, Denver General Hospital, Colorado; Dr. Ronald R. Rindfuss, University of North Carolina, Raleigh; Dr. Ervin E. Nichols, The American College of Obstetricians and Gynecologists, Washington, D.C.; Dr. Richard Paul, University of Southern California at Los Angeles; Dr. George Ryan, Memphis State University, Tennessee; and Dr. Lenny Smith, Hyannisport, Massachusetts.

Hearings were received subject to call.

COMMITTEE BUSINESS

Committee on the Judiciary: On Friday, April 14, Committee ordered favorably reported the following business items:

S. 2016, to authorize the Attorney General to modify fees for process-serving by U.S. marshals;

S. 2049, to establish fees and allow per diem and mileage expenses for witnesses who appear before U.S. courts;

S. 2072, to make the excuse of prospective jurors from Federal jury service on the grounds of distance from the place of holding court contingent upon a showing of hardship on an individual basis;

S. 2074, to provide in civil cases for juries of six persons, to amend the Jury Section and Service Act of 1968 with respect to the selection and qualification of jurors, and to extend the coverage of the Federal Employees Compensation Act to all jurors in U.S. District Courts; and

S. 2075, revising the section of the Jury Selection and Service Act of 1968 regarding the fees of jurors and by providing for a civil penalty and injunctive relief in the event of a discharge or threatened discharge of an employee by reason of such employee's Federal jury service;

S. 2411, authorizing payment of transportation expenses by U.S. marshals for persons released in one court for appearance in another court;

The nominations of Benjamin R. Civiletti, of Maryland, to be Deputy Attorney General; Gustave Diamond, to be U.S. district judge for the western district of Pennsylvania; Robert W. Sweet, to be U.S. district judge for the southern district of New York; and Donald E. Ziegler, to be U.S. district judge for the western district of Pennsylvania.

Also, by a tie vote committee failed to approve the nomination of Robert F. Collins, to be U.S. district judge for the eastern district of Louisiana.

ANTITRUST ENFORCEMENT

Committee on the Judiciary: Committee resumed hearings on S. 1874, to allow consumers and other parties who have not dealt directly with an antitrust violator to recover their damages under the antitrust laws, receiving testimony from Harold R. Tyler, Jr., New York City; Dr. Betty Bock, Conference Board, New York City; Peter D. Standish, representing Association of the Bar of the City of New York; Lex Hawkins, Meat Price Investigators Association, Des Moines; and Kenneth Reed, Assistant Attorney General of Arizona, Tucson.

Hearings continue on Friday, April 21.

WITNESS PROTECTION PROGRAM

Committee on the Judiciary: On Friday, April 14, Subcommittee on Administrative Practice and Procedure concluded oversight hearings on the operation of the witness protection program under the Organized Crime Control Act (Public Law 91-452), after receiving testimony from Gerald R. Shur, Organized Crime and Racketeering Section, Criminal Division; William E. Hall, Director, Arthur Daniels, Chief, Witness Security Division, and Julie P. Dubick, General Counsel, all of the U.S. Marshals Service, all of the Department of Justice.

D.C. REPRESENTATION

Committee on the Judiciary: Subcommittee on the Constitution began hearings on S.J. Res. 65, to amend the Constitution so as to provide for representation of the District of Columbia in the Congress, receiving testimony from Senator Kennedy, Brooke, McClure, Mathias, and Eagleton; and John Harmon, Assistant Attorney General, Office of Legal Counsel, Department of Justice.

Hearings continue on Thursday, April 27.

LABELING OF EXPLOSIVES

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures resumed hearings on S. 2013, to require the additional labeling of explosive materials for the purpose of identification and detection, receiving testimony from L. J. Hessburg, 3-M Company, St. Paul, Minnesota.

Hearings continue on April 20.

ARBITRATION/DISTRICT COURTS

Committee on the Judiciary: On Friday, April 14, Subcommittee on Improvements in Judicial Machinery held hearings on S. 2253, to encourage prompt, informal, and inexpensive resolution of civil cases by use of arbitration in U.S. district courts, receiving testimony from Griffin Bell, Attorney General of the United States; Robert Coulson, American Arbitration Association, New York City; Judge James R. Cavenaugh, Court of Common Pleas of Philadelphia; Lewis Jay Gordon, Philadelphia Bar Association; Craig Spangenberg, Association of Trial Lawyers of America, Cleveland; and Charles Tatelbaum, Eastern District of the Commercial Law League of America, Baltimore.

Hearings recessed subject to call.

INDIAN PROGRAM EVALUATION

Select Committee on Indian Affairs: Committee began hearings on S. 2712, to identify and evaluate the needs of and to coordinate and administer programs for the benefit of Indians, receiving testimony from Graciela Olivarez, Director, Community Services Administration; Wayne Ducheneaux, Council of Energy Resource Tribes, Washington, D.C.; and Fritz Brown, representing National Congress of American Indians, Washington, D.C.

Hearings continue on Friday, April 21.

NOMINATION

Select Committee on Small Business: On Friday, April 14, Committee began hearings on the nomination of Milton D. Stewart, of New York, to be Chief Counsel for Advocacy, Small Business Administration, where the nominee, who was introduced by Senator Moynihan, testified and answered questions on his own behalf. Testimony was also received from numerous public witnesses.

Hearings continue on Tuesday, April 25.

OLDER AMERICANS—HEALTH CARE

Special Committee on Aging: Committee resumed hearings to explore alternatives in long-term health care for older Americans, receiving testimony from Michael Suzuki, Deputy Commissioner, Administration for Public Services, Department of Health, Education, and Welfare; Florence Moore, National Council of Homemaker/Home Health Aide Services, Inc., New York City; Joan E. Caserta, National League for Nursing, New York City; John Byrne, St. Louis, Missouri, accompanied by Hope Runnels, Portland, Oregon, representing the National Association of Home Health Agencies; Ronald Rosenberg, Homemakers-Upjohn, Washington, D.C.; and Hadley Hall, San Francisco Home Health Services.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 24 public bills, H.R. 12143-12166; 1 private bill, H.R. 12167; and 3 resolutions, H. Res. 1132-1134 were introduced. Page 10237

Bills Reported: Reports were filed as follows:

H. Con. Res. 559, setting forth the congressional budget for the United States Government for the fiscal year 1979 (H. Rept. 95-1055, filed on Friday, April 14);

H.R. 12050, Tuition Tax Credit Act of 1978 (H. Rept. 95-1056); and

H.R. 9486, authorizing a contribution by the United States to the Tin Buffer Stock established under the Fifth International Tin Agreement, amended (H. Rept. 95-1057). Page 10237

Consent Calendar: On the call of the Consent Calendar, the House passed the following bills:

Sent to the Senate without amendment:

Papago Indians: H.R. 8397, to provide that a certain tract of land in Pinal County, Arizona, held in trust by the United States for the Papago Indian Tribe, be declared a part of the Papago Indian Reservation.

Sent to the Senate, amended:

Fairbanks North Star Borough: H.R. 6997, to authorize the Secretary of the Interior to convey all right, title, and interest of the United States in and to a tract of land located in the Fairbanks Recording District, State of Alaska, to the Fairbanks North Star Borough; and

Pascua Yaqui Indians: H.R. 6612, to provide for the extension of certain Federal benefits, services, and assistance to the Pascua Yaqui Indians of Arizona. Subsequently, this passage was vacated and S. 1633, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed.

Eligible bill not considered:

Passed over without prejudice: H.R. 10343.

By unanimous consent, H.R. 10341 was removed from the Consent Calendar.

Pages 10203–10204, 10215–10216

Suspensions: House voted to suspend the rules and pass the following bills:

Merchant Marine Academy nominations: H.R. 3489, amended, to amend section 216(b) of the Merchant Marine Act, 1936, to entitle the Delegates in Congress from Guam and the Virgin Islands to make nominations for appointments to the Merchant Marine Academy. Agreed to amend the title (passed by a yea-and-nay vote of 357 yeas to 1 nay, Roll No. 224);

Pages 10204–10205, 10212–10213

Sea grant program: H.R. 10822, amended, to improve the operations of the national sea grant program, and to authorize appropriations to carry out such program for fiscal years 1979 and 1980 (passed by a yea-and-nay vote of 341 yeas to 23 nays, Roll No. 225);

Pages 10205–10207, 10213–10214

Oceans and atmosphere: H.R. 10823, amended, to amend the National Advisory Committee on Oceans and Atmosphere Act of 1977 to authorize appropriations to carry out the provisions of such Act for fiscal years 1979 and 1980. Agreed to amend the title (passed by a yea-and-nay vote of 317 yeas to 47 nays, Roll No. 226); and

Pages 10207–10208, 10214

Coast Guard authorization: H.R. 11465, amended, to authorize appropriations for the United States Coast Guard for fiscal year 1979 (passed by a yea-and-nay vote of 357 yeas to 13 nays with 1 voting "present," Roll No. 227).

Pages 10208–10212, 10214–10215

FAA Research and Development: By a voice vote, the House passed H.R. 11495, to authorize research, development, and demonstration projects relating to aviation.

Agreed to a technical amendment; and

A clarifying amendment.

H. Res. 1100, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 10216–10220

Adjournment: Adjourned at 1:58 p.m.

Committee Meeting

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia held hearings on general operating expenses; and Metropolitan Police Department; and Fire Department.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior heard testimony from public witnesses.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW heard testimony from public witnesses.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: On Friday, Apr. 14, Subcommittee on Military Construction held a hearing on Navy military construction.

AF IMAGING INFRARED MAVERICK MISSILE PROGRAM—MICROWAVE LANDING SYSTEM

Committee on Armed Services: Subcommittee on Research and Development held hearings on the Air Force Imaging Infrared Maverick Missile Program; and joint military/civilian Microwave Landing System Program. Testimony was heard from Gen. Alton D. Slay, Commander, Air Force Systems Command; Under Secretary of Defense William J. Perry; Representative Milford; and Deputy Under Secretary of Defense Dr. Robert J. Herman.

FEDERAL PROCUREMENT POLICY

Committee on Armed Services: On Friday, Apr. 14, Subcommittee on Research and Development held a hearing on the impact of OMB Circular A-109 on government-industrial contractual relationships. Testimony was heard from representatives of Electronic Industries Association; American Defense Preparedness Association; National Security Industrial Association; and Aerospace Industries Associations of America, Inc.

ARMY REPROGRAMING

Committee on Armed Services: On Friday, Apr. 14, Subcommittee on Investigations continued hearings on Army reprograming request to increase the fiscal year 1978 Tank Gun Cooperative Development Program. Testimony was heard from Secretary of the Army Alexander; and Richard Vitali, U.S. Army Ballistic Research Laboratory.

REAL ESTATE PROJECTS

Committee on Armed Services: On Friday, Apr. 14, Subcommittee on Military Installations and Facilities met on pending real estate projects and approved 9 acquisitions and 7 disposals.

KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr. continued executive hearings, and will resume tomorrow.

DISTRICT OF COLUMBIA SELF-GOVERNMENT AMENDMENTS

Committee on the District of Columbia: Met and ordered reported favorably to the House H.R. 12116, to amend the District of Columbia Self-Government and Governmental Reorganization Act.

FEDERAL CAPITAL REGION PLANNING COMMISSION

Committee on the District of Columbia: On Friday, Apr. 14, Subcommittee on Economic Development and Regional Affairs held a hearing on draft legislation to establish a Federal Capital Region Planning Commission. Testimony was heard from Reginald W. Griffith, National Capital Planning Commission; Loy M. Shipp, GSA; Manus J. Fish, Jr. National Capital Parks Service; Charles H. Atherton, Commission of Fine Arts; and Peter Meszoly, Pennsylvania Avenue Development Corp.

NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on the enforcement program of the National Collegiate Athletic Association with testimony from public witnesses.

Hearings continue tomorrow.

DOE AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on Title V of H.R. 11392, Department of Energy authorization, with testimony from DOE officials and public witnesses.

PIPELINE SAFETY

Committee on Interstate and Foreign Commerce: On Friday, Apr. 14, Subcommittee on Energy and Power continued hearings on Pipeline Safety, Liquefied Natural Gas, and the Fuels Transportation Safety Amendments of 1978. Testimony was heard from public witnesses.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on H.R. 6869 and 2311, revision of the criminal code. Testimony was heard from Honorable Harold R. Tyler, Jr., Advisory Corrections Council; Ira Blalock, Chairman, Oregon Parole Board; Richard Mulcrone, Chairman, Minnesota Corrections Board; and public witnesses.

Hearings continue tomorrow.

U.S. COMMISSION ON CIVIL RIGHTS

Committee on the Judiciary: On Friday, April 14, Subcommittee on Civil and Constitutional Rights held a hearing on H.R. 10831, U.S. Commission on Civil Rights authorization extension. Testimony was heard from public witnesses.

DISPOSAL OF U.S. PROPERTY IN CANAL ZONE

Committee on Merchant Marine and Fisheries: Subcommittee on Panama Canal met and approved for full committee action report entitled "The Constitutional Role of the Congress in the Disposal of U.S. Property in the Canal Zone."

DISPOSAL OF U.S. PROPERTY IN CANAL ZONE

Committee on Merchant Marine and Fisheries: Met for consideration of the Panama Canal Subcommittee report (title above) but did not complete action, and will resume tomorrow.

NATIONAL OCEAN POLICY

Committee on Merchant Marine and Fisheries: Subcommittees on Oceanography and on Fisheries, Wildlife Conservation and the Environment held a joint hearing on H.R. 9708, to establish a national ocean policy, to set forth the missions of the National Oceanic and Atmospheric Administration. Testimony was heard from Morne Dubs, Chairman, NACOA; and John Norton Moore, Director, Center for Oceans Law and Policy.

AIR TRAFFIC CONTROLLERS

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held a hearing on H.R. 8503 and H.R. 10633, relating to air traffic controllers. Testimony was heard from Representative Dickinson; Carl Clewlow, DOD; Arch S. Ramsay, CSC; and Lawrence Cushing, NAATS.

SOLAR POWER SATELLITE

Committee on Science and Technology: On Friday, Apr. 14, Subcommittees on Space Science and Applications and on Advanced Energy Technologies Conservation R.D. & D. continued hearings on H.R. 10601, Solar

Power Satellite Research, Development, and Demonstration Act of 1978. Testimony was heard from Dr. Peter E. Glaser, Arthur D. Little, Inc.; and Dr. Alan Lovelace, Deputy Administrator, NASA.

TAX REFORM

Committee on ways and Means: Began markup of tax reform proposals, and will resume tomorrow.

NONDISCRIMINATORY TREATMENT FOR PRODUCTS OF HUNGARY

Committee on Ways and Means: On Friday, Apr. 14, Subcommittee on Trade held a hearing on H. Con. Res. 555, approving the extension of nondiscriminatory treatment with respect to the products of the Hungarian People's Republic. Testimony was heard from Representative Weiss; J. Mishel George, Department of Commerce; John E. Ray, Department of the Treasury; Stephen Lande, STR; and public witnesses.

Tuesday, April 18, 1978

Senate

Chamber Action

Routine Proceedings, pages 10469–10588

Bills Introduced: Seven bills and one resolution were introduced, as follows: S. 2931–2937; and S. Res. 434. Pages 10544, 10552

Bill Reported: Report was made as follows:

H.R. 6669, to establish a national climate program, with amendment (S. Rept. 95-740). Page 10544

Bill Passed:

White House Conferences: Senate passed without amendment and cleared for the President H.J. Res. 649, authorizing the President to call a White House Conference on the Arts and a White House Conference on the Humanities. Pages 10469–10470

Panama Canal Treaty: By 68 yeas to 32 nays, two-thirds of the Senators present and voting having voted in the affirmative, Senate agreed to Resolution of Ratification of Executive Calendar No. 2, Panama Canal Treaty (Exec. N, 95th Cong., 1st sess.), after taking action on proposed changes in such Resolution, as follows: Page 10476

Adopted:

(1) By 92 yeas to 6 nays, DeConcini reservation No. 20, to provide that the $10 million annual payment due Panama from surplus Canal revenues will not accumulate over the next twenty-two years; Page 10485

(2) By 73 yeas to 27 nays, Robert C. Byrd unprinted reservation No. 36, clarifying section providing for the exercising of U.S. rights to assure that the Canal shall remain open, neutral, secure, and accessible (motion to table at first rejected by 21 yeas to 79 nays); and Page 10490

(3) By 90 yeas to 10 nays, Cannon unprinted amendment No. 39, to insure that no waiver of the interest payments from the Panama Canal Commission to the U.S. can be made unless it has the affirmative action of the Congress. Page 10516

Rejected:

(1) Helms reservation No. 18, to provide that the Commission is obligated to pay Panama amounts under the Treaty only to the extent that operating revenues of the Canal exceed expenditures of the Commission (tabled by 56 yeas to 39 nays); Page 10483

(2) By 33 yeas to 65 nays, Curtis reservation No. 19, to provide that economic assistance to Panama, as provided for in connection with the Treaty, shall suspend until Panama compensates U.S. citizens for property it has naturalized, expropriated, occupied, or seized; Page 10483

(3) Dole unprinted reservation No. 33, to condition Senate ratification of the Treaty on the premise that the fixed annual annuity shall cease during any period in which the Canal is inoperable (tabled by 56 yeas to 42 nays); Page 10476

(4) Dole (for Thurmond) unprinted reservation No. 34, to provide that the Treaty be resubmitted to the Senate for its approval of any addition by Panama of amendments or reservations binding on the U.S. (tabled by 58 yeas to 40 nays); Page 10478

(5) Thurmond understanding No. 16, providing additional clarification in section authorizing U.S. to exercise its rights to establish and modify tolls of the Canal (tabled by 56 yeas to 42 nays); Page 10480

(6) Bartlett reservation No. 3, withholding Senate consent to ratification until the President has determined that the people of Panama have approved by plebiscite all changes attached to the Treaty (tabled by 63 yeas to 35 nays); Page 10488

(7) Allen amendment No. 104 (to unprinted reservation No. 36), to provide that it shall not be construed as limiting or detracting from the DeConcini reservation to the so-called Neutrality Treaty (tabled by 60 yeas to 38 nays); Page 10505

(8) Allen amendment No. 105 (to unprinted reservation No. 36), to provide that it be construed as limiting and detracting from the DeConcini reservation to the so-called Neutrality Treaty (tabled by 59 yeas to 41 nays); Page 10509

(9) Cannon unprinted amendment No. 37 (to unprinted reservation No. 36), deleting therefrom the words "nor be interpreted as a right of" (tabled by 58 yeas to 41 nays); and Page 10512

(10) Modified Griffin amendment No. 103 (in the nature of a substitute for the Resolution of Ratification), calling for Senate to return to the President the Treaty with its advice that negotiations be initiated to develop a new treaty which would better serve the interests of both nations (tabled by 64 yeas to 36 nays). Page 10513

Also during consideration of this Treaty today, Senate, by 74 yeas to 22 nays, tabled an appeal from a ruling of the Chair when it failed to uphold a Stevens point of order against unprinted reservation No. 36 claiming that such reservation dealt with a subject which was not before the Senate. Pages 10498, 10476–10541

Treaty Referred: Injunction of secrecy was removed from Treaty between the U.S. and Bolivia on the Execution of Penal Sentences (Ex. G, 95th Cong., 2d sess.), which was received by the Senate on April 14, and the Treaty, together with accompanying papers, was referred to Committee on Foreign Relations. Page 10470

Bills Referred: Sundry House-passed bills were referred to appropriate Senate committees. Page 10542

Message From the House: Page 10541

Amendments Submitted for Printing: Pages 10553–10555

Executive Communications: Pages 10542–10543

Statements on Introduced Bills: Pages 10544–10552

Additional Statements: Pages 10555–10586

Record Votes: Sixteen record votes were taken today. Pages 10483, 10484, 10485, 10489, 10498–10499, 10509, 10512, 10513, 10516, 10541

Recess: Senate met at 7:30 a.m. and recessed at 6:16 p.m. Page 10588

Committee Meetings

AQUACULTURE

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation began oversight hearings to examine the development of aquaculture by the U.S., receiving testimony from James P. Walsh, Deputy Administrator, National Oceanic and Atmospheric Administration, Department of Commerce; M. Rupert Cutler, Assistant Secretary of Agriculture for Conservation, Research, and Education; and Lee R. Brobst, Chief of Staff for Senior Deputy Governor, Farm Credit Administration.

Hearings continue on Thursday, April 20.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of the Interior and related activities, receiving testimony from public witnesses.

Hearings continue tomorrow.

APPROPRIATIONS—STATE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of State, receiving testimony from William Maynes, Assistant Secretary of State for International Organizations and Conferences.

Subcommittee will meet again tomorrow.

DEFENSE CIVIL PREPAREDNESS

Committee on Armed Services: Subcommittee on General Legislation held hearings on proposed fiscal year 1979 authorizations for the Defense Civil Preparedness Agency, receiving testimony from Bardyl R. Tirana, Director, and Clifford E. McLain, Deputy Director, both of the Defense Civil Preparedness Agency; and Brigadier General James M. Thompson, Office of the Assistant Secretary of Defense for International Security Affairs.

Subcommittee recessed subject to call.

FINANCIAL PRIVACY

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Institutions began hearings on S. 2096, prescribing procedures and standards for governing disclosure of certain financial information to governmental agencies by financial institutions, and S. 2293, to modernize the banking laws with regard to the geographic placement of electronic fund transfer systems, receiving testimony from Herb Wegner, National Commission on Electronic Fund Transfers; Eugene M. Tangney, Boston, representing American Bankers Association; Roy G. Green, Jacksonville, Fla., representing the U.S. League of Savings Associations; James C. Fortson, Hollywood, Fla., representing the National Savings and Loan League; Dr. Verne S. Atwater, New York City, representing the National Association of Mutual Savings Banks; and Ray D. Campbell, Oberlin, Ohio, representing Independent Bankers Association of America.

Hearings continue on Thursday, April 20.

HAZARDOUS MATERIALS TRANSPORTATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 1896, authorizing funds for fiscal year 1979 for programs under the Hazardous Materials Transportation Act, after receiving testimony from James B. King, Chairman, accompanied by Ludwig Benner, Chief, Hazardous Materials Division, both of the National Transportation Safety Board; and Leon Santman, Acting Director, accompanied by Alan Roberts, Director, Office of Hazardous Materials Operations, both of the Materials Transportation Bureau,

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Department of Transportation.

Hearings were recessed subject to call.

DOE AUTHORIZATION

Committee on Energy and Natural Resources: Subcommittee on Energy Conservation and Regulation resumed hearings on S. 2692, authorizing funds for civilian programs of the Department of Energy for fiscal year 1979, receiving testimony from Charles B. Curtis, Chairman, who was accompanied by several of his associates of the Federal Energy Regulatory Commission, Department of Energy.

Hearings were recessed subject to call.

OIL POLLUTION

Committee on Environment and Public Works: Subcommittee on Environmental Pollution continued hearings on S. 2083, to establish a uniform and comprehensive legal regime governing liability and compensation for damages and cleanup costs caused by oil pollution, receiving testimony from Ernst Mueller, Commissioner, Alaska State Department of Environmental Conservation, Juneau; Evelyn Murphy, Massachusetts State Executive Office of Environmental Affairs, Boston; James N. Barnes, Center for Law and Social Policy, Washington, D.C.; James Reynolds, American Institute of Merchant Shipping, Washington, D.C.; Jerome Broder, Long Island, N.Y., on behalf of Independent Fuel Terminal Operators Association; and Wilford Gates, Save the Bay, Inc., Providence, R.I.

Hearings were recessed subject to call.

NRC AUTHORIZATION

Committee on Environment and Public Works: Subcommittee on Nuclear Regulation resumed hearings on proposed fiscal year 1979 authorizations for the Nuclear Regulatory Commission, receiving testimony from Betty Vetter, Executive Director, Scientific Manpower Commission, and Andrea Diane Graham, Director, Office of Federal Equal Employment Opportunity, both of the Civil Service Commission; Stephen Lawroski, Chairman, and Dr. Myer Bender, Member, both of the Advisory Committee on Reactor Safeguards, Nuclear Regulatory Commission; Monte Canfield, Director, Energy and Minerals Division, General Accounting Office; and James Yore, Chairman, Atomic Safety and Licensing Board Panel, Nuclear Regulatory Commission.

Hearings were recessed subject to call.

DEPARTMENT OF EDUCATION

Committee on Governmental Affairs: Committee resumed hearings on S. 991, to create a separate Cabinet-level Department of Education, receiving testimony from Representative Heftel; I. M. Greenberg, Deputy Assistant Secretary of Defense, Program Management; Dr. Anthony Cardinale, Director, Department of Defense Dependents School; Carl D. Moore, Executive Director and General Counsel, Overseas Education Association, Washington, D.C.; Colonel Robert F. Comeau, Staff Judge Advocate, Fort Polk, Louisiana, and Lieutenant Colonel Michael J. Scotti, Jr., Fort Gordon, Georgia, both representing the European Parents, Teachers and Students Association; Phil Smith, Deputy Associate Director, Office of Science and Technology Policy; Melvin Thompson, National Academy of Sciences; Dr. Arthur H. Livermore, American Association for the Advancement of Science, Washington, D.C.; Dr. J. Myron Atkin, University of Illinois, Urbana; and Robert L. Silber, National Science Teachers' Association, Washington, D.C.

Hearings continue on Thursday, April 27.

ECONOMIC OPPORTUNITY PROGRAMS

Committee on Human Resources: Subcommittee on Employment, Poverty, and Migratory Labor approved for full committee consideration with an amendment in the nature of a substitute S. 2090, extending through fiscal year 1981 certain programs administered under the Economic Opportunity Act.

SUBCOMMITTEE BUSINESS

Committee on Human Resources: Subcommittee on Health and Scientific Research approved for full committee consideration the following bills:

S. 2549, authorizing funds for fiscal year 1979 for the National Science Foundation, with an amendment in the nature of a substitute;

S. 2416, to extend through fiscal year 1981 programs of assistance for nurse training; and

S. 2474, to extend through fiscal year 1983 the Public Health Service Act, with an amendment in the nature of a substitute.

TRIBAL RECOGNITION

Select Committee on Indian Affairs: Committee began hearings on S. 2375, to establish administrative procedures and guidelines for the Department of the Interior to follow in its decisions to acknowledge the existence of certain Indian tribes, receiving testimony from George Goodwin, Deputy Assistant Secretary of the Interior for Indian Affairs; Veronica Murdock, National Congress of American Indians, Parker, Arizona; Thomas Tureen, Native American Rights Fund, Calais, Maine; Leonard Tomaskin, Yakima Nation, Topenish, Washington; Rudy Ryser and Joan Marshall, Sumner, Maryland, representing Small Tribes of Western Washington; Eric Thomas, Narragansett Regional Council, Charleston, Rhode Island; George Tomer, Penobscot Regional Council, Meriden, Connecticut; Adolph Dial, Lumbee Tribe, Pembroke, North Carolina; Dexter Brooks, Pembroke, North Carolina; and Raymond Gibbs, Tuscarora, North Carolina.

Hearings were adjourned subject to call.

SMALL BUSINESS PROCUREMENT

Select Committee on Small Business: Committee resumed hearings on S. 2259, to expand and revise procedures for insuring small business participation in Government procurement activities, receiving testimony from Dale W. Church, Deputy Under Secretary (Acquisition Policy), accompanied by George E. Moll, Director for Small Business and Economic Utilization Policy, both of the Department of Defense; Frederick B. Bunke, Assistant Commissioner for Procurement, Federal Supply Service, accompanied by Michael D. Snodgrass, Director for Socio-Economic Policy Acquisition, both of the General Services Administration; Lester A. Fettig, Administrator, accompanied by Thomas Williamson, Assistant Administrator for Acquisition, and Owen Birnbaum, Deputy Assistant Administrator for Acquisition, all of the Office of Federal Procurement Policy; Denny Dennis and Sally Douglas, National Federation of Independent Business, Washington, D.C.; and Herman Director, National Small Business Association, Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 47 public bills, H.R. 12168–12214; 3 private bills, H.R. 12215–12217; and 14 resolutions, H.J. Res. 855–858, H. Con. Res. 560–564, and H. Res. 1135–1139 were introduced. Pages 10464–10466

Bills Reported: Reports were filed as follows:

H.R. 9400, Civil Rights of Institutionalized Persons, amended (H. Rept. 95–1058);

H.R. 5551, Temporary Suspension on 2-Methyl, 4-Chlorophenol, amended (H. Rept. 95–1059);

H.R. 11005, International Trade Commission Authorization, 1979, amended (H. Rept. 95–1060);

H.R. 11711, to improve the operation of the adjustment assistance programs for workers and firms under the Trade Act of 1974, amended (H. Rept. 95–1061);

H.R. 10392, to establish a Hubert H. Humphrey Fellowship in Social and Political Thought at the Woodrow Wilson International Center for Scholars at the Smithsonian Institution and to establish a trust fund to provide a stipend for such fellowship (H. Rept. 95–1062);

H. Res. 1139, providing for the consideration of H.R. 8494, Public Disclosure of Lobbying Act of 1978 (H. Rept. 95–1063);

S.J. Res. 106, to provide for the reappointment of A. Leon Higgenbotham, Junior, as a citizen regent of the Board of Regents of the Smithsonian Institution (H. Rept. 95–1064);

S.J. Res. 107, to provide for the reappointment of John Paul Austin as a citizen regent of the Board of Regents of the Smithsonian Institution (H. Rept. 95–1065);

S.J. Res. 108, to provide for the appointment of Anne Legendre Armstrong as a citizen regent of the Board of Regents of the Smithsonian Institution (H. Rept. 95–1066); and

S. 2220, to authorize the Secretary of the Treasury to designate an Assistant Secretary to serve in his place as a member of the Library of Congress Trust Fund Board (H. Rept. 95–1067). Page 10464

Private Calendar: On the call of the Private Calendar, the House passed the following:

Sent to the Senate without amendment: H.R. 7971, 4243, and H. Res. 83.

Sent to the Senate, amended: H.R. 7588 and 3994.

Passed over without prejudice: H.R. 1798, 3084, 3995, 5612, 10210, 1415, and S. 422. Pages 10395–10398

Suspensions: House voted to suspend the rules and pass the following:

Office of Inspector General: H.R. 8588, amended, Establishment of Offices of Inspector General in Certain Executive Departments and Agencies. Agreed to amend the title (passed by a yea-and-nay vote of 388 yeas to 6 nays, Roll No. 229); and

Pages 10398–10406, 10410–10411

Humphrey Institute and Dirksen Center: S. 2452, amended, to authorize funds for the Hubert H. Humphrey Institute of Public Affairs and for the Everett McKinley Dirksen Congressional Leadership Research Center (passed by a yea-and-nay vote of 267 yeas to 127 nays, Roll No. 230). Pages 10406–10410, 10411

Late Report: Committee on Rules received permission to file a privileged report by midnight tonight.

Page 10411

Zuni Indian Tribe Claims: By a yea-and-nay vote of 347 yeas to 48 nays, Roll No. 231, the House passed H.R. 3787, to direct the Secretary of the Interior to purchase and hold certain lands in trust for the Zuni Indian Tribe of New Mexico; to confer jurisdiction on the Court of Claims with respect to land claims of such tribe; and to authorize such tribe to purchase and exchange lands in the States of New Mexico and Arizona.

Agreed to the committee amendments; and

Agreed to amend the title of the bill.

Subsequently, this passage was vacated and S. 482, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

H. Res. 1126, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 10412–10416

National Science Foundation: By a yea-and-nay vote of 364 yeas to 37 nays, Roll No. 234, the House passed

H.R. 11400, to authorize the appropriation of specified dollar amounts for each of the National Science Foundation's major program areas (and certain subprograms), and to provide requirements relating to periods of availability and transfers of the authorized funds.

Rejected:

An amendment that sought to authorize an additional $3.2 million for ocean margin drilling planning and evaluation (rejected by a recorded vote of 111 ayes to 291 noes, Roll No. 232); and

An amendment that sought to reduce by $6 million the authorization for biological, behavioral, and social science projects (rejected by a recorded vote of 174 ayes to 229 noes, Roll No. 233).

H. Res. 1099, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 10416–10435

Adjournment: Adjourned at 5:12 p.m.

Committee Meetings

NATIONAL CONSUMER NUTRITION INFORMATION

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition held a hearing on H.R. 11761, National Consumer Nutrition Information Act of 1978. Testimony was heard from representatives of HEW and USDA.

Following the hearing, the Subcommittee began but did not complete markup of H.R. 11761 (title above), and adjourned subject to call of the Chair.

RETENTION OF GRADE AND PAY

Committee on Appropriations: Met and ordered reported favorably to the House H.R. 9279, to provide for retention of grade and pay for certain employees.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Reserve Forces—management and readiness.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia held a hearing on Courts; National Guard; and Department of Corrections.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued hearings with public witnesses.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW continued hearings with public witnesses.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Defense Agencies military construction program.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Personnel met and completed markup of Titles III through VI of H.R. 10929, DOD authorization for fiscal year 1979.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development met in executive session for markup of the R.D.T. & E. portion of H.R. 10929, DOD authorization for fiscal year 1979, and will resume tomorrow.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials met and completed markup of the shipbuilding portion of H.R. 10929, DOD authorization for fiscal year 1979.

KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr. continued executive hearings, and will resume tomorrow.

CONSUMER CREDIT PROTECTION ACT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs met and approved for full committee action, amended, H.R. 8753, Consumer Credit Protection Act Amendments.

DISTRICT OF COLUMBIA REDEVELOPMENT ACT

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs held a hearing on H.R. 10311, to amend the District of Columbia Redevelopment Act of 1945. Testimony was heard from Representative Reuss; Delegate Fauntroy; Lorenzo Jacobs, Director, District of Columbia Department of Community and Housing Development; and public witnesses.

COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS

Committee on Education and Labor: Subcommittee on Employment Opportunities held a hearing on H.R. 11086, Comprehensive Employment and Training Act Amendments of 1978. Testimony was heard from Austin P. Sullivan, Jr., Vice President, General Mills.

Following the hearing, the Subcommittee began markup of H.R. 11086, and will resume tomorrow.

LONGSHOREMEN'S AND HARBOR WORKERS' COMPENSATION ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety held an oversight hearing on the Longshoremen's and Harbor Workers' Compensation Act. Testimony was heard from a representative of the Shipbuilders' Council.

RADIATION PROTECTION

Committee on Government Operations: Subcommittee on Environment, Energy and Natural Resources held a hearing on radiation protection. Testimony was heard from representatives of General Accounting Office; National Academy of Sciences; National Council on Radiation Protection; and Environmental Protection Agency.

Hearings continue tomorrow.

JUSTICE DEPARTMENT INTERNAL INVESTIGATION POLICIES

Committee on Government Operations: Subcommittee on Government Information and Individual Rights held a hearing on Justice Department internal investigation policies. Testimony was heard from Peter Bensinger, Drug Enforcement Administration; and William E. Hall, U.S. Marshal Service.

Hearings continue Thursday, April 20.

FOREIGN INTELLIGENCE SURVEILLANCE ACT

Select Committee on Intelligence: Met for markup of H.R. 7308, Foreign Intelligence Surveillance Act of 1977.

INDIAN CHILDREN PLACEMENT—AMERICAN INDIAN RELIGIOUS FREEDOM

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands met and approved for full committee action the following measures:

S. 1214 amended, to establish standards for the placement of Indian children in foster or adoptive homes; and

H.J. Res. 738, American Indian Religious Freedom.

FOREIGN ECONOMIC ASSISTANCE AUTHORIZATION

Committee on International Relations: Continued markup of foreign economic assistance legislation, and will resume tomorrow.

HUMAN RIGHTS AND FREEDOM INSTITUTE

Committee on International Relations: Subcommittees on International Operations and on International Organizations continued joint hearings on H.R. 11326, to establish an Institute on Human Rights and Freedom to promote respect for and observance of human rights and fundamental freedom in foreign countries. Testimony was heard from public witnesses.

AGRICULTURAL EXPORTS

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on agricultural exports and U.S. foreign economic policy. Testimony was heard from public witnesses.

Hearings continue Thursday, April 20.

BIOMEDICAL RESEARCH

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment met and approved for full committee action a clean bill in lieu of H.R. 10908, Biomedical Research and Research Training Amendments of 1978.

NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on the enforcement program of the National Collegiate Athletic Association with testimony from public witnesses.

INTERSTATE MISCELLANY

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce met and approved for full committee action the following bills:

H.R. 12068 amended, to authorize additional appropriations for fiscal year 1979 for the Noise Control Act of 1972;

H.R. 11871 amended, authorizing additional appropriations for the Hazardous Materials Transportation Act;

H.R. 10898 amended, authorizing additional appropriations for fiscal year 1979 for the United States Railway Association; and

H.R. 12162, authorizing appropriations for fiscal year 1979 for the Office of Rail Public Counsel.

PUBLIC BROADCASTING FINANCING ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications held a hearing on H.R. 11100, Public Broadcasting Financing Act of 1978. Testimony was heard from representatives of National Telecommunications and Information Administration; HEW; Congressional Black Caucus; Corporation for Public Broadcasting; and public witnesses.

Hearings continue tomorrow.

HOME INSULATION

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations met and approved report entitled "Home Insulation" for release on April 26.

JUSTICE DEPARTMENT AUTHORIZATION

Committee on the Judiciary: Met for markup of H.R. 12005, Department of Justice authorization, and will resume tomorrow.

REVISION OF CRIMINAL CODE

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on H.R. 6869 and 2311, revision of the Criminal Code. Testimony was heard from representatives of U.S. Parole Commission; National Legal Aid and Defenders Association; Creative Alternatives to Prison; and N.Y. Criminal Bar Association.

Hearings continue tomorrow.

CENTRAL, WESTERN, AND SOUTH PACIFIC FISHERIES AUTHORIZATION—MARITIME AUTHORIZATION

Committee on Merchant Marine and Fisheries: Met and ordered reported favorably to the House the following bills:

H.R. 11657 amended, to authorize appropriations to carry out the Central, Western, and South Pacific Fisheries Development Act until the close of fiscal year 1983; and

H.R. 10729 amended, to authorize appropriations for the fiscal year 1979 for certain maritime programs of the Department of Commerce.

The Committee voted to recommit to the Panama Canal Subcommittee the report entitled "The Constitutional Role of the Congress in the Disposal of U.S. Property in the Canal Zone".

DRUG ABUSE PREVENTION

Select Committee on Narcotics Abuse and Control: Began hearings on drug abuse prevention with testimony from Lee Dogoloff, Associate Director, Domestic Policy Staff, The White House; and officials of Department of Health, Education, and Welfare.

Hearings continue tomorrow.

POPULATION AND DEVELOPMENT ASSISTANCE

Select Committee on Population: Began overview hearings on population and development assistance. Testimony was heard from Ambassador Melissa Wells, U.S. Representative to the ECOSOC, U.S. Mission to the United Nations; Robert Nooter, Deputy Administrator, AID; Dr. Carmen Miro, Chairperson, International Review Group on Population and Development, Mexico City, Mexico; Dr. Leon Tabah, Director, United Nations Population Division; and Mrs. Randy Engel, Director, U.S. Coalition for Life, Export, Pa.

Hearings continue tomorrow.

USPS RESEARCH

Committee on Post Office and Civil Service: Subcommittee on Postal Personnel and Modernization continued oversight hearings on USPS research and development program. Testimony was heard from Daniel DeSimone, Office of Technology Assessment; and public witnesses.

PUBLIC DISCLOSURE OF LOBBYING ACT

Committee on Rules: Granted an open rule providing 1 hour of general debate; waiving all points of order against the consideration of the bill for failure to comply with the provisions of clause 3, Rule XIII; making the committee amendment in order as an original bill for the purpose of amendment and providing one motion to recommit with or without instructions, on H.R. 8494, Public Disclosure of Lobbying Act of 1978. Testimony was heard from Representatives Kindness, Wiggins, and Danielson, who also submitted a statement for the record.

DOE AUTHORIZATION—RECOMBINANT DNA ACT

Committee on Science and Technology: Met and ordered reported favorably to the House the following bills:

H.R. 12163, Department of Energy authorization; and

H.R. 11192, Recombinant DNA Act (without subcommittee amendments).

NOAA ORGANIC ACT

Committee on Science and Technology: Subcommittee on Energy and Atmosphere held a hearing on H.R. 9708, NOAA Organic Act. Testimony was heard from Baltas Birkle, GAO; and Richard Frank, NOAA.

FUTURE OF SMALL BUSINESS

Committee on Small Business: Subcommittee on Antitrust, Consumers and Employment continued hearings on the future of small business in America. Testimony was heard from William Eastham, U.S. Chamber of Commerce; Don Debolt, Small Business Legislative Council; and Charles E. Mueller, Editor, Antitrust Law and Economics Review.

VA EDUCATION AND TRAINING PROGRAMS

Committee on Veterans' Administration: Subcommittee on Education and Training held a hearing on overpayments and oversight of education and training programs. Testimony was heard from representatives of General Accounting Office, and Veterans Administration.

TAX REFORM

Committee on Ways and Means: Continued markup of tax reform proposals, and will resume tomorrow.

Joint Committee Meeting

DISTRICT COURT JUDGES

Conferees continued to resolve the differences between the Senate and House-passed versions of H.R. 7843, to provide for the appointment of additional Federal circuit and district court judges, but did not complete action thereon and will meet again tomorrow.

Wednesday, April 19, 1978

Senate

Chamber Action

Routine Proceedings, pages 10643–10788

Bills Introduced: Seventeen bills and four resolutions were introduced, as follows: S. 2938–2954; S.J. Res. 127; and S. Res. 435–437. Pages 10712–10713, 10750–10751

Bills Reported: Reports were made as follows:

S. 2553, to authorize funds for fiscal year 1979 for certain maritime programs of the Department of Commerce, with amendments (S. Rept. 95–741).

S. 2552, to promote travel within the U.S. by the Secretary of Commerce through the U.S. Travel Service, with an amendment (S. Rept. 95–742).

S. 1829, to provide for the establishment of the Jean Lafitte National Historical Park, Louisiana, with amendments (S. Rept. 95–743).

S. 2939, to authorize funds for fiscal year 1979 for Government intelligence activities (S. Rept. 95–744).

H.R. 6715, to correct certain technical and clerical errors in the tax laws, with amendments (S. Rept. 95–745).

H.R. 9251, to extend the effective date of several provisions of the Tax Reform Act of 1976, with amendments (S. Rept. 95–746).

S. Res. 219, to establish a senior citizen internship program in the Senate, with an amendment (S. Rept. 95–747).

S. Res. 421, to print as a Senate document Governmental Affairs Committee print entitled "Voting Rights in Major Corporations" (S. Rept. 95–748).

S. Res. 437, to pay a gratuity to a survivor of a deceased Senate employee (without written report). Page 10712

Bill Passed:

Air Transportation Regulatory Reform: By 83 yeas to 9 nays, Senate passed S. 2493, proposed Air Transportation Regulatory Reform Act of 1978, after taking action on amendments proposed thereto, as follows: Page 10647

Adopted:

(1) Cannon unprinted amendment No. 1227, to eliminate certain antiquated provisions of existing law which pertain to corporate directors; Page 10658

(2) Stevens unprinted amendment No. 1228, to allow certain Alaskan air carriers to participate in automatic market entry program; Page 10661

(3) Cannon unprinted amendment No. 1232, to assure that a protected employee will not be placed in a worse financial position with respect to wages and fringe benefits; Page 10683

(4) Cannon unprinted amendment No. 1233, to allow continuation of the existing discount fare policy of the CAB; Page 10683

(5) Stevens unprinted amendment No. 1234, changing the short title to "Cannon Kennedy Pearson Air Transportation Reform Act of 1978"; Page 10684

(6) By 69 yeas to 23 nays, Kennedy unprinted amendmend No. 1235, to direct the CAB to authorize proposed air transportation unless it determines that such transportation is not consistent with the public convenience and necessity. Page 10684

Rejected:

(1) By 21 yeas to 72 nays, McGovern amendment No. 1789, to make the automatic market entry program experimental, with a termination date of June 30, 1985; Page 10661

(2) McGovern amendment No. 1784, to improve air transportation to small communities (tabled by 80 yeas to 12 nays); Page 10671

(3) By 43 yeas to 48 nays, Zorinsky unprinted amendment No. 1229 (as a substitute for Section 22, Employee Protection Plan), to remove the contraction requirement of 15 percent and to require that protected employees be employed by an airline for only one year; Page 10674

(4) By 37 yeas to 54 nays, Danforth unprinted amendment No. 1230 (in the nature of a substitute for Zorinsky unprinted amendment No. 1229); Page 10680

(5) By 7 yeas to 85 nays, Hatch unprinted amendment No. 1231 (as a substitute for Zorinsky unprinted amendment No. 1229), stating that it is the policy of the U.S. not to approve employee protection plans; and Page 10682

(6) By 20 yeas to 72 nays, Heinz unprinted amendment No. 1236, to eliminate the exception to the Federal preemption provision. Page 10688

Pages 10647–10711

Humphrey and Dirksen Institutes: Senate agreed to the House amendment to S. 2452, authorizing $5 million

to develop the Hubert H. Humphrey Institute of Public Affairs at the University of Minnesota, and $2.5 million for the Everett Dirksen Center in Pekin, Illinois, thereby clearing the measure for the President. Page 10674

Vice Presidential Appointments: Vice President appointed Senators Baker and Pearson as Congressional Advisers to the SALT Delegation in Geneva during 1978. Page 10787

Unanimous Consent Agreement: By unanimous consent it was agreed that when Senate proceeds to consider S. Res. 319, to amend the Senate rules so as to establish standards for accepting certain travel expenses, and to require separate reporting of such travel expenses, debate thereon be limited to two hours; with two additional hours allotted to Senator Clark and one and one-half hours allotted to Harry F. Byrd, Jr.; one hour on amendments in the first degree; and 30 minutes on amendments in the second degree. Page 10787

Executive Report: Report was filed on the nomination of Benjamin R. Civiletti, of Maryland, to be Deputy Attorney General (Exec. Rept. 95–17). Page 10712

Confirmation: Senate confirmed the nomination of Leslie L. Kanuk, of New Jersey, to be a Federal Maritime Commissioner. Page 10788

Bills Referred: H.R. 10822, authorizing funds for the Sea Grant Program, was jointly referred to Committees on Commerce, Science, and Transportation and Human Resources; and sundry other House-passed bills were referred to appropriate Senate committees.

Pages 10711–10712

Change of Reference: Committee on Finance was discharged from further consideration of S. Con. Res. 79, disapproving Treasury Department regulations requiring centralized registration of firearms, and the resolution was then referred to Committee on the Judiciary.

Page 10712

Message From the House: Page 10711
Statements on Introduced Bills: Pages 10713–10750
Additional Statements: Pages 10751–10782

Record Votes: Eight record votes were taken today.

Pages 10670, 10673, 10681, 10682, 10683, 10687, 10689, 10698

Recess: Senate met at 11:30 a.m. and recessed at 7:22 p.m. Page 10788

Committee Meetings

COMMITTEE BUSINESS

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the following bills:

S. 2391, extending through fiscal year 1984 the life of the Commodity Futures Trading Commission, with amendments;

S. 2905, increasing the target price for wheat crops through 1981, amended to limit the increase to 1978 at $3.40 per bushel; and

S. 2912, increasing the target prices for producers of wheat, feed grains and upland cotton, amended to allow the Secretary of Agriculture to set cotton loan levels.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the Department of the Interior and related activities, receiving testimony from Senators Domenici, Hatfield of Montana, and Sasser; Representative Gore, and numerous public witnesses.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—JUSTICE

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the Department of Justice, receiving testimony from Attorney General Griffin B. Bell, Kevin Rooney, Assistant Attorney General for Administration, Benjamin R. Civiletti, Deputy Attorney General, Michael J. Egan, Associate Attorney General, and William H. Webster, Director, Federal Bureau of Investigation, all of the Department of Justice.

Hearings continue tomorrow.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of Transportation, receiving testimony from Langhorne M. Bond, Administrator, Federal Aviation Administration, DOT.

Hearings continue on Wednesday, April 26.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on General Procurement in closed session began mark up of general procurement provisions of S. 2571, military procurement authorizations for fiscal year 1979, but did not complete action thereon and will meet again tomorrow.

MILITARY CONSTRUCTION

Committee on Armed Services: Subcommittee on Military Construction and Stockpiles resumed hearings on S. 2636, fiscal year 1979 authorizations for military construction, receiving testimony from Perry J. Fliakas, Deputy Assistant Secretary of Defense for Installations and Housing; and George Marienthal, Deputy Assistant Secretary of Defense for Energy, Environment, and Safety.

Hearings were adjourned subject to call.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Research and Development resumed hearings in open and closed session on S. 2571, military procurement authorizations for fiscal year 1979, receiving testimony on funds for research, development, and procurement of flight simulators and related devices from Dr. Ruth M. Davis, Deputy Under Secretary of Defense for Research and Engineering (Research and Advanced Technology); Major General William B. Maxson, Deputy Director, Air Force Staff for Development and Acquisition; Lt. Colonel Ralph H. Lauder, System Coordinator, Deputy Chief of Army Staff (Research, Development, and Acquisition); and Commander Giles R. Norrington, Aviation Training Program Coordinator for Planning and Programs, Office of Chief of Naval Operations.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee held hearings on the nominations of Hugh F. Owens, of the District of Columbia, Ralph D. DeNunzio, of Connecticut, Brenton H. Rupple, of Wisconsin, and Michael A. Taylor, of New York, each to be a Director of the Securities Investor Protection Corporation, where the nominees testified and answered questions on their own behalf.

Hearings were recessed subject to call.

AQUACULTURE DEVELOPMENT

Committee on Commerce, Science, and Transportation: Committee concluded hearings on H.R. 9370, S. 2762, and 2582, to provide for the development of aquaculture in the U.S., receiving testimony from Porter Briggs, Catfish Farmers of America, Little Rock; Richard H. Loring, Shellfish Institute of North America, Baltimore; Leslie Cheek, in behalf of the American Insurance Association, Washington, D.C.; Dr. Wayne Shell, Auburn University, Alabama; Frank Haw, Washington State Department of Fisheries, Olympia; and John Lindberg, United Carbide Company, Bremerton, Washington.

INTERNATIONAL INVESTMENT

Committee on Commerce, Science, and Transportation: Committee began hearings on S. 2928, authorizing funds for fiscal years 1978 and 1979 for programs under the International Investment Survey Act for the collection and dissemination of information on foreign investment in the U.S. and American investment overseas, receiving testimony from George Kruer, Chief, International Investment Division, Department of Commerce; Dr. Kenneth Farrell, Administrator, Economics, Statistics, and Cooperative Services, Department of Agriculture; John R. Karlik, Deputy Assistant Secretary of the Treasury for International Economic Analysis; Brigadier General William Stiles, Oppenheimer Industries, Inc., McLean, Virginia; Dr. Neil Harl, Iowa State University, Ames; Reuben Johnson, National Farmers Union, Washington, D.C.; and Robert Hitzhusen, American Farm Bureau Federation, Washington, D.C.

Hearings adjourned subject to call.

INTERSTATE HIGHWAY—MEMPHIS

Committee on Environment and Public Works: Subcommittee on Transportation held hearings on the status of proposed construction of a Federal Interstate Highway near Memphis, Tennessee, receiving testimony from Secretary of Transportation Brock Adams; Governor Raymond Blanton of Tennessee, Nashville; Mayor Wyeth Chandler, of Memphis; Charles Newman, Citizens to Preserve Overton Park, Memphis; Bill Futrell, Sierra Club, Athens, Georgia; L. Palmer Brown, Memphis Chamber of Commerce; and Ira Hechman, Tennesseeans for Better Transportation, Nashville.

Hearings were adjourned subject to call.

WATER RESOURCE PROGRAMS

Committee on Environment and Public Works: Subcommittee on Water Resources approved for full committee consideration with amendments S. 2701, authorizing funds for fiscal year 1979 for water resource planning programs, and S. 2704, to promote a more adequate and responsive national program of water research and development.

COMMITTEE BUSINESS

Committee on Finance: Committee ordered favorably reported the following bills:

H.R. 8149, to simplify and update U.S. Customs laws, with amendments; and

H.R. 5052, to suspend duty on certain photographic color couplers, with an amendment in the nature of a substitute inserting the text of S. 2895, to impose quotas on the importation of beef. (Original substance of H.R. 5052 became part of P.L. 95–206).

Also, committee held hearings on the nomination of Donald C. Lubick, of Maryland, to be an Assistant Secretary of the Treasury, where the nominee testified and answered questions on his own behalf.

STATE DEPARTMENT AUTHORIZATIONS

Committee on Foreign Relations: Subcommittee on International Operations began hearings on S. 2863, authorizing funds for fiscal year 1979 for the Department of State, receiving testimony from Warren Christopher, Deputy Secretary, Benjamin H. Read, Deputy Under Secretary for Management, and Charles W. Maynes, Assistant Secretary, Bureau of International Organization Affairs, all of the Department of State.

Subcommittee will meet again on Friday, April 21.

CIVIL SERVICE REFORM

Committee on Governmental Affairs: Committee resumed hearings on S. 2640, proposing reform of the

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Civil Service laws, receiving testimony from William A. Hammill, International Personnel Management Association, Washington, D.C.; Rod Murray, Bun B. Bray, Jr., and James L. Hatcher, all representing the National Association of Supervisors, Washington, D.C.; and Ralph Stavins, Institute for Policy Studies, Washington, D.C.

Hearings continue tomorrow.

DRUG PROGRAMS

Committee on Human Resources: Subcommittee on Alcoholism and Drug Abuse began hearings on S. 2916, authorizing funds for fiscal year 1979 for the Office of Drug Abuse and for drug treatment programs. Witnesses heard were Dr. Peter Bourne, Special Advisor to the President for Health, accompanied by Lee Dogoloff, Domestic Policy Staff; Dr. Gerald Klerman, Administrator, Alcohol, Drug Abuse and Mental Health Administration, accompanied by Dr. Robert Dupont, Director, National Institute on Drug Abuse, both of the Department of Health, Education, and Welfare; Susan Wolford, State of Maine Office of Alcohol and Drug Abuse Prevention, Augusta; Larry Monson, accompanied by Dr. Carl Akins, both representing the National Association of State Drug Abuse Program Coordinators, Washington, D.C.; and William Butynski, accompanied by Augustus H. Hewlett, both representing the Alcohol and Drug Problems Association of North America, Washington, D.C.

Hearings were recessed subject to call.

JUSTICE DEPARTMENT AUTHORIZATIONS

Committee on the Judiciary: Committee resumed hearings on proposed fiscal year 1979 authorizations for the Department of Justice, receiving testimony from Barbara A. Babcock, Assistant Attorney General, Civil Division, and M. Carr Ferguson, Assistant Attorney General, Tax Division, both of the Department of Justice.

Hearings continue on Tuesday, April 25.

OIL REFINING

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly held hearings on competition in the oil refining industry. Witnesses heard were Robert E. Yancey, Ashland Oil Incorporated, Ashland, Ky.; Charles J. DiBona, American Petroleum Institute, Washington, D.C.; Laurence R. Steenberg, Laketon Asphalt Refining, Inc., Evansville, Indiana; Evan Evans, United Refining Company, Warren, Pa.; Elmer E. Winkler, Rock Island Refining Corporation, Indianapolis, Ind.; Frank Wood, Jr., Pride Refinery, Abilene, Texas; and Jack C. Pester, Pester Corporation, Des Moines.

Hearings were recessed subject to call.

DRUG TRAFFICKING ON MEXICAN BORDER

Committee on the Judiciary: Subcommittee to Investigate Juvenile Delinquency resumed oversight hearings on efforts of the Drug Enforcement Administration to control drug trafficking on U.S. borders with Mexico, receiving testimony from William Anderson, General Government Division, General Accounting Office; Peter Bensinger, Administrator, Drug Enforcement Administration, and Charles Sava, Immigration and Naturalization Service, both of the Department of Justice; Robert E. Chasen, Commissioner, U.S. Customs Service, and Rex D. Davis, Director, Bureau of Alcohol, Tobacco, and Firearms, both of the Department of the Treasury; Richard Williams, Assistant Director, Domestic Policy Staff; Terry Grimble, Arizona Drug Control District, Tucson; Ron Pietrafeso, Narcotics Section, Colorado Organized Crime Strike Force, Denver; Floyd Hacker, Narcotics Division, Texas Department of Public Safety, Austin and Rex Armistead, Regional Organized Crime Information Center, New Orleans.

Hearings were recessed subject to call.

SUNSET LEGISLATION

Committee on Rules and Administration: Committee resumed hearings on S. 2 and 1244, to require periodic reauthorization of Government programs, receiving testimony from Senators Muskie, Roth, and Glenn; Representative Blanchard; Elmer B. Staats, Comptroller General, General Accounting Office; David Cohen, Common Cause, Washington, D.C.; Mark Green, Congress Watch, Washington, D.C.; Roscoe L. Egger, Chamber of Commerce of the U.S., Washington, D.C., and Richard H. Keatinge, American Bar Association, Washington, D.C.

Hearings were recessed subject to call.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Committee resumed hearings on S. 2525, to improve the intelligence systems of the U.S. by establishing a statutory basis for U.S. intelligence activities, receiving testimony from McGeorge Bundy, New York City.

Hearings continue on Tuesday, April 25.

House of Representatives

Chamber Action

Bills Introduced: 28 public bills, H.R. 12218–12245; 2 private bills, H.R. 12246 and 12247; and 6 resolutions, H.J. Res. 859–861, and H. Res. 1140–1142 were introduced. Pages 10836–10837

Bills Reported: Reports were filed as follows:

H. Res. 1140, providing for the consideration of H.R. 11504, to amend the Consolidated Farm and Rural Development Act, provide an economic emergency loan program to farmers and ranchers in the United States, and extend the Emergency Livestock Credit Act (H. Rept. 95–1068);

H. Res. 1049, to disapprove Reorganization Plan Numbered 1 transmitted by the President on February 23, 1978 (H. Rept. 95–1069);

H.R. 11983, to amend the Federal Election Campaign Act of 1971 to extend the authorization of appropriations contained in such Act, amended (H. Rept. 95–1070); and

H.R. 11713, to create a solar and renewable energy sources loan program within the Small Business Administration, amended (H. Rept. 95–1071). Page 10835

Joint Referral: H.R. 11245, to improve the intelligence system of the United States by the establishment of a statutory basis for the national intelligence activities of the United States, which has been referred to the Permanent Select Committee on Intelligence, was jointly referred to the Committee on the Judiciary. Page 10789

Subcommittees To Sit: Subcommittee on Public Buildings and Grounds of the Committee on Public Works and Transportation; Subcommittee on Crime of the Committee on the Judiciary; and Subcommittee on Cemeteries and Burial Benefits of the Committee on Veterans' Affairs, received permission to sit today during proceedings of the House under the 5-minute rule. Pages 10789, 10791

Lobbying: House concluded all general debate and began reading for amendment on H.R. 8494, to regulate lobbying and related activities; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, April 20.

Pending when the Committee of the Whole rose was the committee amendment in the nature of a substitute.

Agreed To:

An amendment that requires registered organizations to report written lobbying solicitations or solicitations made through advertisements paid for by the organization (agreed to by a recorded vote of 245 ayes to 161 noes, Roll No. 237);

An amendment that adds to the reporting of issues provision a requirement that organizations must name the employee or retainee and chief executive officer who lobbied on each issue (agreed to by a division vote of 33 ayes to 22 noes); and

An amendment that allows 30 days, rather than 15, for organizations to register after engaging in lobbying activities.

Rejected:

An amendment that sought to change the geographical exemption by excluding communications by an individual on behalf of an organization if the individual lived or worked in the State represented by a Senator or in the congressional district represented by a Member of the House, or in a county or standard metropolitan statistical area, all or part of which is within a Member's congressional district (rejected by a recorded vote of 195 ayes to 212 noes, Roll No. 236, after having been previously agreed to by a division vote of 20 ayes to 9 noes);

An amendment that sought to change the lobbying threshold for organizations which use their own employees to lobby by placing the threshold at one or more employees who together spent any part of 13 days or more, and that spent $2,500 or more, in a quarter on lobbying activities;

An amendment that sought to exempt organizations of State or local elected or appointed officials (rejected by a division vote of 28 ayes to 33 noes); and

An amendment that sought to require registered lobbying organizations to report the name and address of organizations or individuals who contributed $3,000 or more during that calendar year and the amount given, when the contribution was spent in whole or in part for lobbying and when the registered organization spent at least one percent of its budget on lobbying activities (rejected by a division vote of 26 ayes to 41 noes).

H. Res. 1139, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 379 yeas to 15 nays, Roll No. 235. Pages 10791–10829

Legislative Program: Majority leader announced the legislative program for the balance of the week. Page 10827

Adjournment: Adjourned at 6:40 p.m.

Committee Meetings

RURAL DEVELOPMENT

Committee on Agriculture: Subcommittee on Family Farms, Rural Development and Special Studies held hearings on H.R. 9983, Rural Community Development Act; and H.R. 10885, Rural Development Policy Act. Testimony was heard from Department witnesses.

COMMODITY FUTURES TRADING COMMISSION AUTHORIZATION

Committee on Agriculture: Subcommittee on Conservation and Credit began but did not complete markup of H.R. 10285, Commodity Futures Trading Commission reauthorization, and will resume on Monday, April 24.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held hearings on replacement of equipment to be left in Korea; tanks for Israel; and AWACS for NATO.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia held a hearing on public schools.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued hearings with public witnesses.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW continued hearings with public witnesses.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Reserve Components military construction program.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development completed markup of the R.D.T. & E. portion of H.R. 10929, DOD authorization.

DOE AUTHORIZATION

Committee on Armed Services: Subcommittee on Intelligence and Military Application of Nuclear Energy held a hearing on H.R. 11686, to authorize appropriations for the Department of Energy for national security programs for fiscal year 1979. Testimony was heard from Maj. Gen. M. E. Key, USA, Deputy Assistant to the Secretary of Defense for Atomic Energy Matters; and Maj. Gen. Joseph Bratton, USA, Department of Energy.

Following the hearing, the Subcommittee approved for full committee action H.R. 11686 (title above).

KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr. continued hearings in executive session.

TREASURY-FEDERAL RESERVE DRAW AUTHORITY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy met and approved for full committee action H. J. Res. 816, Extension of Treasury-Federal Reserve draw authority.

EXCHANGE STABILIZATION FUND

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Trade, Investment and Monetary Policy held a hearing on and approved for full committee action H.R. 9065 amended, to provide that the Exchange Stabilization Fund shall not be available for the payment of administrative expenses. Testimony was heard from Under Secretary of the Treasury Anthony Solomon.

CETA AMENDMENTS

Committee on Education and Labor: Subcommittee on Employment Opportunities continued markup of H.R. 11086, Comprehensive Employment and Training Act Amendments of 1978, and will resume tomorrow.

RADIATION PROTECTION

Committee on Government Operations: Subcommittee on Environment, Energy and Natural Resources continued hearings on radiation protection. Testimony was heard from representatives of American Nuclear Energy Council; Bureau of Radiological Health, FDA; Nuclear Regulatory Commission; National Institute of Occupational Safety and Health; and Colorado and Pennsylvania State officials.

INTERIOR MISCELLANY

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House the following bills:

H.R. 10785, amended, to authorize appropriations to the Nuclear Regulatory Commission;

H.R. 10160, to provide for the conveyance of title and ownership to 2.58 acres within the Bridger-Teton National Forest, Wyoming, to Ben Boschetto, Jr.;

H.R. 4691 amended, relating to the disposition of certain recreational demonstration project lands by the State of Oklahoma; and

H.R. 10787 amended, to authorize appropriations for activities and programs carried out by the Secretary of the Interior through the Bureau of Land Management.

The committee referred back to the Subcommittee for additional hearings H.R. 7816, Public Energy Competition Act.

FOREIGN ECONOMIC ASSISTANCE— COMMISSION ON MIA'S IN SOUTHEAST ASIA

Committee on International Relations: Met and ordered reported favorably to the House H. Con. Res. 331, to express the sense of Congress that a United Nations special investigatory commission should be established to secure a full accounting of Americans listed as missing in Southeast Asia; and

H.R. 12222, authorizing fiscal year 1979 Foreign Economic Assistance.

ASSISTANCE TO GREECE AND TURKEY

Committee on International Relations: Continued hearings on Executive Branch proposals for fiscal year 1979 assistance to Greece and Turkey. Testimony was heard from Senators Eagleton and Sarbanes; Representative Brademas; General Lyman Lemnitzer, USA, Ret.; and Dr. Z. Michael Szaz, Vice President, American Foreign Policy Institute.

U.S. FOREIGN POLICY

Committee on International Relations: Subcommittee on International Operations held a hearing on H.R. 11548, to establish a national policy for the applications of science and technology to U.S. foreign policy. Testimony was heard from Chairman Zablocki, and public witnesses.

NURSE TRAINING, DRUG ABUSE AND DISABILITIES AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment met and approved for full committee action clean bills in lieu of the following legislation:

H.R. 11434, Nurse Training Amendments of 1978;

H.R. 11660, Drug Abuse Office and Treatment Amendments of 1978; and

H.R. 11764, Developmental Disabilities Act Amendments of 1978.

CELLULOSE HOME INSULATION STANDARD

Committee on Interstate and Foreign Commerce: Subcommittees on Oversight and Investigations and on Consumer Protection and Finance held a joint hearing on enforcement of a Federal standard for cellulose home insulation. Testimony was heard from John Byington, Chairman, and Commissioners of Consumer Product Safety Commission; and public witnesses.

PUBLIC BROADCASTING FINANCING ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on H.R. 11100, Public Broadcasting Financing Act of 1978. Testimony was heard from officials of Corporation for Public Broadcasting; an independent producers panel; and public interest groups.

Hearings continue tomorrow.

INTERNATIONAL MARITIME SATELLITE ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications met and approved for full committee action H.R. 11209, International Maritime Satellite Act.

CONRAIL AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce met and approved for full committee action H.R. 12161, authorizing additional appropriations for the Consolidated Rail Corporation (ConRail).

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on H.R. 6869 and 2311, revision of the Criminal Code. Testimony was heard from Representative Drinan; former Member of Congress David Dennis; and public witnesses.

Hearings continue tomorrow.

CIGARETTE BOOTLEGGING

Committee on the Judiciary: Subcommittee on Crime held a hearing on H.R. 8853, 10066, and 10807, cigarette racketeering. Testimony was heard from Representatives Holtzman, Jones of Okla., Pattison of N.Y.; Drinan, and Frey. A statement for the record was submitted by Chairman Rodino.

ALASKA LANDS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries, Wildlife Conservation and the Environment met for markup of H.R. 39, Alaska National Interest Lands Conservation Act, and will resume tomorrow.

STATE-OWNED CARRIER RATES

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 9998, to provide for the regulation of rates or charges by certain State-owned carriers in the foreign commerce of the United States. Testimony was heard from representatives of Departments of Justice, Transportation, and Treasury.

DRUG ABUSE PREVENTION

Select Committee on Narcotics Abuse and Control: Continued hearings on drug abuse prevention. Testimony was heard from Lee Dogoloff, Domestic Policy Staff, The White House; a panel of New York City officials; and a panel representing Drug Enforcement Administration; Food and Drug Administration; National Institute on Drug Abuse; and Veterans' Administration.

Hearings continue tomorrow.

POPULATION AND DEVELOPMENT ASSISTANCE

Select Committee on Population: Continued hearings on overview of population and development assistance. Testimony was heard from Ambassador Donald Mills, Permanent Representative of Jamaica to the United Nations; Assistant Secretary of State Patsy Mink; Dr. Lee Talbot, Council on Environmental Quality; and public witnesses.

Hearings continue tomorrow.

FEDERAL EMPLOYEES' HEALTH BENEFITS

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held a hearing on Federal Employees' Health Benefits Program, with testimony from public witnesses.

PUBLIC WORKS MISCELLANY

Committee on Public Works and Transportation: Subcommittee on Water Resources held hearings on and approved for full committee action the following measures:

H.R. 12140, to amend the Federal Water Pollution Control Act to provide additional authorizations for certain operating programs under the Act;

H.R. 12139, authorizing additional appropriations for prosecution of projects in certain comprehensive river basin plans for flood control and navigation;

H.R. 212, to provide that the park referred to as the East Lake Park located within the West Point Lake project on the Chattahoochee River, Ga., shall hereafter be known and designated as the "R. Shaefer Beard Park";

H.R. 10838, to name the lake located behind Lower Monumental Lock and Dam, Washington, Lake Herbert G. West, Sr.;

H.R. 7041, to rename two lakes which have been completed as part of the Papillion Creek basin project as the Glenn Cunningham Lake and the Standing Bear Lake;

H.R. 11241, to change the name of the harbor at Ventura Marina, California, to Ventura Harbor;

H.R. 12112, to designate Gathright Lake on the Jackson River, Virginia, as Lake Moomaw, and

Approved 19 pending survey resolutions.

Witnesses heard were Matthew Pilzys, Environmental Protection Agency; and Major General Charles I. McGinnis, Office of Corps of Engineers.

HAZARDOUS MATERIALS TRANSPORTATION ACT AUTHORIZATIONS

Committee on Public Works and Transportation: Subcommittee on Aviation and on Surface Transportation held joint hearings on H.R. 11871 and 11872, Hazardous Materials Transportation Act authorizations for fiscal years 1979 and 1980. Testimony was heard from James King, Chairman, National Transportation Safety Board; and L. D. Santman, Acting Director, Materials Transportation, DOT.

Hearings continue tomorrow.

JOHN F. KENNEDY CENTER

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds held a hearing on and approved for full committee action H.R. 12098 amended, authorization for the Non-Performing Arts functions of the John F. Kennedy Center. Testimony was heard from Jack Fish, Director, National Capital Parks, Department of Interior; and Roger Stevens, Chairman, Board of Trustees, John F. Kennedy Center.

AGRICULTURAL CREDIT ACT

Committee on Rules: Granted an open rule providing one hour of general debate; and making it in order to consider clause 7, Rule XVI to the contrary notwithstanding, the amendment printed in the Congressional Record of April 19, 1978, by Representative Jones of Tennessee, on H.R. 11504, Agricultural Credit Act of 1978. Testimony was heard from Chairman Foley and Representatives Jones of Tennessee and Wampler. A statement for the record was submitted by Chairman Foley.

NASA AUTHORIZATION

Committee on Rules: Granted an open rule providing one hour of general debate on H.R. 11401, authorizing appropriations to the National Aeronautics and Space Administration. Testimony was heard from Chairman Teague and Representatives Fuqua, Milford and Wydler. A statement for the record was submitted by Chairman Teague.

CLEAN AIR

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy Research, Development and Demonstration held a hearing on clean air, hearing testimony from public witnesses.

MEAT MARKETING

Committee on Small Business: Subcommittee on General Small Business Problems held a hearing on meat marketing. Testimony was heard from representatives of Giant and Grand Union grocery chains; truckers, and other individuals familiar with unloading problems.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session on committee business.

VETERANS' MISCELLANY

Committee on Veterans' Affairs: Subcommittee on Cemeteries and Burial Benefits met and approved for full committee action the following bills:

H.R. 7263, to require the Administrator of Veterans' Affairs to pay a $150 allowance to any State or any agency or political subdivision of a State in reimbursement for expenses incurred in the burial of each veteran in any cemetery owned by such State or agency or political subdivision of a State, if the cemetery or section thereof is used solely for the interment of veterans;

H.R. 3863, to authorize furnishing of memorial markers for graves in private cemeteries wherein the remains of an honorably discharged serviceman are not recoverable;

H.R. 11843, to pay tribute to those members of the United States Armed Forces who served honorably in Southeast Asia during the Vietnam conflict; and

H.R. 11844, to increase the maximum amount which the Administrator of Veterans' Affairs may pay for the funeral expenses of a veteran from $250 to $350.

TAX REFORM

Committee on Ways and Means: Continued markup of tax reform proposals, and will resume tomorrow.

Thursday, April 20, 1978

Senate

Chamber Action

Routine Proceedings, pages 10883–10982

Bills Introduced: Seventeen bills and two resolutions were introduced, as follows: S. 2955–2971; S.J. Res. 128; and S. Res. 438. Pages 10912–10913, 10948–10949

Bills Reported: Reports were made as follows:

Special Report of Committee on Governmental Affairs on Prepaid Health Plans and Health Maintenance Organizations (S. Rept. 95–749).

S. Res. 404, disapproving Reorganization Plan No. 1 of 1978, making Equal Employment Opportunity Commission the principal Federal agency in fair employment enforcement, reported unfavorably (S. Rept. 95–750).

Annual Report of the Judiciary Subcommittee on Separation of Powers (S. Rept. 95–751). Page 10912

Bills Passed:

Free Enterprise Day: Senate passed and sent to the House, S.J. Res. 128, requesting the President to proclaim July 1, 1978, as Free Enterprise Day. Pages 10884–10886

Electronic Surveillance: By 95 yeas to 1 nay, Senate passed S. 1566, to establish procedures for electronic surveillance to obtain intelligence information, after agreeing to committee amendments en bloc, and to seven additional amendments proposed thereto, as follows: Page 10886

(1) Bayh unprinted amendment No. 1237, to provide that information obtained from emergency surveillance without a court order may be used if the court issues an order approving such surveillance; Page 10899

(2) Bayh U.P. amendment No. 1238, to clarify provisions dealing with authority and responsibility of Congressional committees to obtain information relating to electronic surveillance; Page 10899

(3) Bayh (for Abourezk) U.P. amendment No. 1239, to delete language relating to the time at which a judge may access compliance with the minimization procedures required; Page 10900

(4) Kennedy U.P. amendment No. 1240, to modify provisions setting standards for surveillance of persons engaged in sabotage or terrorism for or on behalf of a foreign power; Page 10900

(5) Kennedy U.P. amendment No. 1241, to clarify the requirement for identifying the target of electronic surveillance in applications for orders or orders for surveillance; Page 10901

(6) Kennedy U.P. amendment No. 1242, to permit persons whose activities have been illegally subjected to electronic surveillance to move to suppress the contents of any communication acquired by such surveillance; and Page 10901

(7) Kennedy U.P. amendment No. 1243, eliminating proposed statutory amendments proposed by the Senate Intelligence Committee be expedited for consideration in each House. Page 10902

Pages 10886–10911

Vice Presidential Appointment: Vice President appointed Senator Mathias as a Congressional Adviser to the SALT Delegation in Geneva during 1978. Page 10981

Senate Authorizations: During the forthcoming recess of the Senate until 11:30 a.m. on Monday, April 24, the Secretary of the Senate is authorized to receive and refer messages from the President and House of Representatives, and the Vice President, President pro tempore, and Acting President pro tempore are authorized to sign duly-enrolled bills and joint resolutions.

All committees are authorized to sit during sessions of the Senate next week provided the matters to be considered are subject to the May 15 deadline under the Budget Reform Act. Page 10981

Also, time was extended until April 28 for Special Committee on Aging to file its annual report. Page 10981

Confirmation: Senate confirmed the nomination of William E. Albers, of the District of Columbia, to be Alternate Federal Cochairman of the Appalachian Regional Commission. Page 10982

Nominations: Senate received the following nominations:

Nancy Ostrander, of Indiana, to be Ambassador to the Republic of Surinam; and

John K. Mansfield, of Connecticut, to be Inspector General of the Department of Energy. Page 10982

Amendments Submitted for Printing: Pages 10949–10950

Executive Communications: Page 10911

Statements on Introduced Bills: Pages 10913–10948

Additional Statements: Page 10950–10975

Record Vote: One record vote was taken today. Page 10906

Recess: Senate met at 11 a.m. and recessed at 3:08 p.m. Page 10982

Committee Meetings

AQUACULTURE

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation resumed oversight hearings to examine the development of aquaculture by the U.S., receiving testimony from Lynn A. Greenwalt, Director, Fish and Wildlife Service, Department of the Interior; Kenneth Mackenthun, Office of Water Planning and Standards,

Environmental Protection Agency; Dr. Arnett C. Mace, Jr., University of Florida, Gainesville; Paul Mulvihill, Aqua Research and Environmental Association, Homestead, Florida; Porter Briggs, representing Catfish Farmers of America and Trout Farmers of America; Dr. Wayne Shell, Auburn University, Alabama; John Datt, American Farm Bureau Federation, Washington, D.C.; Dr. Kent S. Price, Jr., University of Delaware, Newark; and Everett Tolley, Shellfish Institute, Baltimore.

Hearings were recessed subject to call.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the Department of Agriculture, receiving testimony from Senators Melcher, Stone, Bentsen, Morgan, Danforth, Domenici, Hodges, Hansen, Wallop, Thurmond, Hatch, Tower, Inouye, and Dole.

Subcommittee will meet again on Tuesday, April 25.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the Department of Interior and related activities, receiving testimony from public witnesses.

Subcommittee will meet again on Tuesday, April 25.

JUSTICE DEPARTMENT AUTHORIZATIONS

Committee on Appropriations: Subcommittee resumed hearings on proposed fiscal year 1979 authorizations for the Department of Justice, receiving testimony from Norman Carlson, Director, Bureau of Prisons; Peter Bensinger, Administrator, Drug Enforcement Administration; Kevin Rooney, Assistant Attorney General; Cecil McCall, Chairman, Parole Commission; John H. Shenefield, Assistant Attorney General, Antitrust Division; William P. Tyson, Acting Director, Office of U.S. Attorneys; William E. Hall, Director, U.S. Marshals Service; Barbara A. Babcock, Assistant Attorney General, Civil Division; M. Carr Ferguson, Assistant Attorney General, Tax Division; and James W. Moorman, Assistant Attorney General, Land and Natural Resources Division, all of the Department of Justice.

Hearings continue tomorrow.

APPROPRIATIONS—NASA

Committee on Appropriations: Subcommittee on HUD-Independent Agencies resumed hearings on proposed budget estimates for fiscal year 1979 for the National Aeronautics and Space Administration, receiving testimony from its Administrator, Dr. Robert A. Frosch.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for public works projects, receiving testimony on funds for the Bureau of Reclamation from its Commissioner, R. Keith Higginson.

Subcommittee will meet again on Tuesday, April 25.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Tactical Aircraft, in closed session, approved for full committee consideration those provisions of S. 2571, military procurement authorizations for fiscal year 1979, which fall within its jurisdiction.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Research and Development continued closed hearings on S. 2571, military procurement authorizations for fiscal year 1979, receiving testimony from William J. Perry, Undersecretary of Defense for Research, and Engineering; General Alton D. Slay, Commander, Air Force Systems Command; and Ralph Caudle, Division of Military Applications, Department of Energy.

Subcommittee recessed subject to call.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nomination of Anita Miller, of New Jersey, to be a member of the Federal Home Loan Bank Board, after the nominee, who was introduced by Senator Williams and Representative Maguire, testified and answered questions on her own behalf.

FINANCIAL PRIVACY

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Institutions resumed hearings on S. 2096, prescribing procedures and standards for governing disclosure of certain financial information to government agencies by financial institutions, and S. 2293, to modernize the banking laws with regard to the geographic placement of electronic fund transfer systems, receiving testimony from Edward J. McNeal, Maryland Retail Merchants Association, Inc., Baltimore; and Maurice Gregg, National Retail Merchants Association, Washington, D.C.

Hearings continue on Tuesday, May 16.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the nominations of Rear Admiral John B. Hayes, to be Commandant, Rear Admiral Robert H. Scarborough, to be the Vice Commandant, Rear Admiral Robert I. Price, to be Commander of the Atlantic area, and Rear Admiral James S. Gracey, to be the Commander of the Pacific area, all of the Coast Guard; and seven routine nominations in the Coast Guard.

Also, committee resumed consideration of S. 1381, setting standards for State no-fault benefit plans to compensate motor vehicle accident victims, but did not complete action thereon and will meet again on Tuesday, April 25, to consider this and other committee business.

DOE AUTHORIZATION

Committee on Energy and Natural Resources: Subcommittee on Energy Conservation and Regulation resumed hearings on S. 2692, authorizing funds for civilian programs of the Department of Energy for fiscal year 1979, receiving testimony from Joseph Giroir, Little Rock, Arkansas, on behalf of Mid-Continent Systems, Inc.; Richard C. Morse, American Petroleum Institute, Washington, D.C.; Clair S. Smith, P&O Falco, Inc., Shreveport, Louisiana; H. A. True, Jr., True Oil Company, Casper, Wyoming; D. Dale Shaffer, Western Crude Oil Inc., Denver; Walter Davis, Basin, Inc., Midland, Texas; and Douglas B. Mitchell, National Oil Jobbers Council, Washington, D.C.;

Hearings continue tomorrow.

ARMS CONTROL

Committee on Foreign Relations: Subcommittee on Arms Control, Oceans and International Environment approved for full committee consideration, with an amendment, S. 2703, authorizing funds for fiscal year 1979 for the Arms Control and Disarmament Agency.

Prior to this action, subcommittee received testimony on this bill from Spurgeon M. Keeny, Jr., Deputy Director, Arms Control and Disarmament Agency.

CIVIL SERVICE REFORM

Committee on Governmental Affairs: Committee resumed hearings on S. 2640, proposing reform of the Civil Service laws, and S. 2707 and 2830, to provide increased protection for Federal employees who expose Government wrongdoing, receiving testimony from Senator Leahy; Florence Isbell, American Civil Liberties Union, Washington, D.C.; Ernest Fitzgerald, Robert Sullivan, and Anthony Morris, all of Washington, D.C.

Hearings were recessed subject to call.

ALCOHOL AND DRUG PROGRAMS

Committee on Human Resources: Subcommittee on Alcoholism and Drug Abuse held hearings on S. 2915, authorizing funds through fiscal year 1981 for programs administered under the Alcohol and Drug Abuse Education Act. Witnesses heard were Dr. Thomas K. Minter, Deputy Commissioner, Office of Education, accompanied by Dr. Helen H. Nowlis, Director, Alcohol and Drug Abuse Education Programs, both of the Department of Health, Education and Welfare; and Carl Mowatt, Director of Maine Alcohol and Drug Education, Augusta.

Hearings were recessed subject to call.

FBI CHARTER

Committee on the Judiciary: Committee began oversight hearings on the application and enforcement of the FBI Charter, receiving testimony from Attorney General Griffin B. Bell, and William H. Webster, Director, Federal Bureau of Investigation, both of the Department of Justice.

Hearings continue on Tuesday, April 25.

CITIZENS ACCESS TO COURTS

Committee on the Judiciary: Subcommittee on Citizens and Shareholders Rights and Remedies began hearings on S. 2390, to reduce financial barriers to citizens' access to the courts for violations of their rights, receiving testimony from Professor Arthur R. Miller, Harvard Law School, Cambridge; Andrew Feinstein, Congress Watch, Washington, D.C.; Professor Adolph Homburger, Pace University, White Plains, New York; Paul M. Bernstein, New York City; Sharon Nelson, Consumers Union, Washington, D.C.; Roger L. Goldman, New York City; and Richard Alpert, National Consumer Law Center, Boston.

Hearings were recessed subject to call.

LABELING OF EXPLOSIVES

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures resumed hearings on S. 2013, to require the additional labeling of explosive materials for the purpose of identification and detection, receiving testimony from Alan I. Roberts, Director, Office of Hazardous Materials Operations; Richard Lally, Director, Civil Aviation Security Service; Gerald Karp, Acting Chief, Research and Development Service; and Charles W. Schultz, Chemical Engineer, all of the Federal Aviation Administration, Department of Transportation.

Hearings continue tomorrow.

UNOFFICIAL OFFICE ACCOUNTS

Select Committee on Ethics: Committee held hearings on Rule XLVI(46) Unofficial Office Accounts, receiving testimony from Senators Stevens and Clark; James Schoener, Republican National Senatorial Committee; and Fred Wertheimer, Common Cause, Washington, D.C.

Committee will hold a business meeting on Thursday, April 27.

House of Representatives

Chamber Action

Bills Introduced: 36 public bills, H.R. 12248–12283; 1 private bill, H.R. 12284; and 14 resolutions, H.J. Res.

862–865, H. Con. Res. 565–570, and H. Res. 1143–1146 were introduced. Page 11020

Bills Reported: Reports were filed as follows:

H. Res. 1143, providing for the consideration of H.R. 11401, to authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management (H. Rept. 95–1072);

H. Res. 1144, providing for the consideration of H.R. 11832, to authorize appropriations for fiscal year 1979 under the Arms Control and Disarmament Act (H. Rept. 95–1073);

H. Res. 1074, providing for the consideration of H.R. 11877, to authorize supplemental appropriations for fiscal year 1978, and to authorize appropriations for fiscal year 1979, for the Peace Corps, and to make certain changes in the Peace Corps Act (H. Rept. 95–1074);

H.R. 12240, to authorize appropriations for fiscal year 1979 for intelligence and intelligence-related activities of the United States Government, the Intelligence Community Staff, and the Central Intelligence Agency Retirement and Disability System (H. Rept. 95–1075);

H.R. 11823, to amend section 1331(c) of title 10, United States Code, to allow certain otherwise ineligible reservists to become eligible for retired pay (H. Rept. 95–1076);

H.R. 11797, to amend title 10, United States Code, to grant survivors of Reserves who retire for nonregular service and die before becoming entitled to retired pay eligibility for certain survivor benefits (H. Rept. 95–1077); and

H.R. 12163, Department of Energy Authorization Act of 1979 (H. Rept. 95–1078). Page 11020

Journal: By a voice vote, the House approved the Journal of Wednesday, April 19. Page 10982

Quorum: By a voice vote, agreed to dispense with further proceedings under a previous call of the House. Pages 10982–10983

Late Reports: Committee on Science and Technology received permission to file a report by midnight Friday, April 21, on H.R. 11192, Recombinant DNA Act; and

Committee on Merchant Marine and Fisheries received permission to file a report by midnight Friday, April 21, on H.R. 11657, to authorize appropriations to carry out the Central, Western, and South Pacific Fisheries Act until the close of fiscal year 1983. Pages 10983, 10984

Committees To Sit: Committee on Armed Services; Subcommittee on Indian Affairs and Public Lands of the Committee on Interior and Insular Affairs; and the subcommittees of the Committee on Merchant Marine and Fisheries, received permission to sit today during proceedings of the House under the 5-minute rule. Page 10985

Lobbying: House continued consideration of H.R. 8494, to regulate lobbying and related activities; but came to no resolution thereon. Proceedings under the 5-minute rule will continue at a later date.

Pending when the Committee of the Whole rose was the committee amendment in the nature of a substitute.

By a yea-and-nay vote of 369 yeas to 15 nays, Roll No. 239, the House agreed to resolve itself into the Committee of the Whole. Subsequently, by a yea-and-nay vote of 362 yeas to 26 nays, Roll No. 240, agreed to table a motion to reconsider the previous vote.

Agreed To:

An amendment that requires registered lobbying organizations to report the name and address of organizations contributing $3,000 or more during the calendar year and the amount given, when the contribution was spent in whole or in part for lobbying and when the lobbying organization spends at least one percent of its budget on lobbying activities (agreed to by a recorded vote of 251 ayes to 135 noes, Roll No. 242, after having been previously rejected by a division vote of 27 ayes to 28 noes); and

An amendment that requires the Comptroller General to refer all apparent violations of this Act to the Attorney General.

Rejected:

An amendment that sought to provide that a group of individuals which meets the threshold level would not be considered a lobbying organization under the bill unless it has paid officers, directors, or employees; and

An amendment that sought to include departments or agencies of the executive branch of the Federal Government and the White House Office as organizations that could be covered by the bill (rejected by a recorded vote of 44 ayes to 350 noes, Roll No. 241).

Rejected a motion that all debate on the committee amendment in the nature of a substitute and all amendments thereto end at 5 p.m. (rejected by a recorded vote of 158 ayes to 215 noes, Roll No. 243). Pages 10990–11003

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of April 26. Page 11003

Receive and Sign: By unanimous consent, agreed that, notwithstanding the adjournment of the House until Monday, April 24, the Clerk be authorized to receive messages from the Senate and that the Speaker be authorized to sign any enrolled bills and joint resolutions duly passed by the two Houses. Page 11003

Late Reports: Committee on Science and Technology received permission to file a report by midnight Friday, April 21, on H.R. 12163, Department of Energy Authorization Act of 1979; and

Committee on Armed Services received permission to file reports by midnight tonight on H.R. 11797, Survivor Benefits for Reservists; and H.R. 11823, Pre-1945 Reservists. Page 11003

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 11020

Adjournment: Adjourned at 4:36 p.m.

Committee Meetings

FARMER-TO-CONSUMER DIRECT MARKETING

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition held a hearing on H.R. 12101, to amend the Farmer-to-Consumer Direct Marketing Act. Testimony was heard from Barbara Schlei, Administrator, Agricultural Marketing Service, USDA; and public witnesses.

MILK AND DAIRY PRODUCTS

Committee on Agriculture: Subcommittee on Dairy and Poultry held a hearing on current and prospective supply and demand for milk and dairy products, including government holdings of dairy products. Testimony was heard from Representative Nolan and public witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense continued hearings with testimony from public witnesses.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on District of Columbia held a hearing on Department of Human Resources; and D.C. General Hospital.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued hearings with testimony from public witnesses.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW continued hearings with testimony from public witnesses.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on family housing military construction program.

DOD AUTHORIZATION

Committee on Armed Services: Met for markup of H.R. 10929, Department of Defense authorization for fiscal year 1979, and will resume on Monday, April 24.

KENNEDY ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of President John F. Kennedy continued hearings in executive session.

TREASURY-FEDERAL RESERVE DRAW AUTHORITY

Committee on Banking, Finance and Urban Affairs: Met and ordered reported favorably to the House H.J. Res. 816, extension of Treasury-Federal Reserve draw authority.

The Committee began markup of H.R. 11974, to amend and extend the Export-Import Bank Act, and will resume on Wednesday, April 26.

CETA AMENDMENTS

Committee on Education and Labor: Subcommittee on Employment Opportunities continued markup of H.R. 11086, Comprehensive Employment and Training Act Amendments of 1978, and will resume on Monday, April 24.

JUSTICE DEPARTMENT INTERNAL INVESTIGATION POLICIES

Committee on Government Operations: Subcommittee on Government Information and Individual Rights continued hearings on Justice Department internal investigation policies. Testimony was heard from INS Deputy Commissioner Mario Noto.

CIA AND THE MEDIA

Select Committee on Intelligence: Subcommittee on Oversight held a hearing on CIA and the Media, hearing testimony from Admiral Turner, Director, CIA.

INTERIOR MISCELLANY

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources met and approved for full committee action the following bills:

H.R. 11153 amended, to authorize the Secretary of the Interior to construct, restore, operate, and maintain new or modified features at existing Federal reclamation dams for safety of dams purposes;

H.R. 11655 amended, to amend the Water Resources Planning Act; and

H.R. 11972, to authorize appropriations to the Department of Energy in accordance with section 660 of the Department of Energy Organization Act.

OSAGE TRIBE OF OKLAHOMA

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held a hearing on H.R. 11894 and H.R. 4384, to amend certain laws relating to the Osage Tribe of Oklahoma. Testimony was heard from Department of Interior and public witnesses.

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations continued hearings on investigation of Korean-American Relations, Part 4.

Testimony was heard from Henry A. Kissinger, Assistant to the President for National Security Affairs; and Pak Bo Hi, Korean Cultural and Freedom Foundation.

AGRICULTURAL EXPORTS

Committee on International Relations: Subcommittee on International Economic Policy continued hearings on agricultural exports and U.S. foreign economic policy. Testimony was heard from Representative Mathis; and public witnesses.

FEDERAL HIGH RISK INFLUENZA IMMUNIZATION INITIATIVE

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment held a hearing on Federal high risk influenza immunization initiative. Testimony was heard from representatives of HEW; Center for Disease Control; and public witnesses.

INTERNATIONAL MARITIME SATELLITE ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on H.R. 11209, International Maritime Satellite Act. Testimony was heard from representatives of PBS; Office of Education; Florida Department of Education; National Public Radio, TV and Radio Stations and other public witnesses.

JUDICIARY MISCELLANY

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law met and approved for full committee action clean bills in lieu of the following bills:

H.R. 412, to exclude from admission into and to deport from the United States all aliens who persecuted others on the basis of religion, race, or national origin under the direction of the Nazi government of Germany;

H.R. 6488, to facilitate the admission into the United States of more than two adopted children, and to provide for the expeditious naturalization of adopted children; and

H.R. 9652, to amend sections 201(a) and 203 of the Immigration and Nationality Act, as amended.

REVISION OF CRIMINAL CODE

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on H.R. 6869 and 2311, revision of the Criminal Code. Testimony was heard from Judge David Bazelon, U.S. Court of Appeals, D.C. Circuit; Judge Marvin Frankel, U.S. District Court, S.D. New York; and Professor Melvin Lewis, John Marshall Law School.

PORT AND TANKER SAFETY

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation continued hearings on port safety and tanker safety legislation, with testimony from public witnesses.

INTERNATIONAL SHIPPING ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 11422, to authorize the formation and implementation of closed conferences and shippers' councils in the foreign oceanborne commerce of the United States. Testimony was heard from representatives of the Departments of Transportation, Treasury, Council of American Ship Operators and Sea-Land Services, Inc.

ALASKA LANDS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries, Wildlife Conservation and the Environment continued markup of H.R. 39, and will resume on Monday, April 24.

DRUG ABUSE PREVENTION

Select Committee on Narcotics: Continued hearings on drug abuse prevention with testimony from public witnesses.

POPULATION AND DEVELOPMENT ASSISTANCE

Select Committee on Population: Continued hearings on population and development assistance with testimony from Department of State and public witnesses.

Hearings continue Tuesday, April 25.

HAZARDOUS MATERIALS TRANSPORTATION AUTHORIZATION

Committee on Public Works and Transportation: Subcommittees on Aviation and Surface Transportation continued joint hearings on H.R. 11871 and 11872, Hazardous Materials Transportation Act authorizations for 1979 and 1980. Testimony was heard from James D. King, Chairman, National Transportation Safety Board.

PEACE CORPS ACT AMENDMENTS

Committee on Rules: Granted an open rule providing one hour of general debate and waiving points of order against the consideration of the bill for failure to comply with section 402(a) of the Congressional Budget Act of 1974 on H.R. 11877, Peace Corps Act Amendments of 1978. Testimony was heard from Representatives Pease and Winn, who also submitted a statement for the record.

ACDA AUTHORIZATION

Committee on Rules: Granted an open rule providing one hour of general debate on H.R. 11832, Authorizing appropriations under the Arms Control and Disarmament Act, Fiscal Year 1979. Testimony was heard from and statements for the record were submitted by Chairman Zablocki and Representative Winn.

MARINE PROTECTION, RESEARCH, AND SANCTUARIES ACT—ANTARCTIC CONSERVATION ACT

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere met and approved for full committee action the following bills:

H.R. 10661 as amended, to amend the Marine Protection, Research, and Sanctuaries Act of 1972 to authorize appropriations to carry out the provisions of such Act for fiscal years 1979 and 1980; and

H.R. 7749 as amended, to implement the Agreed Measures for the Conservation of Antarctic Fauna and Flora of the Antarctic Treaty.

VETERANS' MISCELLANY

Committee on Veterans' Affairs: Met and ordered reported favorably to the House the following bills:

H.R. 11886, Veterans' Disability Compensation and Survivor Benefits Act of 1978;

H.R. 11887, to increase the rates of dependency and indemnity compensation for parents;

H.R. 11888, to change the minimum disability rating a veteran must have in order to receive additional compensation for dependents from 50 per centum to 40 per centum;

H.R. 11889, to increase from $100 to $200 the monthly rate of special pension payable to each person who has been awarded the Medal of Honor;

H.R. 11890, to provide that the survivors of a veteran who was rated totally and permanently service-connected disabled for a period of at least ten years would be entitled to dependency and indemnity compensation as though the veteran had died from a service-connected disability;

H.R. 11891, to provide for a two-step aid and attendance compensation payment system for certain severely disabled veterans;

H.R. 12011, to provide for a continuation of the authority of the Administrator to furnish hospital care to certain veterans living in a State, territory, Commonwealth, or possession of the United States not contiguous to the forty-eight contiguous States;

H.R. 12028, to improve the housing programs of the Veterans' Administration;

H.R. 10398 as amended, to extend the period of eligibility for veterans readjustment appointments in the Federal Government for veterans of the Vietnam era;

Clean bills were ordered reported in lieu of the following:

H.R. 7263, to require the Administrator of Veterans' Affairs to pay a $150 allowance to any State or any agency or political subdivision of a State in reimbursement for expenses incurred in the burial of each veteran in any cemetery owned by such State or agency or political subdivision of a State, if the cemetery or section thereof is used solely for the interment of veterans;

H.R. 3863, to authorize furnishing of memorial markers for graves in private cemeteries wherein the remains of an honorably discharged serviceman are not recoverable;

H.R. 11843, to pay tribute to those members of the United States Armed Forces who served honorably in Southeast Asia during the Vietnam conflict; and

H.R. 11844, to increase the maximum amount which the Administrator of Veterans' Affairs may pay for the funeral expenses of a veteran from $250 to $350.

TAX REFORM

Committee on Ways and Means: Continued consideration of tax reform proposals, and will resume on Monday, April 24.

Monday, April 24, 1978

Senate

Chamber Action

Routine Proceedings, pages 11105–11244

Bills Introduced: Eight bills and two resolutions were introduced, as follows: S. 2972–2979; and S.J. Res. 129–130. Page 11171

Bills Reported: Reports were made as follows:

S. 2146, to improve Federal credit assistance programs for farmers, ranchers, and rural communities and businesses, with amendment (S. Rept. 95–752).

S. 1819, to establish alternatives to criminal prosecution for certain persons charged with offenses against the U.S., with amendment (S. Rept. 95–753).

S. 2789, to authorize $1.6 million for fiscal year 1979 for operations of Office of Rail Public Counsel, with an amendment (S. Rept. 95–754). Page 11171

Measures Passed:

Printing: Senate agreed to S. Res. 421, to print as a Senate document Governmental Affairs Committee print entitled "Voting Rights in Major Corporations". Page 11105

Gratuity: Senate agreed to S. Res. 437, to pay a gratuity to a survivor of a deceased Senate employee. Page 11106

National Climate Program: Senate passed with committee amendment and returned to the House H.R. 6669, to establish a national climate program. Pages 11232–11235

Maritime Programs: Senate passed with committee amendments and sent to the House S. 2553, to authorize funds for fiscal year 1979 for certain maritime programs of the Department of Commerce. Page 11235

Jean Lafitte Park: Senate passed with committee amendment and sent to the House S. 1829, to provide for the establishment of the Jean Lafitte National Historical Park, Louisiana. Pages 11235–11237

Ocean Pollution Research: Senate agreed to the House amendments to S. 1617, to establish a program of ocean pollution research and monitoring, thereby clearing the measure for the President. Pages 11230–11232

Congressional Budget: Senate began consideration of S. Con. Res. 80, setting forth recommended levels for Federal revenues, new budget authority, total budget outlays, the budget deficit, and the public debt for fiscal year 1979, rejecting, by 28 yeas to 48 nays, Harry F. Byrd, Jr. amendment No. 1795, to reduce the proposed HEW budget by the amount which that Department recently declared was misspent due to a combination of waste, mismanagement, and fraud. Page 11152

Senate reached unanimous consent agreement concerning reduction in total time for consideration of this resolution. Page 11161

When Senate resumes consideration of this measure tomorrow, Senator McGovern will be recognized to call up an amendment. Pages 11113–11170, 11237

Presidential Message: Senate received a message from the President transmitting the Fifth Report on operations of the U.S. Sinai Support Mission—referred to Committee on Foreign Relations (PM–168). Pages 11170–11171

Vice Presidential Appointments: Vice President appointed Senators Sparkman, Chairman, and Stafford, Vice Chairman, to the 65th Interparliamentary Conference, to be held in Bonn, Germany, September 5–13, 1978. Page 11229

Change of Legislative Day: Senate adjourned briefly today, thereby changing the legislative day. Page 11106

Bill Indefinitely Postponed: S. 1537, recodification of CAB rules, was indefinitely postponed. Page 11106

Subjects on the Table: Two measures were transferred in the Calendar to Subjects on the Table. Page 11106

Bill Placed on Calendar: H.J. Res. 554, Constitutional amendment calling for D.C. representation in the Congress, was read the second time and when objection was heard to its further consideration, was placed on the Senate Calendar. Page 11113

Message From the House: Page 11171

Amendments Submitted for Printing: Pages 11107–11108, 11186–11189

Statements on Introduced Bills: Pages 11171–11185

Additional Statements: Pages 11189–11229

Nominations: Senate received the following nominations:

Kenneth M. Curtis, of Maine, to be a Commissioner on the International Joint Commission, United States and Canada;

Adrian G. Duplantier, to be U.S. district judge for the eastern district of Louisiana;

George H. Lowe, to be U.S. attorney for the northern district of New York; and

Sundry nominations in the National Oceanic and Atmospheric Administration; Navy and Marine Corps. Pages 11237–11244

Record Vote: One record vote was taken today. Page 11161

Recess: Senate met at 11:30 a.m. and recessed at 5:30 p.m. Page 11237

Committee Meetings

INTERNATIONAL FOOD RESERVE

Committee on Agriculture, Nutrition, and Forestry: On Friday, April 21, Subcommittee on Foreign Agricultural Policy held hearings on S. 2641, 2278, and 2869, bills to create an international food reserve. Witnesses heard were Dale Hathaway, Assistant Secretary of Agriculture for International Affairs and Commodity Programs; Michael L. Hall, Great Plains Wheat Market Development Association, Washington, D.C.; Donald Woodward, National Association of Wheat Growers, Washington, D.C.; John B. Datt, American Farm Bureau Federation, Washington, D.C.; Reuben Johnson, National Farmers Union, Washington, D.C.; Larry Minear, Interreligious Task Force on U.S. Food Policy, Washington, D.C.; and Martin McLaughlin, Overseas Development Council, Washington, D.C.

Hearings were recessed subject to call.

APPROPRIATIONS—JUSTICE AND COMMERCE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of Commerce, receiving testimony from the following Commerce Department Officials: Cliff Parker, Budget Officer; Elsa A. Porter, Assistant Secretary, General Administration; Dr. Courtney Slater, Chief Economist, Bureau of the Census; Frank A. Weil, Assistant Secretary, Industry and Trade Administration; Henry Geller, Assistant Secretary (Designate), National Telecommunication and Information Administration; Fabian Chavez, Assistant Secretary, U.S. Travel Service; and Randolph Blackwell, Director, Office of Minority Business Enterprise.

On Friday, April 21, subcommittee received testimony on proposed budget estimates for fiscal year 1979 for the Department of Justice from Leonel J. Castillo, Commissioner, Immigration and Naturalization Service, and James Gregg, Acting Administrator, Law Enforcement Assistance Administration, both of the Department of Justice.

Hearings continue tomorrow.

APPROPRIATIONS—NASA-SELECTIVE SERVICE

Committee on Appropriations: On Friday, April 21, Subcommittee on HUD-Independent Agencies continued hearings on proposed budget estimates for fiscal year 1979 for independent agencies, receiving testimony from Dr. Robert A. Frosch, Administrator, National Aeronautics and Space Administration; and Robert E. Shuck, Acting Director of Selective Service.

Subcommittee will meet again on Wednesday, April 26.

DOE—NATIONAL SECURITY AUTHORIZATION

Committee on Armed Services: Subcommittee on Arms Control began closed hearings on S. 2693, authorizing funds for fiscal year 1979 for the Department of Energy for national security programs, receiving testimony from Dr. Donald M. Kerr, Acting Assistant Secretary of Energy for Defense Programs, and Dr. George W. Cunningham, Director, Office of Nuclear Energy Programs, DOE; Admiral H. G. Rickover, Deputy Commander for Nuclear Propulsion, Naval Sea Systems Command; Dr. Roger E. Batzel, Lawrence Livermore laboratory, Livermore, Calif.; Dr. Robert Thorn, Los Alamos Scientific laboratory, Los Alamos, New Mexico, and Dr. Morgan Sparks, Sandia laboratories, Albuquerque, N.M.

Hearings were recessed subject to call.

STRATEGIC FORCES

Committee on Armed Services: On Friday, April 21, Subcommittee on Arms Control held closed hearings to receive testimony regarding strategic force vulnerabilities from Donald Rice, The Rand Corporation, Santa Monica, Calif.

Subcommittee recessed subject to call.

MILITARY PROCUREMENT—MANPOWER AND PERSONNEL

Committee on Armed Services: Subcommittee on Manpower and Personnel began, in closed session, to mark up its portion of S. 2571, authorizing funds for fiscal year 1979 for military procurement, but did not complete action thereon and will meet again tomorrow.

U.S. MONETARY POLICY

Committee on Banking, Housing, and Urban Affairs: Committee held oversight hearings on U.S. monetary policy, receiving testimony from Dr. Otto Eckstein, Data Resources Incorporated, Lexington, Mass.; Leonard Santow, J. Henry Schroder Bank and Trust Company, New York City; Professor Donald Hester, University of Wisconsin, Madison; Dr. Thomas D. Thomson, Detroit Bank and Trust Co., Michigan; and professor Joan G. Walters, Fairfield University, Fairfield, Conn.

Hearings continue tomorrow.

RAILROAD SAFETY

Committee on Commerce, Science, and Transportation: On Friday, April 21, Subcommittee on Surface Transportation concluded hearings on S. 2897 and 2898, bills authorizing funds through fiscal year 1980 for the Federal Railroad Safety Act, and to permit State agencies to apply to U.S. district courts to enforce railroad safety rules after receiving testimony from James King, Chairman, National Transportation Safety Board; John Sullivan, Administrator, Federal Railroad Administration, Department of Transportation; Robert L. Maxwell, Transportation Program Manager, Office of Technology Assessment; William Dempsey, Association of American Railroads, Washington, D.C.; J. R. Snyder, United Transportation Union, Washington, D.C.; Paul Rodgers, National Association of Regulatory Utility Commissioners, Washington, D.C.; and Paul Daughdrill, Lexington, Miss.

FISHERIES

Committee on Commerce, Science, and Transportation: Committee began hearings on S. 2832, fiscal year 1979 authorizations for the Fishery Conservation and Management Act, and S. 2878, authorizing funds through fiscal year 1982 for the Central, Western, and South Pacific Fisheries Development Act, receiving testimony from Terry L. Leitzell, Acting Assistant Administrator for Fisheries, National Oceanic and Atmospheric Administration; John Negroponte, Deputy Assistant Secretary of State for Oceans and Fisheries Affairs; Dave Burney, U.S. Tuna Foundation, Washington, D.C.; John Mulligan, Tuna Research Foundation, Washington, D.C.; and Lucy Sloan, National Federation of Fishermen, Cambridge, Mass.

Hearings continue on Wednesday, April 26.

TOURISM POLICIES

Committee on Commerce, Science, and Transportation: On Friday, April 21, Subcommittee on Merchant Marine and Tourism met to receive a report on Federal policies and programs relating to tourism from Cyril Herrman, Thomas Lloyd, and Christopher Krebs, all of Arthur D. Little Co., Cambridge, Mass.

DOE AUTHORIZATION

Committee on Energy and Natural Resources: On Friday, April 21, Subcommittee on Energy Conservation and Regulation continued hearings on S. 2692, authorizing funds for civilian programs of the Department of Energy for fiscal year 1979, receiving testimony

from Lincoln E. Moses, Energy Information Administrator, Department of Energy.

Subcommittee recessed subject to call.

DOE AUTHORIZATION

Committee on Energy and Natural Resources: On Friday, April 21, Subcommittee on Energy Research and Development resumed mark-up of its portions of S. 2692, authorizing funds for civilian programs of the Department of Energy for fiscal year 1979, but did not complete action thereon and recessed subject to call.

NATIONAL PARK LANDS

Committee on Energy and Natural Resources: Subcommittee on Parks and Recreation began hearings on S. 2876, to increase ceilings on authorizations of certain units of the National Park System, and to modify boundaries of such units, receiving testimony from Robert L. Herbst, Assistant Secretary of the Interior for Fish and Wildlife and Parks.

Hearings were adjourned subject to call.

SURFACE MINING

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Resources began hearings on the implementation of Public Law 95-87, the Federal Surface Mining Control and Reclamation Act, receiving testimony from Joan Davenport, Assistant Secretary of the Interior, Energy and Minerals; Walter Heine, Director, Office of Surface Mining Reclamation and Enforcement, Department of the Interior; Victor Barry, Soil Conservation Service, Department of Agriculture; Joel Snow, Office of Energy Research, Department of Energy; and Robert Smythe, Council on Environmental Quality.

Hearings were recessed subject to call.

INTERNATIONAL TRADE COMMISSION

Committee on Finance: On Friday, April 21, Subcommittee on International Trade held hearings on proposed fiscal year 1979 authorizations for the International Trade Commission, receiving testimony from its Chairman, Daniel Minchew, who was accompanied by Joseph O. Parker, Vice Chairman, and William Alberger, Commissioner, both of the International Trade Commission.

INDEXING OF TAX LAWS

Committee on Finance: Subcommittee on Taxation and Debt Management began hearings on S. 2738, to adjust Federal taxes by adjusting revenue liability caused by inflation (tax indexing), receiving testimony from Representatives Crane and Gradison; Emil Sunley, Deputy Assistant Secretary of the Treasury for Tax Policy; James Buckley, New York City; Dr. Norman B. Ture, Norman B. Ture, Inc., Washington, D.C.; Dr. Dennis Jacobe, U.S. League of Savings Associations, Chicago; Dr. William Fellner, Yale University, New Haven; and Albert A. Koch, Washington, D.C.

Hearings were recessed subject to call.

ICA AUTHORIZATION

Committee on Foreign Relations: On Friday, April 21, Subcommittee on International Operations resumed hearings on S. 2863, authorizing funds for fiscal year 1979 for the International Communications Agency, receiving testimony from Charles W. Bray III, Deputy Director, International Communication Agency; James P. Rice, Jewish Federation of Metropolitan Chicago; Robert A. Riesman, Jewish Federation of Rhode Island, Providence; Kenneth Blaycock, Stephen Koczak, and Bruce Gregory, all representing the American Federation of Government Employees, Washington, D.C.; Lenore Parker, American Council for Emigres in the Professions, Inc., New York City; and Eduardo Morga, League of United Latin American Citizens, Huntington Beach, California.

Subcommittee adjourned subject to call.

PEACE CORPS AUTHORIZATION

Committee on Foreign Relations: Subcommittee on Foreign Assistance approved for full committee consideration, with amendments, S. 2619, authorizing $125 million for fiscal year 1979 and $3.7 million in supplemental funding for fiscal year 1978 for the Peace Corps.

Prior to this action, subcommittee received testimony in connection with this bill from Sam Brown, Director, ACTION; and Carolyn Payton, Director, Peace Corps.

LABOR RACKETEERING INVESTIGATION

Committee on Governmental Affairs: Permanent Subcommittee on Investigations resumed hearings on the Federal investigation of organized crime labor racketeering, receiving testimony from the following attorneys of the Department of Justice Crime Strike Force: Deputy Attorney General-Designate Benjamin Civiletti, William L. McCulley, Special Attorney, Organized Crime and Racketeering Section, Kurt Mullenberg and Philip Fox, Strike Force, Robert C. Stewart, Newark and Buffalo Offices, Thomas Puccio, Brooklyn Office, Peter F. Vaira, Chicago Office, Douglas P. Roller, Cleveland Office, Martin L. Steinberg, Miami Office, Joel M. Friedman, Philadelphia Office, Thomas Kotoske, Los Angeles and San Francisco Offices, and Michael Q. Carey, Manhattan Office.

Hearings continue tomorrow.

OLDER AMERICANS ACT EXTENSION

Committee on Human Resources: On Friday, April 21, Subcommittee on Aging concluded hearings on S. 2850, and 2609, extending programs and authorizing funds through fiscal year 1081 for programs under the Older Americans Act. Witnesses heard were John Martin, American Association of Retired Persons and National Retired Teachers Association; Dr. Dolores Davis, National Center on Black Aged; Jack Ossofsky, National Council on Aging; and Betty Durkin, National Council of Senior Citizens.

Subcommittee will meet tomorrow to mark up these bills.

EDUCATION AUTHORIZATION

Committee on Human Resources: On Friday, April 21, Subcommittee on Education, Arts, and the Humanities approved for full committee consideration with amendments S. 1753, authorizing funds through fiscal year 1983 for programs administered under the Elementary and Secondary Education Act.

VOCATIONAL REHABILITATION

Committee on Human Resources: On Friday, April 21, Subcommittee on the Handicapped approved for full committee consideration with amendments S. 2600, to extend certain vocational rehabilitation programs, and to establish a comprehensive services program for the severely handicapped.

ANTITRUST ENFORCEMENT

Committee on the Judiciary: Committee resumed hearings on S. 1874, to allow consumers and other parties who have not dealt directly with an antitrust violator to recover their damages under the antitrust laws, receiving testimony from Professor Dorsey D. Ellis, Jr., University of Iowa, Iowa City; Francis R. Kirkham, San Francisco; Julian O. Von Kalinowski, Los Angeles; John Clute, Boise-Cascade Corporation, Boise, Idaho; William D. Farr, Farr Farms, Greeley, Colorado; Slade Gorton, Attorney General of Washington, Seattle; Frank Stuart, Economist, Salt Lake City; and Robert Aders, Food Marketing Institute, Washington, D.C., accompanied by James Rill.

On Friday, April 21, committee received testimony on this bill from Philip A. Lacovara, Washington, D.C.; Max L. Gilliam, Los Angeles; Perry Goldberg and James Sloan, both of Chicago.

Hearings continue on Wednesday, April 26.

LABELING OF EXPLOSIVES

Committee on the Judiciary: On Friday, April 21, Subcommittee on Criminal Laws and Procedures continued hearings on S. 2013, to require the additional labeling of explosive materials for the purpose of identification and detection, receiving testimony from Robert B. Smith, National Fire Protection Association, Washington, D.C.; and Thomas Broumel, Maryland Fire Marshals Office, Annapolis.

Hearings continue on Tuesday, May 2.

INDIAN PROGRAM EVALUATION

Select Committee on Indian Affairs: On Friday, April 21, Committee concluded hearings on S. 2712, to identify and evaluate the needs of and to coordinate and administer programs for the benefit of Indians, after receiving testimony from George Goodwin, Deputy Assistant Secretary of the Interior, Bureau of Indian Affairs, Commissioner Robert E. Lewis, Navajo and Hopi Indian Relocation Commission, Flagstaff, Arizona; and Daniel P. Dozier, Director, Congressional Liaison Office, and James A. Kissco, Executive Director of the Intradepartmental Council on Indian Affairs, Department of Health, Education, and Welfare.

INTELLIGENCE

Select Committee on Intelligence: On Friday April 21, Subcommittee on Collection, Production and Quality met in closed session on subcommittee business, but made no announcements and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 40 public bills, H.R. 12285-12324; 1 private bill, H.R. 12325; and 7 resolutions, H.J. Res. 866 and 867, H. Con. Res. 571-573, and H. Res. 1147 and 1148 were introduced. Pages 11102-11103

Bills Reported: Reports were filed as follows:

H.R. 11657, to authorize appropriations to carry out the Central, Western, and South Pacific Fisheries Act until the close of fiscal year 1983, amended (H. Rept. 95-1079, filed on Friday, April 21);

Report entitled "Report of the Select Committee on Assassinations" (H. Rept. 95-1080);

H.R. 6853, to amend the Internal Revenue Code to change the period for the payment of certain taxes, amended (H. Rept. 95-1081); and

H.R. 11986, to amend the Internal Revenue Code of 1954 to make certain changes in the taxes on transportation by air and to provide credits or refunds of a certain portion of such taxes for expenditures to retrofit and replace noisy aircraft, amended (H. Rept. 95-1082). Pages 11101-11102

Subcommittee To Sit: Subcommittee on Investigations and Review of the Committee on Public Works and Transportation received permission to sit today during proceedings of the House under the 5-minute rule. Page 11051

NASA Authorization: By a yea-and-nay vote of 332 yeas, Roll No. 244, the House agreed to H. Res. 1143, providing for the consideration of H.R. 11401, NASA Authorization Act for fiscal year 1979. Pages 11052-11053

Presidential Message—Sinai Support Mission: Received and read a message from the President wherein he transmits to the Congress the Fifth Report of the

United States Sinai Support Mission—referred to the Committee on International Relations. Page 11053

Agricultural Credit Act: By a yea-and-nay vote of 347 yeas to 23 nays with 1 voting "present", Roll No. 246, the House passed H.R. 11504, to amend the Consolidated Farm and Rural Development Act, provide an economic emergency loan program to farmers and ranchers in the United States, and extend the Emergency Livestock Credit Act.

Agreed To:

The first committee amendment;

An amendment that requires mortgage guarantees offered by the FmHA be subject to conditions no less favorable than those governing mortgage guarantees offered by HUD;

An amendment that requires the Secretary to assign officers and employees who are adequately prepared to understand the particular needs and problems of farmers in that area; and to place a high priority on keeping existing farm operations in business;

An amendment that authorizes the Secretary to use the Agricultural Credit Insurance Fund in order to secure the administrative support necessary to carry out the loan programs;

An amendment that includes Guam, American Samoa, and the Northern Mariana Islands in the definition of "United States" and "State" for the purposes of this Act;

An amendment that reduces the $400,000 limitation on emergency agricultural credit loans by any balance due on certain loans outstanding to the borrower under the Consolidated Farm and Rural Development Act;

An amendment that strikes language that made indebtedness incurred before January 1, 1973 ineligible for emergency agricultural credit loans (agreed to by a division vote of 32 ayes to 22 noes);

The second committee amendment;

An amendment that clarifies that farmers and ranchers owning livestock that are fed in custom feedyards are covered under the Emergency Livestock Credit Act: and

An amendment, as amended, that authorizes the Emergency Conservation Measures Program.

Rejected:

An amendment that sought to state that loan applicants could meet the "credit elsewhere" requirement if the prevailing private and cooperative interest rates were more than the prevailing interest rate in the private market;

An amendment that sought to authorize interest rates at the cost of money to the Government rather than market rates for loans that cover losses above actual losses (rejected by a division vote of 3 ayes to 18 noes);

An amendment in the nature of a substitute for the Emergency Agricultural Credit Adjustment Act of 1978 (title II), that sought to establish one program to offer 100 percent insured and guaranteed "bridge" loans to meet payments on existing loans that come due, and to provide operating loan financing to farmers and ranchers (rejected by a recorded vote of 151 ayes to 215 noes with 1 voting "present", Roll No. 245); and

An amendment that sought to extend the repayment period for insured or guaranteed loans secured by real estate from 30 to 40 years, and loans secured by personalty from 7 to 14 years.

A point of order was sustained against an amendment that sought to make commercial fishermen eligible for loans under the Emergency Agricultural Credit Act.

H. Res. 1140, the rule under which the bill was considered, was agreed to earlier by a voice vote.

The Clerk was authorized to correct section numbers and cross references in the engrossment of the bill.

Pages 11054–11087

Emergency Agricultural Act: By a voice vote, the House agreed to a motion to insist on its disagreement to the Senate amendments to H.R. 6782, Emergency Agricultural Act of 1978; and to ask a further conference. Appointed as conferees: Representatives Foley, Poage, de la Garza, Jones of North Carolina, Jones of Tennessee, Mathis, Bowen, Rose, Richmond, Wampler, Sebelius, Johnson of Colorado, and Moore. Page 11087

Referrals: Two Senate-passed measures were referred to the appropriate House committees. Page 11100

Adjournment: Adjourned at 6:05 p.m.

Committee Meetings

COMMODITY FUTURES TRADING COMMISSION

Committee on Agriculture: Subcommittee on Conservation and Credit met for markup of H.R. 10285, Commodity Futures Trading Commission reauthorization, and will resume on Wednesday, April 26.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on District of Columbia held hearings on Department of Transportation; Washington Metropolitan Area Transit Authority; and school transit subsidy.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Smithsonian Institution.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on Black Lung and Russian Flu supplemental, fiscal year 1978.

On Friday, April 21, the Subcommittee continued hearings with testimony from public witnesses.

DOD AUTHORIZATION

Committee on Armed Services: Met in executive session for markup of H.R. 10929, Department of Defense authorization for fiscal year 1979, and will resume tomorrow.

HOUSING AUTHORIZATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development began markup of the Housing and Community Development Amendments of 1978, and will resume tomorrow.

CETA AMENDMENTS

Committee on Education and Labor: Subcommittee on Employment Opportunities continued markup of H.R. 11086, Comprehensive Employment and Training Act Amendments of 1978, and will resume tomorrow.

JUSTICE DEPARTMENT INTERNAL INVESTIGATION POLICIES

Committee on Government Operations: Subcommittee on Government Information and Individual Rights continued hearings on Justice Department internal investigation policies. Testimony was heard from Norman Carlson, Director, Bureau of Prisons; and Michio Nakajima, Assistant Administrator, LEAA.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Policy Group on Information and Computers met on pending business.

SAN LUIS UNIT AUTHORIZATION

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources held a hearing on H.R. 12143, fiscal year 1979 authorization for San Luis Unit of the Central Valley Project, California. Testimony was heard from Representative Sisk; Gerald R. Butchert and Adolph Moskovitz, Westland Water District; Craig Scott, California Rural Legal System; and public witnesses.

OFFICE OF SURFACE MINING AUTHORIZATION

Committee on Interior and Insular Affairs: On Friday, April 21, Subcommittee on Energy and the Environment held a hearing on H.R. 11872 and 11444, Office of Surface Mining authorization. Testimony was heard from Walter Heine, Director, Office of Surface Mining.

JAPANESE KILLING OF DOLPHINS

Committee on International Relations: Subcommittee on Asian and Pacific Affairs held a hearing on H.R. 1065 and similar resolutions on the recent killing of dolphins by Japanese fishermen. Testimony was heard from Representative Cornwell; Dr. Robbins Barstow, Connecticut Cetacean Society; and Alan Macnow, Tele-Press Associates, Inc.

HEALTH SERVICES AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment met for markup of H.R. 10553, Health Services Amendments of 1978, Titles IV and V, and will resume on Thursday, April 27.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on H.R. 2311 and 6869, revision of the Criminal Code. Testimony was heard from William Anderson, Deputy Director, General Government Division, GAO; Judge Morris Lasker, U.S. District Court for the Southern District of New York; Robert Fiske, U.S. Attorney, Southern District of New York; and public witnesses.

ALASKA LANDS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment continued markup of H.R. 39, Alaska National Interest Lands Conservation Act, and will resume tomorrow.

BLUEFISH AND BLUEFIN TUNA

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held an oversight hearing on Bluefish and Bluefin Tuna. Testimony was heard from Department of Commerce; National Marine Fisheries Service; party boat operators; Commercial and recreational fishermen, and other public witnesses.

TRAINING OF SHIPS' OFFICERS

Committee on Merchant Marine and Fisheries: Ad Hoc Select Subcommittee on Maritime Education and Training held a hearing on the federal role in education and training of ships' officers for merchant vessels. Testimony was heard from representatives of the Coast Guard and public witnesses.

FEDERAL DISASTER RELIEF PROGRAM

Committee on Public Works and Transportation: Subcommittee on Investigations and Review held a hearing on Federal disaster relief program. Testimony was heard from Representatives Murtha, Rahall, and Findley.

TAX REFORM

Committee on Ways and Means: Continued consideration of tax reform proposals with testimony from a panel of economists.

Tuesday, April 25, 1978

Senate

Chamber Action

Routine Proceedings, pages 11365–11483

Bills Introduced: Eleven bills and one resolution were introduced, as follows: S. 2980–2990; and S.J. Res. 131.

Page 11439

Bills Reported: Reports were made as follows:

S. 2016, to establish a revised schedule of fees for services performed by U.S. marshals, with an amendment (S. Rept. 95-755).

S. 2049, to establish fees and to allow per diem and mileage expenses for witnesses who appear before U.S. courts, with an amendment (S. Rept. 95-756).

S. 2075, to revise schedule of fees for jurors who serve on Federal courts, and to provide for civil penalty in the event of a discharge or threatened discharge of an employee by reason of his Federal jury service, with an amendment (S. Rept. 95-757).

S. 2074, to extend coverage of the Federal Employees Compensation Act to all jurors in U.S. district courts, with amendment (S. Rept. 95-758).

S. 2072, to make the excuse of prospective jurors from Federal jury service on the grounds of distance from the place of holding court contingent upon a showing of hardship on an individual basis, with amendments (S. Rept. 95-759).

S. 2411, authorizing payment of transportation expenses by U.S. marshals for persons released in one court for appearance in another court, with amendment (S. Rept. 95-760).

H.R. 9757, calling for a moratorium on increases in Public Lands grazing fees for the 1978 grazing year pending an appropriate review of such fees, with amendment (S. Rept. 95-761).

H.R. 7581, clarifying the income source requirement which must be satisfied by a mutual or cooperative telephone company as a condition for exemption from Federal income taxation, with amendments (S. Rept. 95-762).

H.R. 8331, proposed Securities Investor Protection Act Amendments of 1978, with amendments (S. Rept. 95-763). Page 11438

Bills Passed:

U.S. Travel Promotion: Senate passed with committee amendment and sent to the House S. 2552, to promote travel within the U.S. by the Secretary of Commerce through the U.S. Travel Service. Page 11480

Congressional Budget: Senate continued consideration of S. Con. Res. 80, setting forth recommended levels for Federal revenues, new budget authority, total budget outlays, the budget deficit, and the public debt for fiscal year 1979, rejecting six amendments proposed thereto, as follows: Page 11371

(1) By 14 yeas to 77 nays, McGovern unprinted amendment No. 1244, to transfer $4.6 billion in budget authority and $1.5 billion in outlays from National Defense to certain specific domestic programs; Page 11371

(2) By 21 yeas to 70 nays, modified Eagleton amendment No. 1802, to reduce by $1.4 billion in budget authority for National Defense, and to increase by $1.2 billion outlays for National Defense; Page 11390

(3) By 33 yeas to 57 nays, Proxmire amendment No. 1799, reducing from $566 billion to $540 billion the level of total new budget authority; Page 11403

(4) By 19 yeas to 72 nays, Curtis motion to recommit the resolution with instructions that it be reported back within three days recommending figures leading to a balanced budget; Page 11413

(5) By 43 yeas to 46 nays, Proxmire U.P. amendment No. 1245, reducing by $5 billion to a total of $561.1 billion level of total new budget authority; Page 11419

(6) By 22 yeas to 65 nays, Roth U.P. amendment No. 1246, reducing by approximately $5 billion recommended level of Federal revenues to enable the Congress to enact a tax cut of $25 billion effective October 1, 1978. Page 11423

When Senate resumes consideration of this measure tomorrow, Senator Domenici will be recognized to call up an amendment on which there will be a 45 minute time limitation for debate, with vote on question of its adoption to occur at 12:30 p.m. Page 11434

Pages 11371–11434

Emergency Agricultural Act: Senate further insisted on its amendments to H.R. 6782, Emergency Agricultural Act of 1978, agreed to further conference with the House, and appointed as conferees Senators Talmadge, Eastland, McGovern, Allen, Huddleston, Dole, Young, and Curtis. Page 11413

Petroleum Marketing Practices: By unanimous consent it was agreed that at 10:30 a.m. on Wednesday, April 26, or when Senate proceeds to consider S. 743, proposed Petroleum Marketing Practices Act of 1978, time for debate thereon will be limited to two hours, with one hour on amendments, and vote on question of its passage to occur at no later than 4 p.m., if considered on that day.

Pages 11406–11407

Treaties Reported: The following treaties were reported:

Tax Convention with the United Kingdom (Exec. K, 94th Cong., 2d sess.), and first and second protocols thereto (Exec. Q, 94th Cong., 2d sess., and Exec. J, 95th Cong., 1st sess.), without reservation (Ex. Rept. 95-18); and

Convention between the United States and Republic of Korea for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income (Ex. P, 94th Cong., 2d sess.), without reservation (Ex. Rept. 95-19). Pages 11438–11439

Confirmations: Senate confirmed the following nominations:

Robert W. Sweet, to be U.S. district judge for the southern district of New York;

The following-named persons to be Directors of the Securities Investor Protection Corporation; Hugh F. Owens, of the District of Columbia; Ralph D. DeNunzio, of Connecticut; Brenton H. Rupple, of Wisconsin; and Michael A. Taylor, of New York;

Saul Silverman, of Pennsylvania, to be Assayer of the Assay Office at New York City;

Rear Admiral John B. Hayes, to be Commandant of the Coast Guard;

Rear Admiral Robert H. Scarborough, Jr., to be Vice Commandant of the Coast Guard;

Rear Admiral Robert I. Price, to be the Commander of the Coast Guard Atlantic Area;

Rear Admiral James S. Gracey, to be the Commander of the Coast Guard Pacific Area; and

Anita Miller, of New Jersey, to be a member of the Federal Home Loan Bank Board; and

Sundry nominations in the Coast Guard.

Pages 11483–11484

Nominations: Senate received one Army nomination in the rank of General; one Navy in the rank of Admiral; one Marine Corps in the rank of General; and the withdrawal of one Army nomination, also in the rank of General. Page 11483

Message From the House: Page 11434

Amendments Submitted for Printing: Pages 11458–11459

Communications: Pages 11434–11435

Statements on Introduced Bills: Pages 11439–11457

Additional Statements: Pages 11460–11478

Record Votes: Six record votes were taken today. Pages 11402, 11403, 11412, 11418, 11420, 11428

Recess: Senate met at 10 a.m. and recessed at 7:24 p.m. Page 11483

Committee Meetings

RURAL DEVELOPMENT

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Rural Development held oversight hearings on rural development programs, receiving testimony from Alex Mercure, Assistant Secretary of Agriculture for Rural Development; Lamond Godwin, Administrator, Office of National Programs, Department of Labor; and Chester Johnson, Deputy Assistant Secretary of the Treasury for State and Local Finance.

Hearings were recessed subject to call.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture resumed hearings on proposed budget estimates for fiscal year 1979 for the Commodity Futures Trading Commission, receiving testimony from Chairman William T. Bagley, Vice Chairman John V. Rainbolt, and Commissioners Gary L. Seevers, Reed P. Dunn, and Robert L. Martins.

Hearings were recessed subject to call.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on the Interior resumed hearings on proposed budget estimates for fiscal year 1979 for the Bureau of Mines, receiving testimony from its Acting Director, Dr. John D. Morgan, Jr., and Joan Davenport, Assistant Secretary for Energy and Minerals, both of the Department of the Interior.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for public works projects, receiving testimony on funds for the Nuclear Regulatory Commission from its Chairman, Joseph M. Hendrie, and Lee V. Gossick, Executive Director for Operations.

Subcommittee will meet again on Tuesday, May 2.

MILITARY PROCUREMENT—MANPOWER

Committee on Armed Services: Subcommittee on Manpower and Personnel, in closed session, approved for full committee consideration those provisions of S. 2571, military procurement authorizations for fiscal year 1979, which fall within its jurisdiction.

MILITARY PROCUREMENT—RESEARCH AND DEVELOPMENT

Committee on Armed Services: Subcommittee on Research and Development, in closed session, approved for full committee consideration those provisions of S. 2571, military procurement authorizations for fiscal year 1979, which fall within its jurisdiction.

U.S. MONETARY POLICY

Committee on Banking, Housing, and Urban Affairs: Committee continued oversight hearings on U.S. monetary policy, receiving testimony from G. William Miller, Chairman, Board of Governors of the Federal Reserve System.

Hearings were recessed subject to call.

SECURITIES INVESTOR PROTECTION

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Securities began hearings on H.R. 8311 to provide the Federal courts and the Securities Investor Protection Corporation with improved procedures to protect customers from insolvent brokers and dealers, receiving testimony from Harold M. Williams, Chairman, and Phillip A. Loomis, Jr., Commissioner, both of the Securities and Exchange Commission; Hugh F. Owens, Chairman, Theodore H. Focht, General Counsel and Secretary, and Lloyd W. McChesney, Vice President-Finance, all of the Securities Investor Protection Corporation; and John R. Winsor, National Association of Securities Dealers, Washington, D.C.

Hearings were adjourned subject to call.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following bills:

S. 2541, authorizing funds for fiscal years 1979–1982 for certain highway safety programs (as approved by the committee the bill would authorize $235 million for 1979, $240 million for 1980, $245 million for 1981, and $250 million for 1982);

H.R. 11465, authorizing $1,407,743,000 for fiscal year 1979 for the Coast Guard;

S. 2380, amending the Intervention on the High Seas Act so as to extend the right of intervention to include incidents involving pollution by certain substances and pollution to the atmosphere as well as to the sea, with technical amendments;

H.R. 11232, authorizing funds for fiscal years 1979–1981 to carry out programs administered under the Standard Reference Data Act, with an amendment in the nature of a substitute (as approved by the Committee the bill authorizes $4, $5, and $6 million respectively for those years); and

H.R. 11401, authorizing $4,388,600 for fiscal year 1979 for the National Aeronautics and Space Administration, with an amendment in the nature of a substitute.

Committee also began markup of S. 1381, setting standards for State no-fault benefit plans to compensate motor vehicle accident victims, but did not complete action thereon and will meet again on Thursday, April 27, to consider this bill and other authorization bills.

ALASKA NATIONAL INTEREST LANDS

Committee on Energy and Natural Resources: Committee held hearings on S. 499, 1500, 1546, 1787, and 2465, to designate or add certain lands in Alaska to the National Park, National Wildlife Refuge, National Wild and Scenic Rivers, and National Wilderness Preservation Systems, receiving testimony from numerous witnesses representing environmental groups, commercial and sport hunting organizations, and natural resource associations.

Hearings continue on Wednesday, May 24.

HIGHWAY PROGRAM

Committee on Environment and Public Works: Committee began consideration of proposed legislation authorizing funds for fiscal years 1979 and 1980 for Federal-aid highway programs, but did not complete action thereon and will meet again on Monday, May 1.

WELFARE REFORM

Committee on Finance: Subcommittee on Public Assistance resumed hearings on S. 2084, to replace the existing Federal welfare program with a single coordinated program, receiving testimony from Baltasar Corrada, Resident Commissioner of Puerto Rico; John J. Affleck, Providence, R.I. and Dr. John T. Dempsey, Ann Arbor, Michigan, on behalf of the National Council of State Public Welfare Administrators; Samuel P. Bauer, Cleveland, on behalf of National Council of Local Public Welfare Administrators; John Bishop, Institute for Research on Poverty, Madison, Wisconsin; Chauncey Alexander, National Association of Social Workers, Inc., Washington, D.C.; and James Hacking, Ralph Borsodi, and Laurie Flori, representing the National Retired Teachers Association and American Association of Retired Persons, Washington, D.C.

Hearings were recessed subject to call.

SECURITY ASSISTANCE

Committee on Foreign Relations: Subcommittee on Foreign Assistance began hearings on S. 2846, authorizing funds for fiscal year 1979 for security assistance programs, receiving testimony from Harold H. Saunders, Assistant Secretary for Near Eastern and South Asian Affairs, Richard M. Moose, Jr., Assistant Secretary for African Affairs, and Robert Barbour, Deputy Assistant Secretary for European Affairs, all of the Department of State; Joseph C. Wheeler, Assistant Administrator for the Near East, and Goler T. Butcher, Assistant Administrator for Africa, both of the Agency for International Development; and Rutherford M. Poats, Acting President, Overseas Private Investment Corporation.

Hearings continue tomorrow.

MAIL FRAUD

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation and Federal Services held hearings on S. 2543, to provide improved enforcement procedures for preventing fraudulent solicitations through the mails, receiving testimony from Senator Sasser; George Davis, Assistant General Counsel, and Kenneth Fletcher, Regional Chief Postal Inspector (Western Region), both of the U.S. Postal Service; Douglas Wiegand, Men's Wear Retailers of America, Washington, D.C.; and Allen Zack, AFL–CIO, Washington, D.C.

Hearings were recessed subject to call.

LABOR RACKETEERING INVESTIGATION

Committee on Governmental Affairs: Permanent Subcommittee on Investigations continued hearings on the Federal investigation of organized crime labor racketeering, receiving testimony from Secretary of Labor F. Ray Marshall, who was accompanied by several of his associates.

Hearings were recessed subject to call.

DRUG PROGRAMS

Committee on Human Resources: Subcommittee on Alcoholism and Drug Abuse approved for full committee consideration the following bills:

S. 2916, authorizing funds for fiscal year 1979 for the Office of Drug Abuse and for drug treatment programs; and

S. 2915, authorizing funds through fiscal year 1981 for programs administered under the Alcohol and Drug Abuse Education Act.

OLDER AMERICANS ACT EXTENSION

Committee on Human Resources: Subcommittee on Aging approved for full committee consideration with amendments S. 2850, authorizing funds for fiscal years 1979 and 1980 for programs administered under the Older Americans Act.

Full committee is expected to consider this bill on Wednesday, May 10.

CETA AUTHORIZATION

Committee on Human Resources: Subcommittee on Employment, Poverty, and Migratory Labor began markup of S. 2570, authorizing funds for fiscal year 1979 for programs administered under the Comprehensive Employment and Training Act, but did not complete action thereon and will meet again tomorrow.

FBI CHARTER

Committee on the Judiciary: Committee resumed oversight hearings on the application and enforcement of the FBI Charter, receiving testimony from James B. Adams, Associate Director, and John J. McDermott, Deputy Associate Director of Administration, both of the Federal Bureau of Investigation and John H. F. Shattuck, Jerry J. Berman, and Morton H. Halperin, all representing the American Civil Liberties Union, Washington, D.C.

Hearings were recessed subject to call.

INTELLIGENCE-GATHERING CAPABILITY

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures resumed hearings to examine the erosion of law enforcement intelligence gathering capabilities, receiving testimony from William E. Williams, Deputy Commissioner, S. B. Wolfe, Assistant Commissioner for Compliance, and Lester Stein, Disclosure Division, all of the Internal Revenue Service, Department of the Treasury.

Hearings continue on Thursday, April 27.

EQUAL ACCESS TO COURTS

Committee on the Judiciary: Subcommittee on Improvements in Judicial Machinery resumed hearings on S. 2094, 2389, and H.R. 9622, bills to provide access to Federal courts for the redress of citizens' grievances. Witnesses heard were Stephen Trimble, National Association of Railroad Trial Counsel, Washington, D.C.; Frederick A. O. Schwarz, Jr., New York City, representing Time, Inc.; Alan B. Morrison, Public Citizen Litigation Group, Washington, D.C.; John R. Gibson, Missouri Bar Association, Jefferson City; Charles Stephen Ralston, NAACP, New York City; David Berger, International Academy of Trial Lawyers, Philadelphia; and Edward W. Mullinix, Philadelphia.

Hearings were recessed subject to call.

SMITHSONIAN INSTITUTION

Committee on Rules and Administration: Committee held hearings on the following bills:

S. 1029, authorizing the Smithsonian Institution to construct museum support facilities, receiving testimony from Paul N. Perrot, Assistant Secretary for Museum Programs, Smithsonian Institution;

S. 2507, authorizing the Smithsonian Institution to acquire the Museum of African Art, receiving testimony from Senators Hayakawa and Humphrey; D.C. Mayor Walter E. Washington; S. Dillon Ripley, Secretary, accompanied by Charles Blitzer, Assistant Secretary, both of the Smithsonian Institution; and Frank E. Moss, Chairman of the Board of Trustees, accompanied by Warren Robbins, Director, both of the Museum of African Art; and

S. 2730, to establish a Hubert H. Humphrey Fellowship in Social and Political Thought at the Woodrow Wilson International Center for Scholars at the Smithsonian Institution, and to establish a trust fund to provide a stipend for such fellowship, receiving testimony from James H. Billington, Director, accompanied by Francis Sayre, Associate Director, Woodrow Wilson International Center for Scholars.

Committee will meet again tomorrow on other committee business.

KOREAN INFLUENCE INVESTIGATION

Select Committee on Ethics: Committee agreed to a committee resolution granting testimonial immunity to Jay Shin Ryu in connection with its investigation of alleged attempts by representatives of the Republic of

Korea to improperly influence Members and employees of the Senate.

Also, committee agreed to hold open hearings on the Korean influence investigation, at a time as yet undetermined.

Committee will meet again on Thursday, May 4.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Committee resumed hearings on S. 2525, to improve the intelligence systems of the U.S. by establishing a statutory basis for U.S. intelligence activities, receiving testimony from Thomas Karamessines, Falls Church, Virginia; E. Drexel Godfrey, Newark, New Jersey; and Herbert Scoville, McLean, Virginia.

Hearings continue on Wednesday, May 3.

NOMINATION

Select Committee on Small Business: Committee held hearings on the nomination of Milton D. Stewart, of New York, to be Chief Counsel for Advocacy, Small Business Administration, where the nominee testified and answered questions on his own behalf.

Hearings were adjourned subject to call.

House of Representatives

Chamber Action

Bills Introduced: 48 public bills, H.R. 12326–12373; 3 private bills, H.R. 12374–12376; and 17 resolutions, H.J. Res. 868–872, H. Con. Res. 574–578, and H. Res. 1149–1155 were introduced. Pages 11361–11364

Bills Reported: Reports were filed as follows:

H.J. Res. 859, Supplemental Appropriations for the United States Railway Association (H. Rept. 95–1083);

H. Res. 1149, providing for the consideration of H.R. 2222, to amend the National Labor Relations Act to clarify the scope of its coverage (H. Rept. 95–1084);

H. Res. 1150, providing for the consideration of H.R. 9400, to authorize actions for redress in cases involving deprivations of rights of institutionalized persons secured or protected by the Constitution or laws of the United States (H. Rept. 95–1085);

H. Res. 1013, to provide for the expenses of investigations and studies to be conducted by the Committee on Science and Technology, amended (H. Rept. 95–1086); and

H.R. 12222, International Development and Food Assistance Act of 1978 (H. Rept. 95–1087). Page 11361

Late Report: Committee on Appropriations received permission to file a report by midnight tonight on H.J. Res. 859, Supplemental Appropriations for the United States Railway Association. Subsequently, it was made in order to consider this resolution on Thursday, April 27, or any day thereafter, in the House as in the Committee of the Whole. Page 11292

NASA Authorization: By a yea-and-nay vote of 345 yeas to 54 nays, Roll No. 248, the House passed H.R. 11401, to authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management.

By a yea-and-nay vote of 387 yeas to 3 nays, Roll No. 247, the House agreed to resolve itself into the Committee of the Whole.

Agreed to an amendment that requires the Administrator of NASA to report to Congress by December 31, 1979, on NASA's policy regarding conflicts of interest, standards of conduct and financial disclosure, and the implementation of that policy.

Rejected an amendment that sought to prohibit the use of authorized funds for research and development activities relating to civilian advanced supersonic transports or for any study or planning relating to technology for such transports. Pages 11293–11320

Peace Corps Authorization: By a yea-and-nay vote of 297 yeas to 102 nays, Roll No. 250, the House passed H.R. 11877, to authorize supplemental appropriations for fiscal year 1978, and to authorize appropriations for fiscal year 1979, for the Peace Corps, and to make certain changes in the Peace Corps Act.

Agreed to an amendment that strikes the supplemental appropriation for fiscal year 1978.

Rejected an amendment that sought to prohibit the use of authorized funds to carry out any program in the Central African Empire (rejected by a recorded vote of 169 ayes to 228 noes, Roll No. 249).

Agreed to amend the title of the bill.

H. Res. 1145, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 11320–11330

Equal Employment Opportunity Reorganization: By a yea-and-nay vote of 39 yeas to 356 nays, Roll No. 251, the House failed to agree to H. Res. 1049, to disapprove Reorganization Plan Numbered 1 transmitted by the President on February 23, 1978. Pages 11330–11337

Meeting Hour: By unanimous consent, the House will meet at 2 p.m. on Wednesday, April 26. Page 11337

Arms Control and Disarmament Agency Authorization: By a voice vote, the House agreed to H. Res. 1144, providing for the consideration of H.R. 11832, to authorize appropriations for fiscal year 1979 under the Arms Control and Disarmament Act. Page 11337

Violations of Human Rights in Cambodia: By a yea-and-nay vote of 388 yeas to 0 nays, Roll No. 252, the House agreed to H. Con. Res. 573, denouncing the Government of Cambodia for its disregard of basic human rights. Pages 11337–11340

New York District Court Relocation: House passed S. 2597, to amend title 28, United States Code, to move the place for holding court for the district court of the Eastern District of New York to Brooklyn and Hempstead—clearing the measure for the President. Pages 11340–11342

Referrals: Two Senate-passed measures were referred to the appropriate House committees. Page 11361

Adjournment: Adjourned at 5:51 p.m.

Committee Meetings

FORESTRY RESOURCES

Committee on Agriculture: Met for markup of forestry legislation but adjourned due to lack of a quorum and will consider the bills on Thursday, April 27.

HUMANE METHODS OF SLAUGHTER

Committee on Agriculture: Subcommittee on Livestock and Grains held a hearing on H.R. 1464, Humane Methods of Slaughter Act. Testimony was heard from Representative Brown of California; USDA and public witnesses.

USRA SUPPLEMENTAL APPROPRIATION

Committee on Appropriations: Met and ordered reported favorably to the House H.J. Res. 859, Making supplemental appropriations for the United States Railway Association for the fiscal year ending September 30, 1978.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on District of Columbia held a hearing on D.C. Policemen and Firemen's Retirement and Relief Board; Department of Environmental Services; Washington Aqueduct; and miscellaneous items.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on National Endowment for the Arts.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction heard testimony from Members of Congress and public witnesses.

DOD AUTHORIZATION

Committee on Armed Services: Continued markup of H.R. 10929, Department of Defense authorization for fiscal year 1979, and will resume tomorrow.

KENNEDY ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of President John F. Kennedy continued hearings in executive session, and will resume tomorrow.

HOUSING AUTHORIZATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued markup of Housing and Community Development Amendments of 1978, and will resume on Thursday, April 27.

SOLAR ENERGY BANK ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy held a hearing on H.R. 7800, Solar Energy Bank Act. Testimony was heard from representatives of HUD; Department of Energy; Department of the Treasury; Office of Technology Assessment; and World Watch Institute.

Hearings continue tomorrow.

DISTRICT OF COLUMBIA BASIC CRIMINAL CODE

Committee on the District of Columbia: Subcommittee on Judiciary began hearings on District of Columbia Basic Criminal Code as proposed by the District of Columbia Law Revision Commission. Testimony was heard from Stephen I. Danzansky, Chairman, and members of District of Columbia Law Revision Commission; and Earl J. Silbert, U.S. Attorney for the District of Columbia.

CETA AMENDMENTS

Committee on Education and Labor: Subcommittee on Employment Opportunities continued markup of H.R. 11086, Comprehensive Employment and Training Act Amendments of 1978, and will resume tomorrow.

OLDER AMERICANS ACT AMENDMENTS—DOMESTIC VIOLENCE ASSISTANCE ACT

Committee on Education and Labor: Subcommittee on Select Education met and approved for full committee action the following bills:

H.R. 12255 as amended, Comprehensive Older Americans Act Amendments of 1978; and

H.R. 12299 as amended, Domestic Violence Assistance Act of 1978.

FOREIGN TAX CREDITS

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs met and approved for full committee action report entitled "Foreign Tax Credits Claimed by U.S. Petroleum Companies."

DOT'S DATA REPORTING SYSTEM

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on Department of Transportation's accident/incident data reporting system. Testimony was heard from James B. King, Chairman, National Transportation Safety Board; Leon D. Santman, Department of Transportation; and public witnesses.

COMMITTEE FUNDS

Committee on House Administration: Met and ordered reported favorably to the House H. Res. 1013, providing funds for the Committee on Science and Technology.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Accounts met and acted on pending business.

WILDERNESS LANDS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held a hearing on H.R. 7970, H.R. 11063 and H.R. 11437, to designate certain lands as wilderness in Virginia, Louisiana and Wisconsin.

DOE AUTHORIZATION

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held a hearing on H.R. 11392, Department of Energy authorization. Testimony was heard from DOE Secretary Schlesinger, and James Liverman, Assistant Secretary for Environment.

Hearings continue Thursday, April 27.

ASSISTANCE TO GREECE AND TURKEY

Committee on International Relations: Continued hearings on Executive Branch proposals for fiscal year 1979 assistance to Greece and Turkey. Testimony was heard from Kenneth Rush, President, Atlantic Council; and Professor Albert Wohlstetter, University of Chicago.

INSTITUTE FOR HUMAN RIGHTS AND FREEDOM

Committee on International Relations: Subcommittees on International Operations and on International Organizations held a joint hearing on H.R. 11326, to establish an Institute for Human Rights and Freedom to promote respect for and observance of human rights and fundamental freedoms in foreign countries. Testimony was heard from Deputy Secretary of State Warren D. Christopher; William J. Butler, Chairman, Executive Committee, International Commission of Jurists; and public witnesses.

INTERNATIONAL INVESTMENT SURVEY ACT AUTHORIZATION

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on International Investment Survey Act Authorization for fiscal year 1979 and H. Res. 1096. Testimony was heard from representatives of Departments of Treasury, Commerce and Agriculture.

INTERSTATE MISCELLANY

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House the following measures:

H.R. 11286 as amended, 2 year authorization of Motor Vehicle Information and Cost Savings Act;

H.R. 11998 amended, to establish an interim consumer product safety rule relating to the standards for flame resistance and corrosiveness of certain insulation;

H.R. 12008, Psychotropic Substances Act of 1978;

H.R. 11871 as amended, Hazardous Materials Transportation Act authorization; and

H.R. 10898, as amended, United States Railway Association authorization for fiscal year 1979.

The Committee also approved a committee resolution authorizing modification of the Consumer Product Safety Commission laboratory facility.

DOE AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on H.R. 12163, DOE authorization. Testimony was heard from Department of Energy Under Secretary Dale D. Myers.

CONSUMER PRODUCT SAFETY ACT AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance met and approved for full committee action H.R. 10819, to amend the Consumer Product Safety Act to extend the authorization of appropriations contained in such Act.

DEPARTMENT OF JUSTICE AUTHORIZATION

Committee on the Judiciary: Continued markup of H.R. 12005, Department of Justice Authorization, and will resume tomorrow.

ALASKA LANDS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment continued markup of H.R. 39, Alaska National Interest Lands Conservation Act.

DRUG PREVENTION

Select Committee on Narcotics Abuse and Control: Held a hearing on drug prevention with testimony from public witnesses.

POPULATION AND DEVELOPMENT ASSISTANCE

Select Committee on Population: Continued hearings on population and development assistance. Testimony was heard from Dr. R. T. Ravenholt, Director, Office of Population, AID; Dr. Hernan Sanhueza, Regional Director, International Planned Parenthood Federation, Western Hemisphere, N.Y.C.; and representatives of a Colombia Case Study; and Brazil Case Study.

Hearings continue tomorrow.

PUBLIC WORKS MISCELLANY

Committee on Public Works and Transportation: Met and ordered reported favorably to the House the following measures:

H.R. 212, to provide that the park located within the West Point Lake project on the Chattahoochee River, Ga., shall hereafter be known and designated as the "R. Shaefer Beard Park";

H.R. 3583, to designate the new Poe lock on the Saint Marys River at Sault Sainte Marie, Michigan, as the "John A. Blatnik lock";

H.R. 7041, to rename two lakes which have been completed as part of the Papillion Creek basin project as the Glenn Cunningham Lake and the Standing Bear Lake;

H.R. 10838, to name the lake located behind Lower Monumental Lock and Dam, Washington, Lake Herbert G. West, Sr.;

H.R. 11241, to change the name of the harbor at Ventura Marina, California, to Ventura Harbor;

H.R. 12112, to designate Gathright Lake on the Jackson River, Virginia, as Lake Moomaw;

H.R. 12140, to amend the Federal Water Pollution Control Act to provide additional authorizations for certain operating programs under the Act;

H.R. 12139, authorizing additional appropriations for prosecution of projects in certain comprehensive river basin plans for flood control and navigation; and

H.R. 12098 amended, authorizing appropriations to the Secretary of the Interior for services necessary to the nonperforming arts functions of the John F. Kennedy Center for the Performing Arts.

The Committee also approved 19 survey resolutions; 3 leases; 14 alterations; and 1 11(b) resolution.

NLRA AMENDMENTS

Committee on Rules: Granted an open rule providing one hour of general debate and providing one motion to recommit with or without instructions on H.R. 2222, to amend the National Labor Relations Act to clarify the scope of its coverage. Testimony was heard from Representatives Thompson and Erlenborn.

CIVIL RIGHTS OF INSTITUTIONALIZED PERSONS

Committee on Rules: Granted an open rule providing one hour of general debate; making the committee amendment in order as an original bill for the purpose of amendment and providing one motion to recommit with or without instructions on H.R. 9400, civil rights of institutionalized persons. Testimony was heard from Representatives Kastenmeier and Railsback.

ANTARCTIC FAUNA AND FLORA— MARINE PROTECTION, RESEARCH AND SANCTUARIES ACT AUTHORIZATION

Committee on Science and Technology: Met and ordered reported favorably to the House the following bills:

H.R. 7749 amended, to implement the Agreed Measures for the Conservation of Antarctic Fauna and Flora of the Antarctic Treaty; and

H.R. 10661 amended, to amend the Marine Protection, Research and Sanctuaries Act of 1972 to authorize appropriations to carry out the provisions of such Act for fiscal years 1979 and 1980.

SOLAR POWER SATELLITE AUTHORIZATION

Committee on Science and Technology: Subcommittees on Space Science and Applications and on Advanced Energy Technologies Energy Conservation RD&D met and approved for full committee action H.R. 10601 amended, Solar Power Satellite Research, Development, and Demonstration Act of 1978.

ENVIRONMENTAL RESEARCH AND DEVELOPMENT

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere held a hearing on environmental research and development issues. Testimony was heard from the heads of Environmental Protection Agency; Consumer Product Safety Commission; Occupational Safety and Health Administration; and Food and Drug Administration.

MEAT MARKETING

Committee on Small Business: Subcommittee on General Small Business Problems continued hearings on meat marketing with testimony from public witnesses.

EDUCATIONAL BENEFITS— TRANSFER OF FUNCTIONS

Committee on Veterans' Affairs: Subcommittee on Education and Training held hearings on H.R. 11136, 11044 and related bills pertaining to increase in rates of educational benefits; and H.R. 11043, transfer of veterans' employment services from Department of Labor to the Veterans' Administration. Testimony was heard from representatives of Veterans' Administration; veterans' organizations; and public witnesses.

NATIONAL COMMISSION ON UNEMPLOYMENT COMPENSATION

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation met and approved for full committee action H.R. 12232, to amend the Unemployment Compensation Amend-

ments of 1976 with respect to the National Commission on Unemployment Compensation.

Wednesday, April, 26 1978

Senate

Chamber Action

Routine Proceedings, pages 11520–11622

Bills Introduced: Eight bills and three resolutions were introduced, as follows: S. 2991–2998; and S. Res. 439–441.

Pages 11523–11524, 11574, 11614–11619

Bills Reported: Reports were made as follows:

S. Res. 434, to print additional copies of Part 1 of the Special Committee on Aging report entitled "Developments in Aging: 1977" (S. Rept. 95–764).

S. Res. 435, to print as a Senate document report of Committee on Environment and Public Works entitled "Progress in the Prevention and Control of Air Pollution in 1977" (S. Rept. 95–765).

S. Res. 436, to print as a Senate document report of Committee on Environment and Public Works entitled "Special Bridge Replacement Program, Seventh Annual Report to Congress" (S. Rept. 95–766).

S. 2616, to authorize funds for fiscal years 1979 and 1980 for the Independent Safety Board (S. Rept. 95–767).

Page 11574

Measures Passed:

Congressional Budget: By 65 yeas to 26 nays, the Senate agreed to S. Con. Res. 80, setting forth recommended levels for Federal revenues, new budget authority, total budget outlays, the budget deficit, and the public debt for fiscal year 1979, after rejecting four amendments proposed thereto, as follows: Page 11525

(1) By 36 yeas to 59 nays, Domenici unprinted amendment No. 1247, providing reductions in new budget authority for several items totaling $2.2 billion and reducing outlays for several items totaling $2.1 billion;

Page 11525

(2) By 38 yeas to 57 nays, Harry F. Byrd, Jr. amendment No. 1807, reducing by $2.1 billion budget authority for the Department of HEW (one-third of that amount which that department declared was misspent due to a combination of waste, mismanagement, and fraud);

Page 11533

(3) By 21 yeas to 74 nays, Tower amendment No. 1808, to increase by $1.6 billion new budget authority and by $400 million in outlays for National Defense; and

Page 11549

(4) By 37 yeas to 53 nays, Harry F. Byrd, Jr. unprinted amendment No. 1248, reducing by $750 million new budget authority for International Affairs. Page 11558

Pages 11525–11572

Securities Investor Protection: Senate passed with committee amendments for return to the House H.R. 8331, to provide the Federal courts and the Securities Investor Protection Corporation with improved procedures to protect customers from insolvent brokers and dealers. Pages 11610–11614

Presidential Message: Senate received a message from the President transmitting Annual Report of the Secretary of the Interior describing activities of the Mining Enforcement and Safety Administration and mining research activities of the Bureau of Mines—referred to Committee on Human Resources (PM–169). Page 11572

Unanimous Consent Agreement: By unanimous consent it was agreed that on Tuesday, May 2, when Senate proceeds to consider H.R. 8309, Rivers and Harbors—Flood Control bill, debate thereon be limited to seven hours; three hours each on amendments to be offered (one each) by Senators Domenici, Danforth, and Long; two hours on any amendment to be offered to Senator Domenici's amendment; 70 minutes on each of three amendments which may be offered by Senator Allen and one each to be offered by Senators Gravel and Melcher; one hour on any other amendment; that no amendment relating to user fees or lock and dam number 26 shall be in order on May 2, and that vote on question of its passage shall occur no later than 2 p.m. on May 4.

Page 11621

Also, it was agreed that when Senate proceeds to consider S. 2146, to improve Federal credit assistance programs for farmers, ranchers, and rural communities and businesses, time for debate thereon will be limited to two hours; two hours on an amendment which may be offered by Senator Muskie; one hour on amendments in the first degree; 30 minutes on amendments in the second degree; that the bill not be called up prior to May 1, and that any record votes ordered in connection therewith on that day be deferred until May 2.

Page 11622

Also, unanimous consent time limitation agreement reached on April 25 in connection with S. 743, proposed Petroleum Marketing Practices Act of 1978, was transferred to cover House companion measure, H.R. 130.

Page 11621

Attack on Korean Airliner: S. Res. 439, calling for the convening of the United Nations Security Council for purpose of proposing a resolution condemning Soviet attack on Korean Airlines Flight 902, was submitted and, when objection was heard to a request for its immediate consideration, went over under the rule.

Pages 11523–11524

Bills Referred: Three House-passed bills were referred to appropriate Senate committees. Page 11572

Messages From the House: Page 11572

Amendments Submitted for Printing: Pages 11584–11585

Communications: Page 11572

Statements on Introduced Bills: Pages 11574–11584

Additional Statements: Pages 11586–11609

Record Votes: Five record votes were taken today.

Pages 11538, 11539, 11555, 11567, 11569

Recess: Senate met at 9 a.m. and recessed at 6:21 p.m.

Page 11622

Committee Meetings

APPROPRIATIONS—HUD-INDEPENDENT AGENCIES

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for HUD-Independent Agencies, receiving testimony in behalf of funds for their respective activities from Robert H. McKinney, Chairman, Federal Home Loan Bank Board, and Otis M. Mader, Chairman of the Board, National Institute of Building Sciences.

Subcommittee will meet again tomorrow to hear public witnesses.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on the Interior continued hearings on proposed budget estimates for fiscal year 1979 for the Geological Survey, receiving testimony from its Director, H. William Menard, and Joan Davenport, Assistant Secretary of the Interior for Energy and Minerals.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—STATE

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and the Judiciary resumed hearings on proposed budget estimates for fiscal year 1979 for related agencies, receiving testimony in behalf of funds for their respective activities from Paul C. Warnke, Director, Arms Control and Disarmament Agency; Mat Masterson, Executive Director, Foreign Claims Settlement Commission; John Whitney Hall, Chairman, Japan-U.S. Friendship Commission; Thomas Ehrlich, President, and Glenn C. Stophel, member of the Board of Directors, both of the Legal Services Corporation; Charles Ferris, Chairman, Federal Communications Commission; Richard Dashbach, Chairman, Federal Maritime Commission; Michael Pertschuk, Chairman, Federal Trade Commission; and Daniel Minchew, Chairman, International Trade Commission.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of Transportation, receiving testimony in behalf of funds for their respective activities from Edward Jordan, Chief Executive Officer, Con-Rail; Donald Cole, President, U.S. Railway Association; A. Daniel O'Neal, Chairman, Interstate Commerce Commission; James King, Chairman, National Transportation Safety Board; and Howard Heffron, Director, Office of Rail Public Counsel.

Subcommittee will meet again on Tuesday, May 2.

MILITARY PROCUREMENT

Committee on Armed Services: Committee, in closed session, began markup of S. 2571, authorizing funds for fiscal year 1979 for military procurement. Reports on recommendations for funding levels were received from Subcommittees on Tactical Aircraft and Manpower and Personnel.

Committee will meet again tomorrow to continue markup of this bill.

MILITARY PROCUREMENT AND DEFENSE STOCKS

Committee on Armed Services: Subcommittee on General Legislation, in closed session, approved for full committee consideration those provisions of S. 2571, military procurement authorizations for fiscal year 1979, which fall within its jurisdiction.

Also, subcommittee, in open and closed sessions, held hearings on S. 1708, to prohibit the sale of certain defense articles from the stocks of the Department of Defense, receiving testimony from Senator Bartlett; Paul H. Riley, Deputy Assistant Secretary of Defense for Supply, Maintenance and Services; Major General John C. Faith, Director of Army Operations and Readiness; Major General Bates C. Burnell, Assistant Deputy Chief of Army Staff for Logistics; and Major General Gerald J. Post, Assistant Deputy Chief of Army Staff for Systems and Logistics.

Subcommittee recessed subject to call.

HOUSING LEGISLATION

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing and Urban Affairs held hearings on the following bills:

S. 2726, to provide additional authority for the conservation and rehabilitation of single family homes, multifamily buildings, and properties utilized in urban homesteading programs, receiving testimony from Fredrick Lindstrom, Director of Rehabilitation, Chicago; Donald Silvey, Manager of Housing Services, City of Portland, Oregon; and Philip St. George, Director, Urban Homesteading Assistance Board, New York City;

S. 2798, to provide annual contributions to finance the rehabilitation of housing occupied by lower income homeowners, receiving testimony from William A. Whiteside, Urban Reinvestment Task Force, Washington, D.C.;

S. 2931, to improve coordination between the urban homesteading program and the rehabilitation loan program, receiving testimony from George Stone, Assistant Commissioner of Planning, Chicago; and Joseph Vaughn, Greater Indianapolis Housing Development Corporation, Indianapolis; and

S. 2800, to provide additional relief to owners and tenants of multifamily projects and to insure fiscal responsibility in their management, receiving testimony from Emily Achtenberg, Greater Boston Community Development, Inc.; and George Gould, Community Legal Services, Philadelphia.

Hearings were adjourned subject to call.

FISHERIES

Committee on Commerce, Science, and Transportation: Committee resumed oversight hearings on the Fishery Conservation and Management Act (P.L. 95-265). Witnesses heard were Senator Gravel; and James P. Walsh, Deputy Administrator, National Oceanic and Atmospheric Administration, Department of Commerce.

Hearings continue tomorrow.

SCIENCE AND TECHNOLOGY RESEARCH AND DEVELOPMENT

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space concluded oversight hearings to examine the science and technology aspects of the Federal research and development budget, after receiving testimony from William D. Carey, American Association for the Advancement of Science, Washington, D.C.; Dr. Richard Garwin, IBM Corporation, Yorktown Heights, New York; Mayor Charles F. Horn, of Kettering, Ohio, representing the U.S. Conference of Mayors; Ellis Mottur, Rockville, Maryland; and Professor Bruce L. R. Smith, Columbia University, New York City.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Energy and Natural Resources: Committee ordered favorably reported the following bills:

S. 2249, to prohibit rate discrimination among customers of the Southwest Power Administration, amended;

H.R. 8336, to establish the Chattahoochee River National Recreation Area in Georgia, with an amendment in the nature of a substitute (The bill as approved by the committee authorizes $73 million for fiscal year 1979);

S. 975, to improve the administration of the National Park System through the use of public transportation, amended (The bill authorizes $1 million, $2 million, and $3 million for fiscal years 1979-1981 respectively); and

S. 419, authorizing $4 million for fiscal year 1979 to test the commercial, environmental, and social viability of various oil shale technologies, with amendments.

FEDERAL LAND MANAGEMENT

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Resources concluded hearings on S. 2913 and 2914, bills to amend the Federal Land Policy and Management Act of 1976 so as to conform the interest rate contained therein to the yield on certain tax exempt bonds, after receiving testimony from Lany Meierotto, Acting Assistant Secretary of the Interior for Policy, Budget and Administration; William Brennan, Rio Blanco County, Colo., and Elmo Foster, Albany County, Wyoming, both representing the National Association of Counties.

NRC AUTHORIZATION

Committee on Environment and Public Works: Subcommittee on Nuclear Regulation approved for full committee consideration an original bill authorizing funds for fiscal year 1979 for the Nuclear Regulatory Commission.

GUAYULE RUBBER

Committee on Environment and Public Works: Subcommittee on Regional and Community Development approved for full committee consideration with amendments S. 1816, authorizing funds for fiscal years 1979-82 for a program of research, development, and demonstration of guayule rubber production.

WELFARE REFORM

Committee on Finance: Subcommittee on Public Assistance continued hearings on S. 2084, to replace the existing Federal welfare program with a single coordinated program, receiving testimony from Governor Michael Dukakis, of Massachusetts, on behalf of the National Governors' Association; Charles D. Hobbs, Charles D. Hobbs, Inc., Sacramento, California; Richard Zeilinger, William L. Pierce, and Helen K. Blank, on behalf of the Child Welfare League of America, Inc., Washington, D.C.; Ruth C. Clusen, League of Women Voters of the U.S., Washington, D.C.; Dorothy Lasday, National Council of Jewish Women, New York City; James Gashel, National Federation of the Blind, Washington, D.C.; Irving Schloss, American Foundation for the Blind; Dr. Elizabeth Boggs, and Richard E. Verville, on behalf of the American Association of Workers for the Blind, the American Coalition of Citizens with Disabilities, the American Foundation for the Blind, the American Council of the Blind, the American Congress of Rehabilitation Medicine, the Epilepsy Foundation of America, the National Association for Retarded Citizens, the National Easter Seal Society for Crippled Children and Adults, the National Rehabilitation Association, the National Society for Autistic Children, the United Cerebral Palsy Associations, Inc., and the National Conference on Developmental Disabilities.

Hearings continue on Monday, May 1.

NOMINATIONS

Committee on Foreign Relations: Committee held hearings on the nominations of William B. Edmondson, of Nebraska, to be Ambassador to the Republic of South Africa, and David Bronheim, of the District of Columbia, to be an Assistant Administrator of the Agency for International Development, where the nominees testified and answered questions on their own behalf.

Committee recessed subject to call.

INTERNATIONAL SECURITY ASSISTANCE

Committee on Foreign Relations: Subcommittee on Foreign Assistance continued hearings on S. 2846, authorizing funds for fiscal year 1979 for security assistance programs, receiving testimony today on general arms sales and military assistance from Lucy Wilson Benson, Under Secretary for Security Assistance, Science and Technology; Leslie H. Gelb, Director, Bureau of Politico-Military Affairs, Patricia Derian, Assistant Secretary for Human Rights and Humanitarian Affairs, and Matheo Falco, Senior Adviser to the Secretary and Director of the Office of International Narcotics Control, all of the Department of State; and Erich von Marbod, Acting Director, Defense Security Assistance Agency.

Hearings continue on Monday, May 1.

CONGRESSIONAL PROGRAM REVIEW

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations held hearings on the public attitude toward Congressional review of programs, receiving testimony from Louis Harris, Louis Harris and Associates, New York City.

Hearings were recessed subject to call.

CETA AUTHORIZATION

Committee on Human Resources: Subcommittee on Employment, Poverty, and Migratory Labor approved for full committee consideration with amendments S. 2570, authorizing funds for programs administered under the Comprehensive Employment and Training Act. As approved by the subcommittee the bill would authorize youth programs and on the job training programs for fiscal years 1979 and 1980. All other programs in the bill are authorized through fiscal year 1981.

ANTITRUST ENFORCEMENT

Committee on the Judiciary: Committee resumed hearings on S. 1874, to allow consumers and other parties who have not dealt directly with an antitrust violator to recover their damages under the antitrust laws, receiving testimony from Edgar W. Cleveland, Oklahoma City; Jerome Friemel, Hereford, Texas; Beverly Moore, Citizens for Class Action, Washington, D.C.; and Deborah Kaplan, Disability Rights Center, Inc., Washington, D.C.

Hearings were recessed subject to call.

TRUCK FREIGHT RATES

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly resumed oversight hearings on ICC price regulation in the motor common carrier industry, receiving testimony from A. Daniel O'Neal, Chairman, Interstate Commerce Commission.

Hearings were recessed subject to call.

TERRORISM

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures held hearings on the subject "Terrorism in Today's Society", receiving testimony from Major John D. Elliott, Concepts Analysis Agency, Office of the Deputy Chief of Army Staff for Operations.

Subcommittee recessed subject to call.

COMMITTEE BUSINESS

Committee on Rules and Administration: Committee ordered favorably reported the following bills:

S. 1029, authorizing the Smithsonian Institution to construct museum support facilities, amended;

S. 2507, authorizing the Smithsonian Institution to acquire the Museum of African Art, amended;

S. 2730, to establish a Hubert H. Humphrey Fellowship in Social and Political Thought at the Woodrow Wilson International Center for Scholars at the Smithsonian Institution, and to establish a trust fund to provide a stipend for such fellowship;

S. Res. 434, to print additional copies of Part 1 of the Special Committee on Aging report entitled "Developments in Aging: 1977";

S. Res. 435, to print as a Senate document report of Committee on Environment and Public Works entitled

"Progress in the Prevention and Control of Air Pollution in 1977"; and

S. Res. 436, to print as a Senate document report of Committee on Environment and Public Works entitled "Special Bridge Replacement Program, Seventh Annual Report to Congress".

Also, committee held hearings on S. Res. 166, to reorganize the administrative and support services and facilities provided for the Senate, receiving testimony from George M. White, Architect of the Capitol; J. Stanley Kimmitt, Secretary of the Senate; F. Nordy Hoffmann, Sergeant at Arms of the Senate; and William A. Ridgely, Consultant to the Secretary of the Senate.

INDIAN LANDS

Select Committee on Indian Affairs: Committee concluded hearings on the following bills:

S. 2588, to declare that the U.S. hold in trust for the Pueblo of Santa Ana certain public domain lands, receiving testimony from Forrest Gerard, Assistant Secretary of the Interior for Indian Affairs, and Ralph Reeser, Legislative Liaison, Bureau of Indian Affairs; Thomas Luebben, Albuquerque, New Mexico; Governor William Gallegos, Clyde Leon, Santa Ana Cattlemen Association, and Porfirio Montoya, all of Santa Ana Pueblo, Bernalillo, New Mexico; and

S. 2358, to declare that the U.S. hold in trust for the Pueblo of Zia certain public domain lands, receiving testimony from Messrs. Gerard and Reeser; Lamarr Parrish, Albuquerque, and Joseph Medina, San Ysidro, New Mexico.

House of Representatives

Chamber Action

Bills Introduced: 30 public bills, H.R. 12377–12406; 4 private bills, H.R. 12407–12410; and 9 resolutions, H.J. Res. 873–876 and H. Con. Res. 579–583 were introduced.

Pages 11673–11674

Bills Reported: Reports were filed as follows:

H.J. Res. 816, to extend the authority of the Federal Reserve banks to buy and sell certain obligations (H. Rept. 95–1088);

H.R. 12355, to authorize appropriations to the Nuclear Regulatory Commission in accordance with section 261 of the Atomic Energy Act of 1954, as amended, and section 305 of the Energy Reorganization Act of 1974, as amended (H. Rept. 95–1089); and

Report entitled "Nuclear Power Costs" (H. Rept. 95–1090). Page 11673

Journal: By a yea-and-nay vote of 382 yeas to 9 nays with 1 voting "present", Roll No. 253, the House approved the Journal of Tuesday, April 25.

Page 11622

Late Report: Committee on Government Operations received permission to file a report by midnight tonight on nuclear power costs. Page 11623

Presidential Message—Coal Mine Health and Safety: Received and read a message from the President wherein he transmits to Congress the annual report of the Secretary of the Interior under the Federal Coal Mine Health and Safety Act of 1969—referred to the Committee on Education and Labor. Page 11623

Arms Control and Disarmament Agency Authorization: By a yea-and-nay vote of 332 yeas to 74 nays, Roll No. 254, the House passed H.R. 11832, to authorize appropriations for fiscal year 1979 under the Arms Control and Disarmament Act.

Agreed to an amendment that authorizes a study of the arms control study centers at academic institutions and requires the results of the study to be reported to Congress by January 31, 1979. Pages 11623–11627

Lobbying: By a yea-and-nay vote of 259 yeas to 140 nays, Roll No. 257, the House passed H.R. 8494, to regulate lobbying and related activities.

Rejected a motion to recommit the bill to the Committee on the Judiciary with instructions to report it back forthwith containing only the language of the committee amendment in the nature of a substitute reported by the Committee on the Judiciary.

Agreed to the committee amendment in the nature of a substitute as amended by:

An amendment that requires reporting organizations to disclose the expenditure for a dinner or similar event held for a Federal officer or employee only if the cost to the reporting organization exceeds $500;

An amendment, as amended, that clarifies that reporting organizations would only have to disclose the expenditures paid to retained or employed individuals or organizations that engaged in lobbying activities;

An amendment that requires reporting organizations to report lobbying activities by their retainees on the Floor, or in any of the adjoining rooms, of the House or the Senate. Previously, a point of order against this amendment was overruled; and

An amendment that states that communications dealing only with the status, existence, or subject of an issue are exempted (agreed to by a recorded vote of 207 ayes to 188 noes, Roll No. 256, after having been previously rejected by a division vote of 16 ayes to 22 noes).

Agreed to a motion that all debate on the bill and amendments thereto end at 7:30 p.m. (agreed to by a division vote of 22 ayes to 20 noes).

Rejected:

An amendment that sought to redefine the term "employ";

An amendment in the nature of a substitute to the previous amendment that sought to strike language from the definition of the term "employ" which exempted the use of volunteers;

An amendment that sought to direct GAO to study lobbying activities by all levels of Government and organizations of State or local elected officials, and to delay until January 1, 1980, the coverage under the bill for organizations of State or local elected or appointed officials (rejected by a recorded vote of 197 ayes to 211 noes, Roll No. 255, after having been previously agreed to by a division vote of 19 ayes to 17 noes);

An amendment in the nature of a substitute to the previous amendment that sought to include under the bill's coverage the Washington representatives of State and local governments;

An amendment that sought to provide that a group of individuals would not be a lobbying organization unless it had paid officers or employees, or spent more than $5,000 quarterly on lobbying activities (rejected by a division vote of 15 ayes to 22 noes);

An amendment that sought to include travel expenses incurred by lobbyists of a reporting organization in the computation of lobbying expenditures;

An amendment that sought to add new language for the reporting langugage in the bill that would have deleted the requirement to disclose salaries paid to lobbying organizations or individuals (rejected by a division vote of 6 ayes to 23 noes);

An amendment that sought to include Indian tribes within the definition of "organization" (rejected by a division vote of 10 ayes to 13 noes);

An amendment that sought to change the geographic exemption to exclude communications affecting an organization made to Representatives or Senators from the State where the organization has its principal place of business (rejected by a division vote of 13 ayes to 17 noes);

An amendment to the previous amendment that sought to exclude all communications by organizations made to Representatives or Senators from the State where the organization has its principal place of business;

An amendment that sought to limit the coverage of the bill to oral lobbying communications;

An amendment that sought to exempt communications made through newspapers, magazines, etc. to the membership of an organization (rejected by a division vote of 9 ayes to 20 noes);

An amendment that sought to reduce civil and criminal fines from $10,000 to $5,000 and to reduce the limit on imprisonment from two years to one year (rejected by a division vote of 6 ayes to 16 noes);

An amendment that sought to exempt communications made by or on behalf of candidates for Federal, State, or local office (rejected by a division vote of 8 ayes to 13 noes);

An amendment that sought to strike the requirement that the Comptroller General must establish cross-indexing and coding systems for information gathered by this bill;

An amendment that sought to strike the requirement that the Comptroller General must compile and summarize quarterly filing reports; and

An amendment that sought to change the effective date of the Act from October 1, 1978, to October 1, 1979.

Pages 11627–11655

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 11672

Adjournment: Adjourned at 8:09 p.m.

Committee Meetings

COMMODITY FUTURES TRADING COMMISSION

Committee on Agriculture: Subcommittee on Conservation and Credit continued markup of H.R. 10285, Commodity Futures Trading Commission reauthorization, and will resume tomorrow.

NATIONAL CONSUMER NUTRITION INFORMATION—FARMER-TO-CONSUMER DIRECT MARKETING

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition met and approved for full committee action the following bills:

H.R. 11761 amended, National Consumer Nutrition Information Act of 1978; and

H.R. 12101, amended, to amend the Farmer-to-Consumer Direct Marketing Act.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia heard testimony from public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on National Endowment for the Humanities.

DOD AUTHORIZATION—
DOE AUTHORIZATION

Committee on Armed Services: Met and ordered reported favorably to the House H.R. 11686, to authorize appropriations for the Department of Energy for national security programs for fiscal year 1979; and

Completed markup of H.R. 10929, DOD authorization for fiscal year 1979, and will meet for final vote on the bill next week.

KENNEDY ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of President John F. Kennedy continued hearings in executive session, and will resume tomorrow.

EXPORT-IMPORT BANK ACT

Committee on Banking, Finance and Urban Affairs: Began but did not complete markup of H.R. 12157, to amend and extend the Export-Import Bank Act of 1945.

SOLAR ENERGY BANK ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy held a hearing on H.R. 7800, Solar Energy Bank Act, with testimony from public witnesses.

Hearings continue tomorrow.

NEW YORK CITY FINANCIAL ASSISTANCE ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization met and approved for full committee action H.R. 11753, New York City Financial Assistance Act of 1978.

NATIONAL MEDALS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Historic Preservation and Coinage held a hearing on various bills providing for the issuance of national medals. Testimony was heard from Senator Goldwater and Representatives Schulze, McEwen and Pepper.

CETA AMENDMENTS

Committee on Education and Labor: Subcommittee on Employment Opportunities completed markup and approved for full committee action H.R. 11086, amended, Comprehensive Employment and Training Act Amendments of 1978.

FEDERAL EMPLOYEES' COMPENSATION ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety held an oversight hearing on the Federal Employees' Compensation Act. Testimony was heard from Donald Elisburg, Department of Labor.

INTERN PROGRAMS

Committee on House Administration: Subcommittee on Accounts held a hearing on H. Res. 62, Vietnam veterans intern program; H. Res. 542, vocational schools intern program; H. Res. 580, LBJ intern program; and H. Res. 673, senior citizens intern program. Testimony was heard from Representatives Hillis, Sisk, Rhodes, Pepper, Pressler, Pattison of New York and Bedell; Clerk of the House Edmund L. Henshaw, Jr., and public witnesses.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts met and acted on pending business.

FOREIGN INTELLIGENCE SURVEILLANCE ACT

Select Committee on Intelligence: Met in executive session and continued but did not complete markup of H.R. 7308, Foreign Intelligence Surveillance Act, and adjourned subject to call of the Chair.

INTERNATIONAL SECURITY ASSISTANCE ACT

Committee on International Relations: Continued markup of H.R. 11876, International Security Assistance Act of 1978, and will resume tomorrow.

UNITED STATES-UGANDA RELATIONS

Committee on International Relations: Subcommittees on Africa, and on International Economic Policy and Trade met and approved for full committee action a substitute resolution in lieu of H. Con. Res. 426 and H. Con. Res. 394, relating to United States-Uganda relations.

FOREIGN RELATIONS AUTHORIZATION

Committee on International Relations: Subcommittee on International Operations began markup of fiscal year 1979 Foreign Relations authorization, and will resume on Monday, May 1.

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations met in executive session for continued investigation of Korean-American relations.

INTERIOR MISCELLANY

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House the following bills:

H.R. 3121 amended, to convey all interests of the United States in certain real property in Sandoval County, New Mexico, to Walter Hernandez;

H.R. 10587, to improve the range conditions of the public grazing lands; amended to contain the language of H.R. 10589.

H.R. 11153 amended, to authorize the Secretary of the Interior to construct, restore, operate, and maintain new or modified features at existing Federal reclamation dams for safety of dams purposes;

H.R. 11972, to authorize appropriations to the Department of Energy in accordance with section 660 of the Department of Energy Organization Act;

H.R. 12250 amended, to designate the Boundary Waters Canoe Area Wilderness, and to establish the Boundary Waters Canoe Area National Recreation Area; and

H.R. 12355, Nuclear Regulatory Commission authorization.

DOE AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued markup of H.R. 11392, DOE authorization, and will resume tomorrow.

HEALTH SERVICES RESEARCH

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued hearings on H.R. 11763, 4869 and 10839, relating to health services research. Testimony was heard from public witnesses.

Hearings continue tomorrow.

TOXIC SUBSTANCES CONTROL ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance held an oversight hearing on EPA's implementation of the Toxic Substances Control Act. Testimony was heard from Steven Jellinek, Assistant Administrator for Toxic Substances, EPA.

DEPARTMENT OF JUSTICE AUTHORIZATION

Committee on the Judiciary: Met and ordered reported favorably to the House H.R. 12005 amended, Department of Justice Appropriation Authorization Act, Fiscal Year 1979.

ATTORNEY FEES

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice held a hearing on H.R. 12088, attorney fees. Testimony was heard from Deputy Assistant Attorney General Paul Nejelski, and public witnesses.

Hearings continue tomorrow.

STATE-OWNED CARRIER RATES

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 9998, to provide for the regulation of rates or charges by certain state-owned carriers in the foreign commerce of the United States. Testimony was heard from representatives of National Industrial Traffic League; and Great Lakes Commission.

POPULATION AND DEVELOPMENT ASSISTANCE

Select Committee on Population: Held a hearing on family planning programs in Africa. Testimony was heard from Dr. Fred T. Sai, formerly Assistant Secretary General, International Planned Parenthood Federation, London; and representatives of a Kenya Case Study, and Egypt Case Study.

Hearings continue tomorrow.

LIBRARY OF CONGRESS MADISON BUILDING

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds held a hearing on the possible need for additional authorization to complete construction of the Library of Congress Madison Building. Testimony was heard from Representative Reuss; George White, Architect of the Capitol; and Daniel Boorstin, Librarian of Congress.

CONGRESSIONAL BUDGET AND IMPOUNDMENT CONTROL ACT AMENDMENTS

Committee on Rules: Subcommittee on the Rules and Organization of the House held a hearing on certain amendments to the Congressional Budget and Impoundment Control Act of 1974, including a proposal to establish the public debt ceiling in the concurrent budget resolution.

GROUNDWATER QUALITY

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere held a hearing on groundwater quality. Testimony was heard from representatives of Environmental Protection Agency; U.S. Water Resources Council and public witnesses.

Hearings continue tomorrow.

CLEAN AIR

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy Research, Development and Demonstration continued hearings on clean air. Testimony was heard from representatives of Department of Energy; Department of Interior; and Environmental Protection Agency.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met for consideration of pending business.

SOCIAL SECURITY FINANCING PROPOSALS

Committee on Ways and Means: Subcommittee on Social Security met and adopted a motion to refer various social security financing proposals to the full Committee.

MFN TREATMENT TO HUNGARY

Committee on Ways and Means: Subcommittee on Trade met and approved for full committee action H. Con. Res. 555, most favored nation treatment to Hungary.

UNEMPLOYMENT COMPENSATION—SUBSTITUTE TEACHERS

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation held a hearing on H.R. 11305, with respect to the employment of full-time students under the age of 16 as hand harvest laborers in an agricultural operation; and various unemployment compensation issues; and substitute teachers. Testimony was heard from Representative

McCormack; Lawrence Weatherford, Jr., Department of Labor; Gail Bramblett, National Education Association; and August Steinhilber, National School Board.

Joint Committee Meeting

EMERGENCY AGRICULTURAL ACT

Conferees agreed to file a second conference report on the differences between the Senate- and House-passed versions of H.R. 6782, proposed Emergency Agricultural Act of 1978.

Thursday, April 27, 1978

Senate

Chamber Action

Routine Proceedings, pages 11743–11838

Bills Introduced: Seventeen bills and three resolutions were introduced, as follows: S. 2999–3015; S.J. Res. 132; and S. Res. 442–443. Pages 11780, 11799, 11826–11827

Bills Reported: Reports were made as follows:

S. 1895, to authorize $10.5 million for programs administered under the Natural Gas Pipeline Safety Act for fiscal year 1979, with an amendment (S. Rept. 95–768).

S. 2508, to authorize $27.2 million for administrative expenses of the U.S. Railway Association for fiscal year 1979, with an amendment (S. Rept. 95–769).

S. 2727, to promote and coordinate amateur athletic activity in the U.S., to recognize certain rights for U.S. amateur athletes, and to provide for the resolution of disputes involving national governing bodies (S. Rept. 95–770).

Special Report of Special Committee on Aging entitled "Developments in Aging: 1977", Parts I and II, together with additional and supplemental views (S. Rept. 95–771).

S. Res. 443, to waive Section 303(a) of the Congressional Budget Act with respect to Senate consideration of the second conference report on H.R. 6782, Emergency Agricultural Act of 1978 (without written report—referred to Committee on the Budget). Page 11779

Measures Passed:

Lee Williams: Senate agreed to S. Res. 442, commending Lee Williams for his long, faithful, and exemplary service to the Senate. Pages 11826–11827

Calendar Bills: Senate took from the Calendar and passed the following measures:

With amendment for return to the House:

Taxation: H.R. 7581, clarifying the income source requirement which must be satisfied by a mutual or cooperative telephone company as a condition for exemption from Federal income taxation;

Without amendment and sent to the House:

Independent Safety Board Funding: S. 2616, to authorize funds for fiscal years 1979 and 1980 for the Independent Safety Board;

With amendment and sent to the House:

Criminal justice procedures: S. 1819, to establish alternatives to criminal prosecution for certain persons charged with offenses against the U.S.;

Rail Public Counsel: S. 2789, to authorize $1.6 million for fiscal year 1979 for operations of Office of Rail Public Counsel;

U.S. Marshals fees: S. 2016, to establish a revised schedule of fees for services performed by U.S. marshals;

Witness fees: S. 2049, to establish fees and to allow per diem and mileage expenses for witnesses who appear before U.S. courts;

Jury selection: S. 2075, to revise schedule of fees for jurors who serve on Federal courts, and to provide for civil penalty in the event of a discharge or threatened discharge of an employee by reason of his Federal jury service;

Jurors qualification: S. 2074, to amend the Jury Selection and Service Act with respect to selection and qualification of jurors.

Excuse from jury service: S. 2072, to make the excuse of prospective jurors from Federal jury service on the grounds of distance from the place of holding court contingent upon a showing of hardship on an individual basis;

U.S. Marshals transportation expenses: S. 2411, authorizing payment of transportation expenses by U.S. marshals for persons released in one court for appearance in another court;

Resolutions agreed to without amendment:

Printing: S. Res. 434, to print additional copies of Part I of the Special Committee on Aging report entitled "Developments in Aging: 1977";

Printing: S. Res. 435, to print as a Senate document report of Committee on Environment and Public Works entitled "Progress in the Prevention and Control of Air Pollution in 1977"; and

Printing: S. Res. 436, to print as a Senate document report of Committee on Environment and Public Works entitled "Special Bridge Replacement Program, Seventh Annual Report to Congress". Pages 11827–11835

Presidential Message: Senate received message from the President transmitting an Executive Order authorizing the export of 7.638 Kgs. of low-enriched uranium to India for use in the fueling of its Tarapur Atomic Power Station—referred to Committee on Foreign Relations (PM–170). Pages 11777–11778

Senate Authorizations: During the forthcoming recess of the Senate until 11 a.m. on Monday, May 1, the Secretary of the Senate is authorized to receive and refer messages from the President and House of Representatives, and the Vice President, President pro tempore, and Acting President pro tempore are authorized to sign duly-enrolled bills and joint resolutions. Page 11838

Unanimous Consent Agreement Modification: Certain modifications were made to unanimous consent agreement of Wednesday, April 26, concerning Senate consideration of H.R. 8309, Rivers and Harbors—Flood Control bill. Page 11838

Confirmations: Senate confirmed the following nominations:

Bertram R. Cottine, of the District of Columbia, to be a member of the Occupational Safety and Health Review Commission (confirmed by 56 yeas to 33 nays); Pages 11746–11755

Charles Luna, of Texas, to be a member of the Board of Directors of the National Railroad Passenger Corporation (confirmed by 70 yeas to 19 nays); Pages 11744–11746, 11755

Robert M. Sayre, of Virginia, to be Ambassador to Brazil (motion to recommit tabled by 62 yeas to 27 nays); and Pages 11756–11773

Frank H. Neel, of Georgia, to be a member of the Board of Directors of the National Railroad Passenger Corporation (confirmed by 61 yeas to 25 nays). Pages 11775–11777

Nominations: Senate received the following nominations:

Gilbert G. Pompa, of Texas, to be Director, Community Relations Service; and

One Air Force in the rank of General. Page 11838

Bills Referred: H.R. 11832, Arms Control and Disarmament Agency authorizations, was referred to Committee on Foreign Relations. Page 11778

Also, S. Res. 439, calling for the convening of the United Nations Security Council for purposes of proposing a resolution condemning Soviet attack on Korean Airlines Flight 902, was referred to Committee on Foreign Relations. Page 11743

Messages From the House: Page 11778

Amendments Submitted for Printing:

Communications: Pages 11778–11779

Statements on Introduced Bills: Pages 11781–11800

Additional Statements: Pages 11812–11826

Record Votes: Four record votes were taken today. (total—144). Pages 11755, 11772, 11777

Recess: Senate met at 10 a.m. and recessed at 5:32 p.m. Page 11838

Committee Meetings

EXPORT PROMOTION

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Foreign Agricultural Policy held hearings on S. 2385, 2405, 2504, and 2968, authorizing the Commodity Credit Corporation to finance export credit sales of agricultural commodities, receiving testimony from Senators Clark, Stevenson, and Morgan; Thomas Hughes, Administrator, Foreign Agricultural Service, Department of Agriculture; Stephen Bosworth, Deputy Assistant Secretary of State for International Resources and Food Policy; Michael L. Hall, Great Plains Wheat Market Development Association, Washington, D.C.; John Smedley, U.S. Feed Grains Council, Washington, D.C.; William Kling, American Soybean Association, Washington, D.C.; Doyle Conner, Florida Department of Agriculture, Tallahassee; Richard Arsenault, American Express International Banking Corporation, Washington, D.C.; and Jerry Goodman, National Conference on Soviet Jewry, Washington, D.C.

Hearings continue tomorrow.

APPROPRIATIONS—HUD

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the Department of Housing and Urban Development and independent agencies, receiving testimony from Senators Muskie, Randolph, Hart, Chafee, Hatfield of Oregon; Representatives Duncan of Oregon and Florio, and public witnesses.

Hearings continue tomorrow.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on the Interior continued hearings on proposed budget estimates for fiscal year 1979 for the Office of Surface Mining Reclamation and Enforcement, receiving testimony from its Director, Walter N. Heine.

Subcommittee will meet again on Tuesday, May 9.

APPROPRIATIONS—STATE-JUSTICE

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the Department of State and related agencies, receiving testimony in behalf of funds for their respective activities from Arthur S. Flemming, Chairman, Commission on Civil Rights; Eleanor Holmes Norton, Charman, Equal Employment Opportunity Commission; and Harold M. Williams, Chairman, Securities and Exchange Commission; and in behalf of funds for the Renegotiation Board from its Chairman Goodwin Chase; Senators Lugar and Mathias; Representatives Hannaford and McCloskey, and David Packard, Hewlett-Packard Corporation, Palo Alto, Calif.

Subcommittee will meet again tomorrow.

NOMINATIONS AND MILITARY PROCUREMENT

Committee on Armed Services: Committee ordered favorably reported 10,035 routine nominations in the Army, Navy, Air Force, and Marine Corps.

Also, committee, in closed session continued to mark up S. 2571, military procurement authorizations for fiscal year 1979, but did not complete action thereon and recessed subject to call.

ELECTRONIC FUND TRANSFER

Committee on Banking, Housing, and Urban Affairs: Committee resumed markup of S. 2470, 2065, and 2546, bills to prescribe policies and procedures to protect consumer rights in relation to the electronic fund transfer system, but did not complete action thereon and recessed subject to call.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee discussed S. 2796, authorizing funds for fiscal year 1979 for the Consumer Product Safety Commission, S. 1896, authorizing funds for fiscal year 1979 for programs under the Hazardous Materials Transportation Act, and S. 1381, setting standards for State no-fault benefit plans to compensate motor vehicle accident victims, but did not complete action thereon and will meet again on Tuesday, May 2.

FISHERIES

Committee on Commerce, Science, and Transportation: Committee resumed oversight hearings on the Fishery Conservation and Management Act (P.L. 94-265), receiving testimony from Dr. Donald McKernan, Chairman, National Advisory Committee on Oceans and Atmosphere; Edward Furia, Seattle, Washington; R. A. Davenny, R. A. Davenny and Associates, Anchorage, Alaska; Sang J. Shim, Korean Marine International Development Corporation, Kodiak, Alaska; Lee Weddig, National Fisheries Institute, Washington, D.C.; Lucy Sloan, National Federation of Fishermen, Washington, D.C.; Jake Dykstra, Point Judith Fishermen's Cooperative, Narragansett, Rhode Island; Zeke Grader, Pacific Coast Federation of Fishermen's Associations, Inc., Sausalito, Calif.; Robert Hudson, Oregon All-Coast Marketing Association, Charleston, Oreg.; Dr. Stephen B. Mathews, Washington Trollers Association, Port Angeles, Wash.; Roger Shearer and Dale Beasley, both representing Federation of Independent Seafood Harvesters, Ilwaco, Wash.; Jackie Prest, Washington State Trollers Auxiliary, Chinook; and Al Guimond, Atlantic Offshore Fish and Lobster Association, Bristol, Rhode Island.

Hearings were recessed subject to call.

ENERGY AUTHORIZATION

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development resumed mark up of S. 2692, authorizing funds for civilian programs of the Department of Energy for fiscal year 1979, but did not complete action thereon and recessed subject to call.

COMMITTEE BUSINESS

Committee on Finance: Committee ordered favorably reported the following business items:

S. Con. Res. 73, expressing the sense of the Congress concerning additional import fees on imported oil, with an amendment in the nature of a substitute;

H.R. 7320, to revise miscellaneous timing requirements of the revenue laws, with amendments, one of which would suspend until June 30, 1979, the duty on products used in home and industrial insulation;

H.R. 112, reducing from 4% to 2% the excise tax imposed on the investment income of domestic private foundations; and

H.R. 5176, lowering the duty on levulose until June 30, 1980 (amended).

Committee agreed to offer as floor amendments to H.R. 9251, extending the effective date of several provisions of the Tax Reform Act currently pending on the Senate calendar, the text of S. 2753, excluding from gross income amounts which represent a discharge of indebtedness under certain student loan programs, and the text of S. 2943, establishing transitional provisions in the tax law relating to the advance refunding of industrial development bonds.

Also, committee agreed that at such time as H.R. 11005, International Trade Commission funding, is referred to the committee, that it be ordered favorably reported with an amendment authorizing $13,113,000 for such purposes.

A press release summarizing all actions taken by the Committee today is available at the Committee office in 2227 Dirksen Office Building.

U.S.-JAPAN RELATIONS

Committee on Foreign Affairs: Subcommittee on East Asian and Pacific Affairs held hearings in open and closed session, on current Japanese-U.S. bilateral relations. Witnesses heard were Alan W. Wolff, Deputy Special Representative for Trade Negotiations; Erland H. Heginbotham, Deputy Assistant Secretary of State for East Asian and Pacific Affairs, and Nicholas Platt, Director, Japan Desk, Department of State.

Hearings were recessed subject to call.

CIVIL SERVICE REFORM, AND DEPARTMENT OF EDUCATION

Committee on Governmental Affairs: Committee resumed hearings on S. 2640, proposing reform of the Civil Service laws, receiving testimony from Kenneth A. Meiklejohn, William H. McClennan, and Saul Stein, all of the AFL-CIO, Washington, D.C.; and Kenneth Blaylock, American Federation of Government Employees, Washington, D.C.

Also, committee resumed hearings on S. 991, to create a separate Cabinet-level Department of Education, receiving testimony from Senator Brooke; Representative Chisholm; James Parham, Deputy Assistant Secretary of Health, Education, and Welfare for Human Development Services; Marian Wright Edelman, Director, Children's Defense Fund, Washington, D.C.; Dr. Edward Zigler, Yale University, New Haven; Nancy Spears, National Head Start Directors Association, Washington, D.C.; Juan Gutierrez, National Congress of Hispanic American Citizens, Washington, D.C.; Dr. Ann Taylor, Carnegie-Mellon University, Pittsburgh; Frances Walker, California State Department of Education, Sacramento; and Ruth Cumbo, Prince Georges County Head Start Project.

Hearings on S. 2640 continue on Wednesday, May 3.

DEATH PENALTY

Committee on the Judiciary: Committee held hearings on S. 1382, to establish criteria for the imposition of the sentence of death, receiving testimony from Mary C. Lawton, Deputy Assistant Attorney General, Office of Legal Counsel, Department of Justice.

Hearings continue on Thursday, May 11.

INTELLIGENCE-GATHERING CAPABILITY

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures resumed hearings to examine the erosion of law enforcement intelligence gathering capabilities, receiving testimony from Robert B. Ross, Trinity Lutheran Hospital, Kansas City, Kans.; Philip Cherico, Power Authority of the State of New York, Albany; Clifford Evans, First Federal Savings and Loan Association of Wisconsin, Milwaukee; Donald Drever, CNA Insurance Co., Chicago; and E. J. Criscuoli, Jr., American Society for Industrial Security, Washington, D.C.

Hearings continue on Friday, May 5.

DISTRICT OF COLUMBIA REPRESENTATION

Committee on the Judiciary: Subcommittee on the Constitution resumed hearings on S.J. Res. 65, to amend the Constitution so as to provide for representation of the District of Columbia in the Congress, receiving testimony from Senator Bartlett; Representatives McClory, and Edwards of California; Delegate Fauntroy; Mayor Walter Washington, of the District of Columbia; Sterling Tucker, Member, District of Columbia City Council; John Knight, Parliament House, Canberra, Australia; John Hechinger, Landover, Maryland; Connie Fortune, League of Women Voters, Washington, D.C.; and Robert Linowes, Metropolitan Washington Board of Trade, Washington, D.C.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 19 public bills, H.R. 12411-12429; 2 private bills, H.R. 12430 and 12431; and 2 resolutions, H. Con. Res. 584, and H. Res. 1156 were introduced.

Pages 11742-11743

Committee Funds: House agreed to H. Res. 1013, amended, to provide for the expenses of investigations and studies to be conducted by the Committee on Science and Technology. Page 11709

Printing: House agreed to H. Res. 1105, providing for the printing of the Congressional Resource Guide to the Federal Effort on Narcotics Abuse and Control.

Presidential Message—Uranium Export Authorization: Received and read a message from the President wherein he transmits to Congress an Executive Order authorizing the export of 7,638 Kgs. of low-enriched uranium to India for use in the fueling of its Tarapur Atomic Power Station—referred to the Committee on International Relations and ordered printed (H. Doc. 95-327). Page 11710

EPA Research Authorization: By a yea-and-nay vote of 367 yeas to 33 nays, Roll No. 259, the House passed H.R. 11302, to authorize appropriations for environmental research, development, and demonstrations for the fiscal year 1979.

By a yea-and-nay vote of 384 yeas to 5 nays, Roll No. 258, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

The committee amendments;

An amendment that increases the authorization for radiation activities in the Health and Ecological Effects program from $930,000 to $2.5 million for research on the health effects of non-ionizing radiation;

A perfecting amendment; and

An amendment that requires EPA to establish guidelines for waste water re-use prior to funding demonstration projects in this area.

Rejected an amendment that sought to authorize an additional $1 million for noise control activities in the Industrial Process program (rejected by a division vote of 4 ayes to 15 noes).

H. Res. 1112, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 11711-11726

USRA Supplemental Appropriation: By a yea-and-nay vote of 202 yeas to 196 nays, Roll No. 260, the House passed H.J. Res. 859, making supplemental appropriations for the United States Railway Association for the fiscal year ending September 30, 1978. Pages 11726-11728

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of May 3. Page 11729

Adjournment: Adjourned at 1:45 p.m.

Committee Meetings

FOREST AND RANGELAND RENEWABLE RESOURCES

Committee on Agriculture: Met and ordered reported favorably to the House H.R. 11778 amended, Forest and Rangeland Renewable Resources Research Act of 1978.

COMMODITY FUTURES TRADING COMMISSION

Committee on Agriculture: Subcommittee on Conservation and Credit met and approved for full committee action H.R. 10285 as amended, Commodity Futures Trading Commission reauthorization.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Pennsylvania Avenue Development Corp.; Indian education; and Bureau of Land Management.

DOE AUTHORIZATION

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials held a hearing on H.R. 11072, to authorize appropriations for fiscal year 1979 for the Department of Energy for conservation, development, and use of naval petroleum and oil shale reserves. Testimony was heard from Dobie Langenkamp, Deputy Assistant Secretary for Liquid Fuel, and Capt. Robert H. Nelson, CEC, USN, Director, Naval Petroleum Reserves, Department of Energy.

KENNEDY ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of President John F. Kennedy continued hearings in executive session, and will resume tomorrow.

HOUSING AND COMMUNITY DEVELOPMENT ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development completed markup and approved for full committee action bill to be introduced on May 1 on Housing and Community Development Amendments of 1978.

SOLAR ENERGY BANK ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy continued hearings on H.R. 7800, Solar Energy Bank Act. Testimony was heard from Representatives McKinney, McCormack, Drinan and Blanchard.

DISTRICT OF COLUMBIA BASIC CRIMINAL CODE

Committee on the District of Columbia: Subcommittee on Judiciary, continued hearings on District of Columbia Basic Criminal Code. Testimony was heard from David A. Clarke, Member, D.C. Council; Police Chief Burtell M. Jefferson, and Vernon Gill, Counsel, Police Department; Rev. H. Albion Ferrell; Chairman, D.C. Board of Parole; and George E. Holland, Superintendent, D.C. Department of Corrections.

NATIONAL CHILD NUTRITION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education held a hearing on H.R. 11699, National Child Nutrition Act of 1978. Testimony was heard from USDA and public witnesses.

HEADSTART ALLOCATION FORMULA

Committee on Education and Labor: Subcommittee on Economic Opportunity met for discussion of the Headstart allocation formula.

DOE AUTHORIZATION

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment continued hearings on H.R. 11392, Department of Energy Authorization. Testimony was heard from Department of Energy officials John Deutch and George Cunningham.

Hearings continue tomorrow.

INDIAN LANDS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held hearings on H.R. 10240, to declare that the U.S. holds in trust for the Pueblo of Zia certain public domain lands; S. 947, land held in trust for the Creek Nation of Oklahoma; and S. 1291, lands held in trust for the Cheyenne-Arapaho Tribes of Oklahoma. Testimony was heard from a representative of Department of Interior.

NATIONAL PARKS

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs met for discussion of an omnibus parks bill, and will resume on Monday, May 1.

INTERNATIONAL SECURITY ASSISTANCE ACT

Committee on International Relations: Continued markup of H.R. 11876, International Security Assistance Act of 1978, and will resume on Wednesday, May 3.

HUMAN RIGHTS IN THE PHILIPPINES

Committee on International Relations: Subcommittee on International Organizations held a hearing on human rights in the Philippines. Testimony was heard from public witnesses.

DOE AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued markup of H.R. 11392, DOE authorization, and will resume on Monday, May 1.

HEALTH SERVICES RESEARCH

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued hearings on H.R. 11763, 4869 and 10839, relating to health services research. Testimony was heard from Dr. Julius Richmond, HEW; and public witnesses.

Hearings continue tomorrow.

U.S. TRAVEL SERVICE AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce met and approved for full committee action H.R. 11869 amended, to authorize additional appropriations for the U.S. Travel Service.

TORT CLAIMS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 9219, to provide for an exclusive remedy against the United States in suits based upon acts or omissions of United States employees. Testimony was heard from representatives of Law Enforcement Assistance Foundation, Westwood, N.J.; Federal Criminal Investigators Association, New Haven, Conn.; International Conference of Police Associations, D.C.; International Association of Chiefs of Police, Gaithersburg, Maryland; and Fraternal Order of Police, D.C.

ATTORNEY FEES

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice continued hearings on H.R. 12088, attorney fees. Testimony was heard from a panel on handicapped and elderly persons; and a panel on businesses.

REFUGE REVENUE SHARING ACT— ALASKA LANDS

Committee on Merchant Marine and Fisheries: Met and ordered reported favorably to the House the following bills:

H.R. 8394 amended, Refuge Revenue Sharing Act of 1978; and

H.R. 39 as amended, Alaska National Interest Lands Conservation Act.

DRUGS IN THE MILITARY

Select Committee on Narcotics Abuse and Control: Held a hearing on drugs in the Military. Testimony was heard from Lee Dogoloff, Associate Director, Domestic Policy Staff, The White House; Vernon McKenzie, Acting Assistant Secretary for Health Affairs, Department of Defense; and Dr. Robert Smith, former Assistant Secretary for Health Affairs, DOD.

POPULATION AND DEVELOPMENT ASSISTANCE

Select Committee on Population: Continued hearings on population and development assistance. Testimony was heard from Mrs. Carrie Lorenzana, Regional Director, Family Planning International Assistance, Regional Office for Asia, The Philippines; and representatives of an Indonesia Case Study; and Bangladesh Case Study.

GROUNDWATER QUALITY

Committee on Science and Technology: Subcommittee on Environment and Atmosphere continued hearings on groundwater quality with testimony from public witnesses.

WAYS AND MEANS MISCELLANY

Committee on Ways and Means: Met and ordered reported favorably to the House the following measures:

H.R. 3350 as amended, Deep Seabed Hard Minerals Act;

H. Con. Res. 555, approving the extension of nondiscriminatory treatment with respect to the products of the Hungarian People's Republic;

H. Res. 238, Expressing the sense of the House with respect to the immediate removal of certain regulations unilaterally put in place by the European Economic Community which have the effect of damaging and interfering with historic and acceptable trade patterns in the U.S. export of dried prunes, and efforts made to restrict exports of walnuts to the European Economic Community;

H.R. 12380, to amend the Federal-State Extended Unemployment Compensation Act of 1970 with respect to an individual's eligibility period for benefits under such act; and

H.R. 12232, to amend the Unemployment Compensation Amendments of 1976 with respect to the National Commission on Unemployment Compensation.

Joint Committee Meeting

FIFRA

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 1678, to amend and extend through fiscal year 1979 the Federal Insecticide, Fungicide, and Rodenticide Act, but did not complete action thereon and will meet again tomorrow.

Monday, May 1, 1978

Senate

Chamber Action

Routine Proceedings, pages 11854–11930

Bills Introduced: Two bills and three resolutions were introduced, as follows: S. 3016–3017; and S. Con. Res. 81–84. Pages 11880–11881, 11904–11905

Farm Credit: Senate began consideration of S. 2146, to improve Federal credit assistance programs for farmers, ranchers, and rural communities and businesses, agreeing to five amendments proposed thereto as follows: Page 11856

(1) Bellmon unprinted amendment No. 1249, to add a provision to eliminate requirement for bond counsel for certain water and waste disposal facility loans; Page 11866

(2) Bumpers unprinted amendment No. 1250, to authorize Secretary of Agriculture to increase the target price for rice whenever a set-aside program is in effect; Page 11866

(3) Bentsen unprinted amendment No. 1252, to clarify the act so as to include only those smaller livestock operators who own livestock that are fed in custom feedyards; Page 11870

(4) Muskie unprinted amendment No. 1253, increasing from 3% to 5% interest rate on loans covering losses from disasters occurring on or after October 1, 1979; and Page 11875

(5) Allen (for Abourezk) unprinted amendment No. 1255, to facilitate loans to Indian tribes. Page 11877

Senate also considered Clark amendment No. 1825, relating to payment of Secretary's cost of administration, and Allen amendment No. 1826, in the nature of a substitute for Section 203, Purposes of Loans. Senate reached unanimous consent agreement concerning continued consideration tomorrow of this bill and amendments proposed thereto. Page 11878

Pages 11856–11879

Private Bill: Senate agreed to the House amendments to S. 958, a private relief bill, thereby clearing the measure for the White House. Page 11928

Presidential Message: Senate received messages from the President as follows:

Transmitting a proposed Constitution for the Territory of Guam—referred to Committee on Energy and Natural Resources (PM-171); and Page 11779

Transmitting a Reciprocal Fisheries Agreement for 1978 between the U.S. and Canada—referred jointly to Committees on Foreign Relations and Commerce, Science, and Transportation (PM-172).

Pages 11779–11880

Unanimous Consent Agreement: By unanimous consent it was agreed that on Monday, May 15, the majority leader is authorized to call up S. 2467, to strengthen remedies and expedite procedures under the National Labor Relations Act, or the House companion measure. Page 11928

Confirmations: Senate confirmed the following nominations:

Gustave Diamond, to be U.S. district judge for the western district of Pennsylvania;

Donald E. Ziegler, to be U.S. district judge for the western district of Pennsylvania;

Forty-four Army nominations in the rank of General; 46 Navy in the rank of Admiral; four Air Force in the rank of General; two Marine Corps in the rank of General; and sundry other nominations in the Army, Navy, and Air Force. Pages 11943–11944

Nominations: Senate received the nomination of Francis H. McAdams, of the District of Columbia, to be a member of the National Transportation Safety Board; and

Three Army nominations in the rank of General; eight Air Force in the rank of General; three Coast Guard in the rank of Admiral; and sundry nominations in the Army, Navy, Air Force, and Marine Corps.

Pages 11930–11943

Bill Placed on Calendar: H.R. 11504, Agricultural Credit, was received and placed on the Senate Calendar. Page 11880

Bills Referred: Sundry House-passed bills were referred to appropriate Senate committees. Page 11880

Also, S. 2939, authorizing funds for governmental intelligence activities, was taken from the calendar and referred to Committee on Armed Services for not to exceed 30 days. Page 11880

Messages From the House: Page 11880

Amendments Submitted for Printing: Pages 11905–11914

Statements on Introduced Bills: Pages 11881–11904

Additional Statements: Pages 11914–11927

Recess: Senate met at 11 a.m. and recessed at 4:01 p.m. Page 11930

Committee Meetings

EXPORT PROMOTION

Committee on Agriculture, Nutrition, and Forestry: On Friday, April 28, Subcommittee on Foreign Agricultural Policy continued hearings on S. 2385, 2405, 2504, and 2968, authorizing the Commodity Credit Corporation to finance export credit sales of agricultural commodities, receiving testimony from Horace Davis, Assistant Administrator in Charge of Attaches, Department of Agriculture; Joseph Halow, North American Export Grain Association, Washington, D.C.; Sy Bichler, Farmers Export Company, Kansas City, Missouri; John B. Datt, American Farm Bureau Federation, Washington, D.C.; Robert Lewis, National Farmers Union, Washington, D.C.; Hans Blocklin, Council of American Flagship Operators, Washington, D.C.; Herbert Brand, Transportation Institute, Washington, D.C.; Albert Maskin, American Maritime Association, New York City; and Benjamin Mann, Joint Maritime Commission, New York City.

Subcommittee recessed subject to call.

APPROPRIATIONS—HUD

Committee on Appropriations: On Friday, April 28, Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the Department of Housing and Urban Development and independent agencies, receiving testimony from Senator Williams and numerous public witnesses.

Subcommittee recessed subject to call.

APPROPRIATIONS—STATE

Committee on Appropriations: On Friday, April 28, Subcommittee continued hearings, in closed session, on proposed budget estimates for fiscal year 1979 for the Department of State, receiving testimony from Secretary of State Cyrus Vance.

Subcommittee will meet again tomorrow.

ELECTRONIC FUND TRANSFER/URBAN MASS TRANSIT

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported an original bill to prescribe policies and procedures to protect consumer rights in relation to the electronic fund transfer system. This bill incorporates provisions of S. 2470, 2065, and 2546.

Also, committee began consideration of S. 2441, to reshape the Government's assistance programs for mass transit and highways, but did not complete action thereon and will meet again tomorrow.

NOMINATION

Committee on Energy and Natural Resources: On Friday, April 28, Committee concluded hearings on the nomination of John K. Mansfield, of Connecticut, to be Inspector General, Department of Energy, after the nominee testified and answered questions on his own behalf.

NATIONAL TRAILS

Committee on Energy and Natural Resources: Subcommittee on Parks and Recreation concluded hearings on the following bills to establish "National Historic Trails" as a new category of trails within the National Trails System and to add several trails to the National Trails System (H.R. 6900, S. 929, 2659, 2663, 2664, 2705, and 2974), after receiving testimony from Senators Gravel, Hatch, and Garn; David F. Hales, Deputy Assistant Secretary of the Interior for Fish and Wildlife and Parks; John McGuire, Chief, Forest Service, Department of Agriculture; and Edward B. Garvey, American Hiking Society, Washington, D.C.

SEQUOIA NATIONAL PARK

Committee on Energy and Natural Resources: On Friday, April 28, Subcommittee on Parks and Recreation held hearings on S. 88, to enlarge the Sequoia National Park, California, by adding the Mineral King Valley, receiving testimony from Senators Cranston and Hayakawa; Representative Krebs; M. Rupert Cutler, Assistant Secretary of Agriculture for Conservation; Robert Herbst, Assistant Secretary of the Interior for Fish, Wildlife, and Parks; Josiah H. Beeman, Washington Office, State of California; Cal Conniff, National Ski Association, West Hartford, Conn.; Ralph DesRoches, Ski Industries of America; Donald Simpson, U.S. Ski Association, Denver, Colorado; Edward Gehle, Far West Ski Association; John Modin, Mineral King Task Force, El Dorado, California; Jerome Waldie, Friends of the Earth, Washington, D.C.; Richard Nunis, Disneyland, and Ronald J. Cayo, Walt Disney Productions, Burbank, California; Richard H. Smith, representing private property owners, Fresno, California; Robert Herrell, Tulare County Board of Supervisors, California; and George Hartzog, Washington, D.C.

Hearings adjourned subject to call.

HIGHWAY PROGRAM

Committee on Environment and Public Works: Committee resumed consideration of proposed legislation authorizing funds for fiscal years 1979 and 1980 for Federal aid highway programs, but did not complete action thereon and will meet again on Thursday, May 11.

WELFARE REFORM

Committee on Finance: Subcommittee on Public Assistance resumed hearings on S. 2084, to replace the existing Federal welfare programs with a single coordinated program, receiving testimony from Bert Seidman and Robert McGlotten, AFL-CIO, Washington, D.C.; Dr. Richard P. Nathan, The Brookings Institution, Washington, D.C.; Dr. James N. Morgan, Institute for Social Research, Ann Arbor, Michigan; Dr. Robert G. Spiegelman, Center for the Study of Welfare Policy, Menlo Park, California; and Dr. Martin Anderson, Hoover Institution, Palo Alto, California.

Hearings continue tomorrow.

FOREIGN AFFAIRS—KOREA

Committee on Foreign Relations: Committee held hearings on U.S. assistance to Korea and the proposed withdrawal of U.S. forces from Korea. Witnesses heard were Secretary of Defense Harold Brown; Deputy Secretary of State Warren Christopher; and General David C. Jones, Acting Chairman, Joint Chiefs of Staff, and Chief of Staff of the Air Force.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Foreign Relations: On Friday, April 28, committee ordered favorably reported the following business items:

S. Con. Res. 72, expressing the sense of the Congress regarding recent acts of and future efforts to counter international terrorism;

S. Res. 419, expressing the sense of the Senate regarding recent terrorist attacks in Italy;

H. Con. Res. 549, praising the U.S. delegation to the recent Conference on Security and Cooperation in Europe held in Belgrade, Yugoslavia; and

The nominations of William B. Edmondson, of Nebraska, to be Ambassador to the Republic of South Africa; and David Bronheim, of the District of Columbia, to be an Assistant Administrator of the Agency for International Development.

Also, on Friday, April 28, and today, committee held closed sessions to discuss the proposed sale of arms to Middle East nations, but made no announcements and recessed subject to call.

INTERNATIONAL DEVELOPMENT ASSISTANCE

Committee on Foreign Relations: On Friday, April 28, Subcommittee on Foreign Assistance resumed hearings on S. 2646, authorizing funds for fiscal year 1979 for international development assistance programs, receiving testimony on funds for international organizations from Charles W. Maynes, Assistant Secretary of State for International Organization Affairs; and on funds for development assistance programs from Larry Minear, Church World Service and Lutheran World Relief; the Reverend Joseph J. Nangle, U.S. Catholic Conference; Charles Dean, Foundation for Cooperative Housing, Washington, D.C.; and Coralie Turbitt, International Center for Research on Women.

Subcommittee markup on this bill is scheduled for Thursday, May 4.

INTERNATIONAL TRADE DEPARTMENT

Committee on Governmental Affairs: Committee resumed hearings on S. 1990, to establish a Cabinet-level Department of International Trade and Investment, receiving testimony from William J. Barton, International Business-Government Counselors, Inc., Washington, D.C.; A. L. Burridge, Robert A. Perkins, Thomas Hague, and S. Woodrow Sponaugle, all representing the Asia-Pacific Council of American Chambers of Commerce.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Human Resources: On Friday, April 28, committee ordered favorably reported with amendments the following bills:

S. 2450, authorizing funds for fiscal years 1979–1981 for Community Mental Health Centers and for biomedical research. (As approved by the committee, the bill authorizes approximately $1.8 billion for fiscal year 1979, $1 billion for fiscal year 1980, and $2 billion for fiscal year 1981);

S. 2466, to establish a National Institute for Health Care Research. (As approved by the committee, the bill authorizes $125 million for fiscal year 1979, $145 million for fiscal year 1980, and $170 million for fiscal year 1981); and

S. 2579, to establish a President's Commission for the Protection of Human Subjects of Biomedical and Behavioral Research. (The bill would authorize $6 million for each of fiscal years 1979–1982).

Also, committee agreed to report without recommendation H.R. 8410, House companion measure to S. 2467, to amend the National Labor Relations Act so as to strengthen the remedies and expedite the procedures under such Act. S. 2467 is pending on the Senate calendar.

JUSTICE DEPARTMENT AUTHORIZATION

Committee on the Judiciary: Committee resumed hearings on proposed authorizations for fiscal year 1979 for the Department of Justice, receiving testimony in behalf of funds for the Law Enforcement Assistance Administration from its Assistant Administration James M. H. Gregg, John Rector, Administrator, Juvenile Justice Division, and Thomas Madden, General Counsel, all of the Department of Justice; and Richard Wertz, National Conference of State Criminal Justice Planning Administrators ,Washington, D.C.

Hearings continue on Monday, May 8.

DISTRICT OF COLUMBIA REPRESENTATION

Committee on the Judiciary: On Friday, April 28, Subcommittee on the Constitution continued hearings on S.J. Res. 65, to amend the Constitution so as to provide for representation of the District of Columbia in the Congress, receiving testimony from Clarence Mitchell, National Association for the Advancement of Colored People; Joseph L. Rauh, Leadership Conference on Civil Rights; Natasha Pearl; Hector Rodriguez, National Hispanic Committee for D.C. Full Voting Representation in the U.S. Congress; Bruce Waxman, National Lawyers Guild; Professor Stephen A. Saltzburg, University of Virginia, Charlottesville; Professor Herbert O. Reid, Howard University; Wade J. Henderson and Lois Wright, National Conference of Black Lawyers; and Paul Hays, D.C. Republican Party.

Hearings were adjourned subject to call.

House of Representatives

Chamber Action

Bills Introduced: 46 public bills, H.R. 12432–12477; 3 private bills, H.R. 12478–12480; and 22 resolutions, H.J. Res. 877–882, H. Con. Res. 585–599, and H. Res. 1157 were introduced. Pages 12008–12011

Bills Reported: Reports were filed as follows:

H.R. 3050, Tax Treatment of Returns of Magazines, Paperbacks, and Records, amended (H. Rept. 95–1091);

H.R. 8535, Tax Treatment of Certain Payments for Credit for Household and Dependent Care Expenses, amended (H. Rept. 95–1092);

H. Res. 238, European Economic Community Restrictions on United States Exports of Certain Processed Fruits and Vegetables, amended (H. Rept. 95–1093);

H.R. 12112, designating Gathright Lake on the Jackson River, Virginia, as Lake Moomaw (H. Rept. 95–1004);

H.R. 10838, to name the lake located behind Lower Monumental Lock and Dam, Washington, Lake Hubert G. West (H. Rept. 95–1095);

H.R. 11241, to change the name of the harbor at Ventura Marina, California, to Ventura Harbor (H. Rept. 95–1096);

H.R. 12140, to amend the Federal Water Pollution Control Act to provide additional authorizations for certain operating programs under the Act (H. Rept. 95–1097);

H.R. 12139, River Basin Authorizations, amended (H. Rept. 95–1098);

H.R. 7041, to rename two lakes which have been completed as part of the Papillion Creek basin project as the Glenn Cunningham Lake and the Standing Bear Lake (H. Rept. 95–1099);

H.R. 212, to provide that the park referred to as the East Lake Park located within the West Point Lake project on the Chattahoochee River, Georgia, shall hereafter be known and designated as the "R. Shaefer Heard Park" (H. Rept. 95–1100);

H.R. 3583, to designate the new Poe lock on the Saint Marys River at Sault Sainte Marie, Michigan, as the "John A. Blatnik Lock" (H. Rept. 95–1101);

H.R. 4691, relating to the disposition of certain recreational demonstration project lands by the State of Oklahoma, amended (H. Rept. 95–1102);

Conference report on H.R. 6782, Emergency Agricultural Act of 1978 (H. Rept. 95–1103); and

H.R. 12116, amending the District of Columbia Self-Government and Governmental Reorganization Act of 1973 (H. Rept. 95–1104). Page 12008

Consent Calendar: On the call of the Consent Calendar, the House passed the following:

Cleared for the President:

Nevada lands: S. 917, to provide for conveyance of certain lands adjacent to the Gund Ranch, Grass Valley, Nevada, to the University of Nevada;

Smithsonian Board of Regents: S.J. Res. 106, to provide for the reappointment of A. Leon Higginbotham, Jr., as a citizen regent of the Board of Regents of the Smithsonian Institution;

S.J. Res. 107, to provide for the reappointment of John Paul Austin as a citizen regent of the Board of Regents of the Smithsonian Institution;

S.J. Res. 108, to provide for the appointment of Anne Legendre Armstrong as a citizen regent of the Board of Regents of the Smithsonian Institution; and

Library of Congress Trust Fund Board: S. 2220, to authorize the Secretary of the Treasury to designate an Assistant Secretary to serve in his place as a member of the Library of Congress Trust Fund Board.

Eligible bill not considered:

Passed over without prejudice H.R. 10343. Page 11945

Re-referral: Paragraph (1) of section 351 of H.R. 11392, to authorize appropriations to the Department of Energy and the Federal Energy Regulatory Commission pursuant to section 660 of the Department of Energy Organization Act, previously referred to the Committee on Interior and Insular Affairs, was referred solely to the Committee on Armed Services. Page 11946

Presidential Messages: Read the following messages from the President:

Guam constitution: Transmitting to the Congress a proposed constitution for the Territory of Guam—referred to the Committee on Interior and Insular Affairs; and

United States-Canada fisheries agreement: Transmitting to Congress a Reciprocal Fisheries Agreement for 1978 between the United States and the Government of Canada—referred to the Committee on Merchant Marine and Fisheries and ordered printed (H. Doc. 95–329). Pages 11946–11947

Suspensions: House voted to suspend the rules and pass the following:

Pacific fisheries: H.R. 11657, amended, to authorize appropriations to carry out the Central, Western, and South Pacific Fisheries Development Act until the close of fiscal year 1983. Agreed to amend the title (passed by a yea-and-nay vote of 326 yeas to 23 nays with 1 voting "present", Roll No. 262); and Pages 11947–11949, 11956–11957

Federal Reserve banks authority: H.J. Res. 816, to extend the authority of the Federal Reserve banks to buy and sell certain obligations (passed by a yea-and-nay vote of 278 yeas to 77 nays, Roll No. 264). Pages 11954–11956, 11958–11959

Suspension Failed: By a yea-and-nay vote of 219 yeas to 137 nays, Roll No. 263, the House failed to suspend the rules and pass H.R. 10392, to establish a Hubert H. Humphrey Fellowship in Social and Political Thought at the Woodrow Wilson International Center for Scholars at the Smithsonian Institution and to establish a trust fund to provide a stipend for such fellowship. Pages 11949–11954, 11957–11958

Renal Disease Program: House agreed, with an amendment to the Senate amendment, to H.R. 8423, to amend titles II and XVIII of the Social Security Act to make improvements in the end stage renal disease program presently authorized under section 226 of that Act—returning the measure to the Senate. Pages 11959–11966

Civil Rights of Institutionalized Persons: House completed all general debate and began reading for amendment on H.R. 9400, to authorize actions for redress in cases involving deprivations of rights of institutionalized persons secured or protected by the Constitution or laws of the United States; but came to no resolution thereon. Proceedings under the 5-minute rule will continue at a later date.

Pending when the Committee of the Whole rose was the committee amendment in the nature of a substitute.

Agreed to an amendment that strikes the coverage for jails, prisons, and other correctional institutions (agreed to by a recorded vote of 227 ayes to 132 noes, Roll No. 267).

Rejected a substitute amendment to the previous amendment that sought to also strike pretrial detention and juvenile facilities from the coverage of the bill.

H. Res. 1150, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 320 yeas to 20 nays, Roll No. 265. Pages 11974–11990

Referrals: Nine Senate-passed measures were referred to the appropriate House committees. Page 12006

Adjournment: Adjourned at 5:45 p.m.

Committee Meetings

INTERIOR APPROPRIATIONS

Committee on Appropriations: On Friday, April 28, Subcommittee on Interior held a hearing on Bureau of Indian Affairs.

DOE AUTHORIZATION

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings on H.R. 11072, to authorize appropriations for fiscal year 1979 for the Department of Energy for conservation, development, and use of naval petroleum and oil shale reserves. Testimony was heard from R. Dobie Langenkamp, Deputy Assistant Secretary for Liquid Fuel, and Capt. Robert H. Nelson, CEC, USN, Director, Naval Petroleum Reserves, Department of Energy.

KENNEDY ASSASSINATION

Select Committee on Assassinations: On Friday, April 28, Subcommittee on the Assassination of President John F. Kennedy continued hearings in executive session, and will resume on Tuesday, May 2.

EXPORT-IMPORT BANK ACT

Committee on Banking, Finance and Urban Affairs: Met and ordered reported favorably to the House H.R. 12157 amended, to amend and extend the Export-Import Bank Act of 1945.

NATIONAL PARKS AND RECREATION ACT

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs continued markup of National Parks and Recreation Act of 1978.

DOE AUTHORIZATION

Committee on Interior and Insular Affairs: On Friday, April 28, Subcommittee on Energy and the Environment concluded hearings on H.R. 11392, DOE authorization, with testimony from Department of Energy officials.

SAN LUIS UNIT—WATER RESEARCH

Committee on Interior and Insular Affairs: on Friday, April 28, Subcommittee on Water and Power Resources continued hearings on the San Luis Unit of Central Valley Project, California. Testimony was heard from Guy Martin, Department of Interior.

Following the hearing, the Subcommittee approved for full committee action H.R. 11226 amended, Water Research and Development Act of 1978.

FOREIGN RELATIONS AUTHORIZATION

Committee on International Relations: Subcommittee on International Operations continued markup of the Foreign Relations Authorization Act for fiscal year 1979, and will resume tomorrow.

AGRICULTURAL EXPORTS

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on Agricultural Exports and U.S. foreign economic policy. Testimony was heard from Representatives de la Garza, Findley, Poage, Nolan, Moore, Weaver and Baucus; and representatives of Department of State, Foreign Agricultural Service, USDA; East-West Trade Council; and American Express International Banking Corporation.

HEALTH SERVICES RESEARCH

Committee on Interstate and Foreign Commerce: On Friday, April 28, Subcommittee on Health and the Environment concluded hearings on H.R. 11763, 4869, and 10839, relating to health services research. Testimony was heard from Representative Brown of California; and representatives of Environmental Protection Agency.

CIVIL RIGHTS COMMISSION ACT

Committee on the Judiciary: On Friday, Apr. 28, Subcommittee on Civil and Constitutional Rights met and approved for full committee action a clean bill in lieu of H.R. 12266, Civil Rights Commission Act of 1978.

Joint Committee Meetings

OCS

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf, but did not complete action thereon and will meet again on Wednesday, May 3.

FIFRA

Conferees on Friday, April 28, continued to resolve the differences between the Senate- and House-passed versions of S. 1678, to amend and extend through fiscal year 1979 the Federal Insecticide, Fungicide, and Rodenticide Act, but did not complete action thereon and will meet again tomorrow.

Résumé of Congressional Activity

SECOND SESSION OF THE NINETY-FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 19 through April 30, 1978

	Senate	*House*	*Total*
Days in session	57	54	..
Time in session	444 hrs., 15′	248 hrs., 48′	..
Congressional Record:			
Pages of proceedings	6,550	3,326	9,876
Extension of Remarks	..	...	2,198
Public bills enacted into law	12	36	48
Private bills enacted into law	2	6	8
Bills in conference	2	12	14
Bills through conference		7	7
Measures passed, total	180	216	.
Senate bills	47	18	
House bills	34	97	
Senate joint resolutions	9	1	
House joint resolutions	7	8	
Senate concurrent resolutions	1	1	
House concurrent resolutions	7	9	
Simple resolutions	75	82	
Measures reported, total	•188	•220	
Senate bills	61	8	
House bills	36	130	
Senate joint resolutions	5	4	
House joint resolutions	4	9	
Senate concurrent resolutions	1		
House concurrent resolutions	5	5	
Simple resolutions	76	73	
Special reports	14	14	..
Conference reports	1	7	8
Measures pending on calendar	51	87	
Measures introduced, total	774	2,557	
Bills	628	2,019	
Joint resolutions	30	195	
Concurrent resolutions	18	133	
Simple resolutions	98	210	
Quorum calls	8	41	
Yea-and-nay votes	144	162	
Recorded votes	..	57	
Bills vetoed	..	..	
Vetoes overridden	..		

•These figures include all measures reported, even if there was no accompanying report. A total of 157 reports have been filed in the Senate, a total of 249 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 19 through April 30, 1978

Army nominations, totaling 4,683, disposed of as follows:	
Confirmed	2,853
Unconfirmed	1,829
Withdrawn	1
Navy nominations, totaling 10,885, disposed of as follows:	
Confirmed	2,349
Unconfirmed	8,536
Air Force nominations, totaling 6,703 disposed of as follows:	
Confirmed	3,751
Unconfirmed	2,952
Marine Corps nominations, totaling 1,450, disposed of as follows:	
Confirmed	1,401
Unconfirmed	49
Civilian nominations, totaling 1,786, disposed of as follows:	
Confirmed	1,626
Unconfirmed	160
Summary	
Total nominations received	25,507
Total confirmed	11,980
Total unconfirmed	13,526
Total withdrawn	1

Tuesday, May 2, 1978

Senate

Chamber Action

Routine Proceedings, pages 12127–12261

Bills Introduced: Nine bills and one resolution were introduced, as follows: S. 3018–3026; and S. Res. 444.

Pages 12202–12203, 12210

Bills Reported: Reports were made as follows:

S. Res. 443, to waive Section 303(a) of the Congressional Budget Act with respect to Senate consideration of second conference report on H.R. 6782, proposed Emergency Agricultural Act (S. Rept. 95–772).

H. Con. Res. 549, praising the U.S. delegation to the Belgrade meeting of the Conference on Security and Cooperation in Europe for its efforts on behalf of human rights (S. Rept. 95–773).

S. Res. 419, stating the sense of the Senate favoring U.S. support of the Italian government in its efforts to deal with terrorism (S. Rept. 95–774).

Judiciary Committee report entitled "Administrative Practice and Procedure" (S. Rept. 95–775).

H.R. 8410, to amend the National Labor Relations Act so as to strengthen the remedies and expedite the procedures under such Act, without recommendation (S. Rept. 95–776).

H.R. 5052, to impose quotas on the importation of beef (formerly dealing with duty on photographic color couplers), with amendment (S. Rept. 95–777).

H.R. 8149, to provide customs procedural reform, with amendments (S. Rept. 95–778).

Special Finance Committee Report entitled "Tax Status of Funds Expended by a Political Committee: Deduction for Senatorial Expenses Incurred While Living Away from Home" (S. Rept. 95–779).

S. 3025, to authorize funds for the Federal Election Commission for fiscal year 1979 (S. Rept. 95–780).

Page 12200

Measures Passed:

Budget Act waiver: Senate agreed to S. Res. 443, to waive Section 303(a) of the Congressional Budget Act with respect to Senate consideration of second conference report on H.R. 6782, proposed Emergency Agricultural Act. Pages 12138–12139

Farm Credit: By unanimous vote of 92 yeas, Senate passed H.R. 11504, to improve Federal credit assistance programs for farmers, ranchers, and rural communities and businesses, after striking all after the enacting clause and inserting in lieu thereof the text of the Senate companion bill, S. 2146, as amended. Prior to this action, Senate took action on amendments proposed to S. 2146, as follows:

Adopted:

(1) Eagleton unprinted amendment No. 1256, to prohibit the Farmers Home Administration from charging interest on interest on deferred loans; Page 12133

(2) Allen amendment No. 1826, to delete from the bill provision authorizing a farmer applying for a loan under circumstances of economic disaster to purchase land; Page 12134

(3) Dole unprinted amendment No. 1257, to provide that a referendum conducted among beef producers be approved by a majority vote rather than a two-thirds vote; Page 12137

(4) Allen unprinted amendment No. 1258, of a technical nature; Page 12138

(5) Allen unprinted amendment No. 1259, to give the Secretary of Agriculture broader discretion in making available emergency loans; and Page 12138

(6) Allen amendment to the title of the bill; Page 12165

Rejected: By 29 yeas to 62 nays, Clark amendment No. 1825, relating to the payment of the Secretary's cost of administration. Page 12162

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Talmadge, McGovern, Allen, Huddleston, Clark, Dole, Young, and Hayakawa. Page 12165

S. 2146 was then indefinitely postponed. Page 12165

Pages 12132–12165

Emergency Agricultural Act: Senate agreed to second conference report on H.R. 6782, proposed Emergency Agricultural Act of 1978, thereby clearing the measure for action of the House. Pages 12139–12143

Zuni Indian Lands: Senate agreed to the House amendments to S. 482, to direct the Secretary of the Interior to purchase and hold certain lands in trust for the Zuni Indian Tribe of New Mexico thereby clearing the measure for the President. Pages 12166–12167

Indians: Senate agreed to the House amendments to S. 661, to restore Federal recognition of certain Indian tribes, thereby clearing the measure for the President. Page 12167

Pascua Yaqui Indians: Senate disagreed to the House amendment to S. 1633, to extend certain Federal benefits, services, and assistance to the Pascua Yaqui Indians of Arizona, requested conference with the House, and appointed as conferees Senators Abourezk, Metzenbaum, Melcher, Bartlett, and Hatfield of Oregon.

Pages 12167–12168

Water Resource Projects: Senate began consideration of H.R. 8309, to authorize certain works of improvement for navigation on the inland waters of the U.S., agreeing to thirty-nine amendments proposed thereto, as follows: Page 12138

(1) Modified Gravel amendment No. 1831, adding to the bill three new titles: Title IV—Water Resource Projects; Title V—River Basin Monetary Authorizations; and Title VI—Macroeconomic Inland Freight Transportation Study; Page 12145

(2) By 52 yeas to 37 nays, Cranston unprinted amendment No. 1260 (to amendment No. 1831), to strike out a particular section exempting Kings River water users from Federal reclamation law; Page 12147

(3) Cranston unprinted amendment No. 1261, to permit the Army Corps of Engineers to construct flood proofing measures on Corte Madera Creek, Marin County, California; Page 12156

(4) Stafford amendment No. 1694, to provide technical assistance in the control of streamland erosion; Page 12156

(5) Stafford unprinted amendment No. 1262, to authorize $3 million for each of fiscal years 1978–1981 to strengthen the Army Corps of Engineers' ability to meet the ice-flooding problem; Page 12157

(6) Stafford amendment No. 1700, to direct all Federal agencies to expedite consideration of hydropower retrofit projects; Page 12157

(7) Domenici amendment No. 1792, to authorize protection of archeological discoveries at Los Esteros Lake, New Mexico; Page 12158

(8) Allen unprinted amendment No. 1263, authorizing the Army Corps of Engineers to assist the State of Alabama in correcting Coosa River erosion problems which threaten Fort Toulouse; Page 12158

(9) Gravel amendment No. 1830, to authorize a project to improve the Fisherman's Wharf area, San Francisco Harbor; Page 12160

(10) Bentsen unprinted amendment No. 1264, to make available to the communities of Temple-Killeen, Texas, water in Lake Belton; Page 12161

(11) Bentsen unprinted amendment No. 1265, to provide that homes abandoned due to the encroachment of floodwaters be appraised without regard to damage caused by flooding and vandalism; Page 12166

(12) Bentsen unprinted amendment No. 1266, to provide that in certain cases (under sec. 221 of the Flood Control Act) that the extent of State liability will be limited to that provided for in the State law or constitution; Page 12168

(13) Johnston unprinted amendment No. 1267, to modify the hurricane flood protection project for Lake Pontchartrain, Louisiana; Page 12169

(14) Culver unprinted amendment No. 1268, authorizing $218,000 for acquisition of lands and preservation of wetlands known as Nahant Marsh, Davenport, Iowa; Page 12170

(15) Culver unprinted amendment No. 1269, authorizing $224,000 for the development of recreational facilities at Clinton, Iowa, flood control project; Page 12171

(16) Magnuson unprinted amendment No. 1270, authorizing $18.4 million for navigation improvements to the Blair and Sitcum Waterways, Tacoma Harbor, Washington; Page 12172

(17) Magnuson unprinted amendment No. 1271, authorizing $12 million for levee and channel improvement project at Skagit River Basin, Washington; Page 12172

(18) Sarbanes amendment No. 1742, authorizing additional funds to deepen the channel of the Choptank River and the Cambridge Harbor Turning Basin in Dorchester County, Maryland; Page 12173

(19) Magnuson unprinted amendment No. 1272, authorizing $548 million for construction of a second powerhouse at McNary Lock and Dam, Columbia River, Oregon and Washington; Page 12174

(20) Curtis amendment No. 1797, to reauthorize part of the Papillion Creek and Tributaries Lakes project; Nebraska; Page 12175

(21) Modified Wallop amendment No. 1766, to make it a Federal offense to assault or murder an employee of the Army Corps of Engineers; Page 12175

(22) Modified Gravel amendment No. 1680, to revise the Alaska Hydroelectric Power Development Act; Page 12176

(23) Danforth amendment No. 1836, to authorize construction of improvement for flood control at the St. Johns Bayou and New Madrid Floodway, Missouri; Page 12183

(24) Eagleton unprinted amendment No. 1273, to modify the project for St. Joseph, Missouri, for recreational purposes; Page 12183

(25) Baker unprinted amendment No. 1274, to create a human resources center to promote minority employment in the Tennessee-Tombigbee waterway; Page 12183

(26) Chiles unprinted amendment No. 1275, to increase from $5 million to $6.9 million the authorization on a navigable waters weed control program; Page 12185

(27) Stevens unprinted amendment No. 1276, authorizing $400,000 for an erosion control study at Bethel, Alaska; Page 12186

(28) Metzenbaum unprinted amendments No. 1277, to expedite the dredging of the east channel of the Cleve-

land Harbor, and to develop a water resources project at the Caesar Creek reservoir, Clinton County, Ohio; Page 12187

(29) Williams amendment No. 1692, to declare certain waters to be nonnavigable in the Delaware River; Page 12188

(30) Percy unprinted amendment No. 1278, to allow the Army Corps of Engineers to proceed on Section 208 snagging and clearing projects in Illinois without specific Congressional authority; Page 12189

(31) Stevenson amendment No. 1815, to deauthorize Helm Reservoir, Skillet Fork, Illinois; Page 12190

(32) Stevenson amendment No. 1816, to authorize amendment of a contract for the use of water supply storage space at the Rend Lake Dam and Lake, Illinois; Page 12190

(33) Stevenson amendment No. 1817, to clarify technical language with respect to the authorization providing for the annual cleanup of the North Branch of the Chicago River; Page 12190

(34) Stevenson unprinted amendment No. 1279, to authorize $7.7 million for the Chicagoland underflow plan project; Page 12191

(35) McClure amendment No. 1733, to provide for an increase in the diameter of the dam outlet tunnel for Lucky Peak Dam Project, Idaho; Page 12191

(36) McClure amendment No. 1734, to provide that operation and maintenance of the Heise-Roberts local protection project, Idaho, to be operated and maintained by the Army Corps of Engineers; Page 12192

(37) Sasser unprinted amendment No. 1280, authorizing the Army Corps of Engineers to acquire land at the Cheatam Lock and Dam, Cumberland River, Tenn., to develop recreational facilities; Page 12192

(38) Stennis unprinted amendment No. 1281, authorizing $21.1 million for improvements of the Gulfport Harbor, Mississippi; and Page 12192

(39) Gravel (for Inouye) unprinted amendment No. 1282, to modify project at Barbers Point Harbor, Hawaii. Page 12192

Senate also considered Gravel amendment No. 1832, to establish an International Sea-Level Canal Study Commission, and will resume its consideration at 12 noon on Wednesday, May 3. Page 12194

Pages 12138, 12143–12162, 12166–12198

Presidential Messages: Senate received messages from the President, as follows:

Transmitting Annual Report of the Federal Council on Aging—referred to Committee on Human Resources (PM-173); and Pages 12198–12199

Transmitting Third Annual Report on operation of Title VI (Mobile Homes) of the Housing and Community Development Act of 1974—referred to Committee on Banking, Housing, and Urban Affairs (PM-174). Page 12199

Treaty Received: Convention Between the U.S. and Morocco for the Avoidance of Double Taxation and Prevention of Income Tax Evasion (Exec. H, 95th Cong., 2d sess.) was received, the injunction of secrecy removed therefrom, and the Treaty, together with accompanying papers, was referred to Committee on Foreign Relations. Page 12198

Bills Referred: Two House-passed bills were referred to appropriate Senate committees. Page 12199

Messages From the House: Page 12199

Amendments Submitted for Printing: Pages 12210–12214

Communications: Pages 12199–12200

Statements on Introduced Bills: Pages 12203–12209

Additional Statements: Pages 12215–12241

Confirmations: Senate confirmed the following nominations:

William B. Edmondson, of Nebraska, to be Ambassador to the Republic of South Africa; and

David Bronheim, of the District of Columbia, to be an Assistant Administrator of the Agency for International Development. Page 12261

Record Votes: Three record votes were taken today. Pages 12162, 12165, 12181

Recess: Senate met at 11 a.m. and recessed at 5:53 p.m. Page 12261

Committee Meetings

CROP INSURANCE—DISASTER ASSISTANCE

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Production, Marketing, and Stabilization of Prices held hearings on the Administration's plan for a comprehensive crop insurance and disaster assistance program, receiving testimony from Secretary of Agriculture Bob Bergland.

Hearings were recessed subject to call.

APPROPRIATIONS—COMMERCE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of Commerce, receiving testimony from its Secretary, Juanita Kreps.

Subcommittee will meet again on Friday, May 5.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee on Public Works resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of Energy, receiving testimony from its Undersecretary, Dale D. Myers, and George W. Cunningham, Acting Director for Nuclear Energy.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of Transportation, receiving testimony from Secretary Brock Adams, Mortimer L. Downey, Assistant Secretary for Budget and Programs, and Walter R. Boehner, Director of Budget, all of the Department of Transportation.

Subcommittee will meet again on Friday, May 5.

MILITARY PROCUREMENT

Committee on Armed Services: Committee, in closed session, resumed markup of S. 2571, military procurement authorizations for fiscal year 1979, but did not complete action thereon and will meet again tomorrow.

URBAN MASS TRANSIT

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported with amendments S. 2441, to reshape the Government's assistance programs for mass transit and highways.

Also, committee began mark up of S. 2520, 2764 and 2835, bills authorizing funds for the Export-Import Bank of the United States, but did not complete action thereon and will meet again tomorrow.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee discussed the following bills: S. 2796, Consumer Product Safety Commission Authorization; S. 1896, Hazardous Materials Transportation Act Authorizations; S. 2938, Sea Grant Program Authorization; S. 2768, National Advisory Committee on Oceans and Atmosphere Authorization; S. 2832, Fishery Conservation and Management Act Authorization; S. 2878, Central Western and South Pacific Fisheries Development Act Authorization; and S. 1381, Standards for No-Fault Motor Vehicle Accident Benefits Act, but did not complete action thereon.

Committee will meet again on Tuesday, May 9, on pending authorization bills and to vote on a motion to report S. 1381.

COMMITTEE BUSINESS

Committee on Energy and Natural Resources: Committee ordered favorably reported the following business items:

S. 2053, to promote the orderly and environmentally sound exploration for and commercial recovery of hard mineral resources of the deep seabed, amended;

S. 2821, authorizing funds for grants to the government of Guam for construction of public facilities, with amendments, one of which would include the text of S. 2822, authorizing funds for the rehabilitation and resettlement of Bikini Atoll (the bill would authorize $45 million for fiscal year 1979);

S. 2566, authorizing funds to implement the Pennsylvania Avenue Development Plan, amended (as approved by the committee the bill would authorize $17 million);

S. 2699, authorizing funds for fiscal years 1979–1983 for continuing scientific recovery, preservation, and study of significant archeological or historic materials and data that might be adversely affected by Federal construction (the bill would authorize $3.5 million for fiscal year 1979, $4.5 million for fiscal year 1980, $5 million each for fiscal years 1981 and 1982, and $5.5 million for fiscal year 1983);

S. 74, to amend Public Law 94-565 so as to include payments for lands on which certain semiactive or inactive military installations are located, with amendments;

S. 2463, authorizing funds to implement the Federal Surface Mining Control and Reclamation Act (Amended to include text of S. 2672, increasing funds to assist small operators in meeting certain hydrologic and test boring requirements. The bill would authorize $25 million for each of fiscal years 1979 and 1980); and

The nomination of John K. Mansfield, of Connecticut, to be Inspector General of the Department of Energy.

Committee will meet again tomorrow to consider other pending authorization bills.

SUBCOMMITTEE BUSINESS

Committee on Environment and Public Works: Subcommittee on Resource Protection approved for full committee consideration the following bills:

S. 415, to make Vermont and New York eligible for funds to study fish in Lake Champlain that ascend streams to spawn;

S. 1820, authorizing funds to assist the States in establishing programs to preserve America's natural diversity of animals, plants, and land;

S. 2899, authorizing funds for fiscal years 1978–1981 for programs administered under the Endangered Species Act, and to establish an Endangered Species Interagency Committee, with amendments; and

S. 2987, authorizing funds for fiscal years 1979–1982 to carry out conservation and rehabilitation programs on military reservations and certain public lands.

The full committee is scheduled to consider these bills on Friday, May 5.

WATER RESOURCES DEVELOPMENT

Committee on Finance: Committee discussed an amendment to be offered to H.R. 8309, to authorize certain works of improvement for navigation on the inland waters of the U.S., presently being considered by the Senate. The proposed amendment would provide that fuel used in commercial transportation on inland or intracoastal waterways would be taxed, effective January 1, 1982, or the first day of the first month after construction begins on locks and dam 26 at Alton, Illinois.

WELFARE REFORM

Committee on Finance: Subcommittee on Public Assistance continued hearings on S. 2084, to replace existing Federal welfare programs with a single coordinated program, receiving testimony from Stanley Steingut, New York State Assembly, on behalf of National Conference of State Legislatures and the Leader's Coalition for Welfare Reform; Irv Stolberg, Connecticut State Representative, and John Brandl, Minnesota State Representative, on behalf of National Conference of State Legislatures; Richard Snyder, Pennsylvania State Senator, Harrisburg; Dean Wilbur Cohen, University of Michigan, Ann Arbor; Dr. Harriette Johnson, Dorothy Patrick, and Robert Gibson, on behalf of the Long Island Coalition for Full Employment and the Center for Social Policy and Social Services of Adelphi University; William B. Welsh, American Federation of State, County and Municipal Employees, Washington, D.C.; Frank A. Porter, on behalf of Richmond Tenants' Organization, Virginia; and Victoria Fletcher, Neighborhood Welfare Rights in New Orleans, Louisiana.

Hearings were adjourned subject to call.

ARMS-AID EMBARGO

Committee on Foreign Relations: Committee held hearings on the Administration's proposal to lift the arms embargo on Turkey and on a proposed aid package to Turkey, Greece, and Cyprus. Witnesses heard were Warren Christopher, Deputy Secretary of State; Secretary of Defense Harold Brown; General David C. Jones, Acting Chairman, Joint Chiefs of Staff and Chief of Air Force Staff; Clark Clifford, The President's Special Representative for the Eastern Mediterranean; Eugene T. Rossides, American Hellenic Institute Public Affairs Committee, Inc., Washington, D.C.; and Hasan B. Ali, editor, Digest of the American Turkish Association, Inc., Alexandria, Virginia.

Hearings were recessed subject to call.

WHITE HOUSE EMPLOYMENT AND FIREFIGHTING PERSONNEL

Committee on Governmental Affairs: Subcommittee on Civil Service and General Services concluded hearings on the following bills:

H.R. 11003, to clarify the authority for employment of personnel in the White House and by the President, after receiving testimony from Representative Harris, and Harrison Wellford, Executive Director for Reorganization and Management, Office of Management and Budget; and

H.R. 3161 and S. 1163, to improve the basic workweek of firefighting personnel of executive agencies, receiving testimony from Senator Matsunaga; Representative Harris; Frederick A. Kistler, Director, Bureau of Policies and Standards, Civil Service Commission; Tascali Petosa, Office of the Assistant Secretary of Defense for Manpower and Reserve Affairs; Kenneth T. Blaylock, American Federation of Government Employees, Washington, D.C.; Harold Schaitberger, International Association of Firefighters, AFL-CIO, Washington, D.C.; Fred Schillreff, Federal Firefighters, Washington, D.C.; and Irving Geller, National Federation of Federal Employees, Washington, D.C.

Subcommittee will meet on Tuesday, May 9, to consider these bills and other subcommittee business.

CIVIL RIGHTS IMPROVEMENT

Committee on the Judiciary: Subcommittee on the Constitution resumed hearings on S. 35, expanding the definition of the term "person" under the Civil Rights Act so as to include States, municipalities, and all political units, and to hold them liable for certain actions. Witnesses heard were Clarence Mitchell, Washington, D.C., and Eric Schapper, New York City, both of the NAACP; Judge Edward Gignoux; Lee Falke, Prosecuting Attorney, Dayton, Ohio, Andrew L. Sonner, States Attorney, Rockville, Maryland, and Lowell Jensen, Alameda County District Attorney, Oakland, California, all representing the National District Attorneys Association; and Professor Burt Neuborne, New York City University.

Hearings continue tomorrow.

LABELING OF EXPLOSIVES

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures resumed hearings on S. 2013, to require the additional labeling of explosive materials for the purpose of identification and detection, receiving testimony from Captain Lyman G. Watt, Airline Pilots Association, Washington, D.C.

Hearings continue on Tuesday, May 9.

House of Representatives

Chamber Action

Bills Introduced: 33 public bills, H.R. 12481–12513; and 10 resolutions, H.J. Res. 883–885, H. Con. Res. 600–602, and H. Res. 1158–1161 were introduced.

Pages 12125–12127

Report Filed: One report was filed as follows: H.J. Res. 873, making an urgent supplemental appropriation for the disaster loan program of the Small Business Administration for the fiscal year ending September 30, 1978 (H. Rept. 95–1105). Page 12125

Late Report: Committee on Appropriations received permission to file a report by midnight tonight on H.J. Res. 873, making an urgent supplemental appropriation for the disaster loan program of the Small Business Administration for the fiscal year ending September 30, 1978. Subsequently, it was made in order to consider the resolution on Thursday, May 4, or any day thereafter, in the House as in the Committee of the Whole.

Page 12052

Private Calendar: On the call of the Private Calendar, the House passed the following bills:

Cleared for the President: H.R. 1552, by agreeing to the Senate amendment thereto.

Sent to the Senate, amended: S. 422.

Passed over without prejudice: H.R. 1798, 3084, 3995, 5612, 10210, and 1415.. Page 12052

Suspensions: House voted to suspend the rules and pass the following:

SBA solar loans: H.R. 11713, amended, to create a solar and renewable energy sources loan program within the Small Business Administration. Agreed to amend the title (passed by a yea-and-nay vote of 375 yeas to 17 nays, Roll No. 269); and Pages 12054–12062, 12067–12068

Securities investor protection: H. Res. 1158, to provide that the bill (H.R. 8331), to amend the Securities Investor Protection Act of 1970, with the Senate amendments thereto, be taken from the Speaker's table, and that the Senate amendments be agreed to with an amendment (agreed to by a yea-and-nay vote of 384 yeas to 10 nays with 1 voting "present", Roll No. 271).

Pursuant to the provisions of H. Res. 1158, the House insisted on its amendment to Senate amendment No. 9 and insisted on its disagreement to Senate amendment No. 8; and asked a conference. Appointed as conferees: Representatives Staggers, Eckhardt, Metcalfe, Carney, Moss, Devine, and Broyhill.

Pages 12066–12067, 12069–12070

Suspension Failed: By a yea-and-nay vote of 256 yeas to 138 nays, Roll No. 270, the House failed to suspend the rules and pass H.R. 8099, amended, relating to the settlement between the United States and the Ak-Chin Indian community of certain water right claims of such community against the United States.

Pages 12062–12066, 12068–12069

Contempt Citation: By a yea-and-nay vote of 367 yeas to 16 nays with 2 voting "present", Roll No. 272, the House agreed to H. Res. 1159, resolution of House that the Speaker certify the report of Claude Powell's contempt of Congress to the United States Attorney for Criminal Contempt. Pages 12070–12073

Presidential Messages: Received and read the following messages from the President:

Aging: Transmitting to Congress the annual report of the Federal Council on Aging—referred to the Committee on Education and Labor; and

Mobile home construction: Transmitting the Third Annual Report to Congress on Title VI of the Housing and Community Development Act of 1974 (Mobile Homes)—referred to the Committee on Banking, Finance and Urban Affairs. Pages 12073–12074

First Budget Resolution: House concluded all general debate on H. Con. Res. 559, setting forth the congressional budget for the United States Government for the fiscal year 1979; but came to no resolution thereon. Proceedings under the 5-minute rule will begin on Wednesday, May 3.

Earlier, objection was heard to a unanimous-consent request that, under the 5-minute rule, the resolution be read by sections; that no amendment in the nature of a substitute be in order; and that all amendments to section 1 (budget aggregates) be disposed of prior to the consideration of any amendment to section 2 (functional categories). Pages 12074–12102

Adjournment: Adjourned at 6:37 p.m.

Committee Meetings

HMOs AND THE ELDERLY

Select Committee on Aging: Subcommittee on Health and Long Term Care held a hearing on HMOs and the elderly. Testimony was heard from HEW Under Secretary Hale Champion; and Nelson Cruikshank, Counsellor to the President on Aging.

FORESTRY ASSISTANCE—COMMODITY FUTURES TRADING COMMISSION

Committee on Agriculture: Met and ordered reported favorably to the House the following bills:

H.R. 11777, Cooperative Forestry Assistance Act of 1978;

H.R. 11778, reconsidered and further amended, Forest and Rangeland Renewable Resources Research Act; and

H.R. 11779, Renewable Resources Extension Act.

The Committee began but did not complete action on H.R. 10285, Commodity Futures Trading Commission reauthorization.

SBA DISASTER LOAN PROGRAM SUPPLEMENTAL

Committee on Appropriations: Met and ordered reported favorably to the House H.J. Res. 873, making an urgent supplemental appropriation for the disaster loan program of the Small Business Administration for fiscal year ending Sept. 30, 1978.

DOD AUTHORIZATION—INTELLIGENCE AND INTELLIGENCE RELATED ACTIVITIES AUTHORIZATION

Committee on Armed Services: Met and ordered reported favorably to the House the following bills:

H.R. 10929 as amended, Department of Defense authorization of appropriations for fiscal year 1979; and

H.R. 12240, Intelligence and Intelligence-Related Program Authorization Act for Fiscal Year 1979.

KENNEDY ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of President John F. Kennedy con-

tinued hearings in executive session, and will resume tomorrow.

DISTRICT OF COLUMBIA BASIC CRIMINAL CODE

Committee on the District of Columbia: Subcommittee on Judiciary continued hearings on District of Columbia Basic Criminal Code. Testimony was heard from Chief Judge Theodore R. Newman, D.C. Court of Appeals; Chief Judge Harold H. Greene, D.C. Superior Court; Rodger Pauley, U.S. Department of Justice; and representatives of National Capital Area ACLU; and District of Columbia Unified Bar.

LONGSHOREMEN'S AND HARBOR WORKERS' COMPENSATION ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety held an oversight hearing on the Longshoremen's and Harbor Workers' Compensation Act. Testimony was heard from public witnesses.

Hearings continue tomorrow.

NATIONAL CHILD NUTRITION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education met and approved for full committee action a clean bill, to be introduced, in lieu of H.R. 11699, National Child Nutrition Act of 1978.

LABOR MANPOWER PROGRAMS

Committee on Government Operations: Subcommittee on Manpower and Housing continued hearings on the effectiveness of the Manpower programs administered or funded by the Department of Labor. Testimony was heard from public witnesses.

INTERNATIONAL SECURITY ASSISTANCE ACT

Committee on International Relations: Continued markup of the International Security Assistance Act of 1978, and will resume tomorrow.

INSTITUTE FOR HUMAN RIGHTS AND FREEDOM

Committee on International Relations: Subcommittees on International Operations and on International Organizations held a joint markup and approved for full committee action H.R. 11326, amended, to establish an Institute for Human Rights and Freedom to promote respect for and observance of human rights and fundamental freedoms in foreign countries.

FOREIGN RELATIONS AUTHORIZATION ACT

Committee on International Relations: Subcommittee on International Operations met and approved for full committee action a subcommittee draft of the Foreign Relations Authorization Act for Fiscal Year 1979.

INTERSTATE MISCELLANY

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House the following bills:

H.R. 11209 amended, International Maritime Telecommunications Satellite Act;

H.R. 12303, Nurse Training Amendments of 1978;

H.R. 12347, Biomedical Research and Research Training Amendments;

H.R. 12348, Drug Abuse Prevention and Treatment Amendments of 1978;

H.R. 12326, Developmental Disabilities Act Amendments of 1978; and

H.R. 12370, Health Services Amendments of 1978.

PUBLIC BROADCASTING FINANCING ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications began markup of H.R. 12073, Public Broadcasting Financing Act of 1978, and will resume on Thursday, May 4.

CIVIL RIGHTS COMMISSION—SOCIAL SERVICES EXPENDITURES

Committee on the Judiciary: Met and ordered reported favorably to the House the following bills:

H.R. 12432 technical amendments to extend the Commission on Civil Rights for 5 years, to authorize appropriations for the Commission, and to effect certain technical changes to comply with changes in the law; and

H.R. 11370, as amended, to authorize an appropriation to reimburse certain expenditures for social services provided by the States prior to October 1, 1975.

The Committee began but did not complete action on H.R. 12443, worldwide ceiling on immigration.

TRANSPORT COAST GUARD EMPLOYEES—MARINE POLLUTION

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation met and approved for full committee action the following bills:

H.R. 185, to provide the Secretary of the department in which the Coast Guard is operating with the authority to transport Coast Guard employees to and from certain places of employment; and

H.R. 188 amended, to implement the Protocol Relating to Intervention on the High Seas in Cases of Marine Pollution by Substances Other Than Oil, 1973.

LIVING MARINE RESOURCES CONSERVATION

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 10905, to establish a conservation program for the living marine resources of the Arctic and Southern Oceans. Testimony was heard from Department and public witnesses.

POPULATION AND DEVELOPMENT ASSISTANCE

Select Committee on Population: Continued hearings on population and development assistance. Testimony was heard from representatives of Commercial Contraceptive Marketing Program, Population Center, Manila, the Philippines; Population Council, N.Y.C.; World Health Organization, Geneva, Switzerland; Agency for International Development; Department of State; and other public witnesses.

Hearings continue tomorrow.

SURFACE TRANSPORTATION ASSISTANCE

Committee on Public Works and Transportation: Subcommittee on Surface Transportation met for markup of H.R. 11733, Surface Transportation Assistance Act of 1978, and will resume tomorrow.

FEDERAL EMPLOYEES FLEXITIME

Committee on Rules: Granted an open rule providing one hour of general debate; waiving all points of order against the consideration of the bill for failure to comply with clause 7 of Rule XIII and providing that the bill be read for amendment by titles instead of by sections, on H.R. 7814, Federal Employees Flexible and Compressed Work Schedules Act of 1978. Testimony was heard from and a statement for the record was submitted by Representative Schroeder.

INTERNATIONAL DEVELOPMENT AND FOOD ASSISTANCE ACT

Committee on Rules: Granted an open rule providing one hour of general debate and providing that the bill be read for amendment by titles instead of by sections, on H.R. 12222, International Development and Food Assistance Act of 1978. Testimony was heard from Chairman Zablocki and Representative Broomfield. A statement for the record was submitted by Chairman Zablocki.

MAGNETOHYDRODYNAMICS

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy Research, Development and Demonstration held a hearing on Magnetohydrodynamics. Testimony was heard from public witnesses.

Hearings continue Thursday, May 4.

VA LOANS FOR SOLAR ENERGY

Committee on Veterans' Affairs: Subcommittee on Housing held a hearing on VA direct loans for solar energy systems. Testimony was heard from Veterans' Administration and public witnesses.

Joint Committee Meeting

FIFRA

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 1678, to amend and extend through fiscal year 1979 the Federal Insecticide, Fungicide, and Rodenticide Act, but did not complete action thereon and recessed subject to call.

Wednesday, May 3, 1978

Senate

Chamber Action

Routine Proceedings, pages 12309–12443

Bills Introduced: Ten bills and one resolution were introduced, as follows: S. 3027–3036; and S.J. Res. 133. Report was made as follows: Page 12398

Annual Report of Judiciary Subcommittee on Improvements in Judicial Machinery (S. Rept. 95–781). Page 12398

Bill Passed:

Natural Gas Pipeline Safety: Senate passed with committee amendment and sent to the House S. 1895, to authorize $10.5 million for programs administered under the Natural Gas Pipeline Safety Act for fiscal year 1979. Pages 12437–12438

Private Bill: Senate agreed to the House amendment to S. 422, a private relief bill, thereby clearing the measure for the President. Page 12436

Flood Control—Rivers and Harbors: Senate continued to consider H.R. 8309, to authorize funds for works of improvement for navigation in U.S. inland waters and for sundry water resources projects, taking action on additional amendments proposed thereto, as follows: Page 12317

Adopted:

(1) Modified Randolph amendment No. 1833, authorizing seventeen new projects and modifications to several existing projects; Page 12317

(2) Allen unprinted amendment No. 1283 (to amendment No. 1833), to modify project for navigation improvements in Mobile Harbor, Theodore Ship Channel, Alabama; Page 12325

(3) Modified Bellmon amendment No. 1844, authorizing $100 million for construction of a water treatment facility at Lake Tenkiller, Oklahoma; Page 12327

(4) Modified Bellmon amendment No. 1845, to authorize the Army Corps of Engineers to include the construction of a water treatment and distribution system in the planning of future single and multiple purpose projects; Page 12327

(5) Randolph (for Inouye) unprinted amendment No. 1284 (to amendment No. 1833), authorizing Army Corps of Engineers to study water and related land resources in the Northern Mariana Islands; Page 12328

(6) Gravel unprinted amendment No. 1285, of a conforming nature, to delete a section added by previous amendment; Page 12329

(7) Hatfield of Oregon amendment No. 1791, authorizing $4.1 million for construction of navigation improvements at Chetco River, Oregon; Page 12329

(8) Hatfield of Oregon amendment No. 1790, authorizing $17.1 million for navigation improvements on the Siuslaw River and Bar, Oregon; Page 12330

(9) Bayh unprinted amendment No. 1287, to authorize Federal funding to construct a boat launching facility at or in the vicinity of Rockport or Grandview, Spencer County, Indiana; Page 12331

(10) Gravel (for Huddleston) unprinted amendment No. 1288, increasing from $330,000 to $500,000 funding for Dam No. 3 on Big Sandy River Project, Kentucky and West Virginia; Page 12332

(11) Domenici unprinted amendment No. 1289, authorizing $40 million for construction of flood control works for the Rio Grande and tributaries near Albuquerque; Page 12332

(12) Heinz unprinted amendment No. 1290, authorizing Army Corps of Engineers to design flood control works for the Harrisburg, Pennsylvania, area; Page 12332

(13) Heinz unprinted amendment No. 1291, authorizing the Army Corps of Engineers to construct park and recreation facilities and accesses in conjunction with the Neville Island Park project, Pittsburgh; Page 12333

(14) Hollings/Thurmond unprinted amendment No. 1292, authorizing $4.5 million for construction of a two-mile extension of the channel leading to Wando River Terminal, South Carolina; Page 12333

(15) By 88 yeas to 2 nays, Long amendment No. 1846, to authorize construction of lock and dam 26, and to impose a waterways fuel tax; Page 12340

(16) Glenn unprinted amendment No. 1293, to expedite dredging necessary to permit Cleveland Harbor to receive deep draft vessels; Page 12380

(17) Durkin unprinted amendment No. 1294, authorizing $135,000 for a feasibility study of hydroelectric capacity of the Jackson Mills Dam and Mines Falls Dam at Nashua, New Hampshire; and Page 12381

(18) Allen unprinted amendment No. 1295, to include certain segments of Alabama-Coosa Rivers and Black Warrior-Tombigbee Rivers among those inland waterways which are excluded from the application of the river fuel tax. Page 12381

Rejected:

(1) By 43 yeas to 49 nays, Gravel amendment No. 1832, authorizing $8 million for establishment of an International Sea-Level Canal Study Commission; and Page 12334

(2) By 43 yeas to 47 nays, Domenici amendment No. 1829 (in the nature of a substitute for Long amendment No. 1846), to authorize locks and dam 26, a waterways fuel tax, percentage cost recovery, and a study of the future inland navigation program (motion to reconsider tabled by 49 yeas to 41 nays). Page 12342

Also, Senate considered Hatfield of Oregon amendment No. 1930, authorizing $5 million for construction of vehicular access to public use areas within the Yaquina Bay and Harbor project, Oregon; and Allen amendment No. 1931, to provide that the ocean-going vessel tax exemption shall apply not only to fuel required to move LASH and Seabee vessels, but also to fuel required to move those vessels' complement of ocean-going barges on the inland waterways, and will resume their consideration tomorrow. Page 12382

Pages 12317–12384

Vice Presidential Appointment: Vice President appointed Senator Bartlett as a Congressional Adviser to the SALT Delegation in Geneva during 1978. Page 12387

Executive Report: Written report was filed on the nomination of Robert D. Thorne, of California, to be Assistant Secretary of Energy for Energy Technology (Exec. Rept. 95–20). Page 12398

Confirmation: Senate confirmed the nomination of John K. Mansfield, of Connecticut, to be Inspector General, Department of Energy. Pages 12309–12310

Nominations: Senate received the nominations of Richard F. Kneip, of South Dakota, to be Ambassador to the Republic of Singapore;

Sidney I. Lezak, to be U.S. attorney for the district of Oregon; and

The withdrawal of the nomination of Anthony Haswell, of Illinois, to be a member of the Board of Directors for the National Railroad Passenger Corporation. Page 12443

Bill Referred: H.R. 11713, SBA Solar and Renewable Energy Sources Loan Program, was referred to Select Committee on Small Business. Page 12396

Message From the House: Page 12396

Amendments Submitted for Printing: Page 12408

Communications: Page 12396

Statements on Introduced Bills: Pages 12398–12407

Additional Statements: Pages 12409–12436

Record Votes: Four record votes were taken today. Pages 12339, 12379, 12380

Recess: Senate met at 9:30 a.m. and recessed at 7:23 p.m. Page 12443

Committee Meetings

NUTRITION PROGRAMS

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Nutrition approved for full committee consideration an original bill proposing extension of the special supplemental food program for women, infants, and children, the school meals program, and child food programs.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for public works projects, receiving testimony in behalf of funds for their respective activities from Charles B. Curtis, Chairman, Federal Energy Regulatory Commission, Jerome A. Miles, Controller, and William P. Davis, Deputy Director of Administration, all of the Department of Energy.

Subcommittee will meet again tomorrow.

MILITARY PROCUREMENT

Committee on Armed Services: Committee, in closed session, continued markup of S. 2571, military procurement authorizations for fiscal year 1979, but did not complete action thereon and will meet again tomorrow.

EXPORT–IMPORT BANK

Committee on Banking, Housing, and Urban Affairs: Committee continued markup of S. 2520, 2764, and 2835, bills authorizing funds for the Export-Import Bank of the United States, but did not complete action thereon.

Committee will meet tomorrow to begin consideration of S. 2637, fiscal year 1979 authorizations for housing programs, and numerous related housing proposals.

MARINE MAMMAL PROTECTION

Committee on Commerce, Science, and Transportation: Committee held hearings on S. 2831 and H.R. 10730, authorizing funds for fiscal years 1979 and 1980 to carry out programs administered under the Marine Mammal Protection Act, receiving testimony from Jack W. Gehringer, National Marine Fisheries Service, NOAA, Department of Commerce; Lynn A. Greenwalt, Director, U.S. Fish and Wildlife Service, Department of the Interior; John R. Twiss, Jr., Marine Mammal Commission, Washington, D.C.; Thomas Garreh, Defenders of Wildlife, Washington, D.C. and Christine Stevens, representing the Society for Animal Protective Legislation and Monitor, Inc., Washington, D.C.

Hearings were recessed subject to call.

PUBLIC BROADCASTING AUTHORIZATION

Committee on Commerce, Science, and Transportation: Subcommittee on Communications began hearings on S. 2235, 2883, and 2901, authorizing funds for fiscal years 1979–1983 for the Corporation for Public Broadcasting, receiving testimony from Henry Geller, National Telecommunications and Information Administration, Washington, D.C.; Henry Loomis, President, Corporation for Public Broadcasting, Washington, D.C.; John Jay Iselin, WNET–Channel 13, New York City; Dr. Ronald D. Hawley, Las Vegas, Nevada; Dr. Frederick Breitenfeld, Maryland Center for Public Broadcasting, Owings Mills; and William H. Kling, Minnesota Public Radio, St. Paul.

Hearings continue tomorrow.

DOE AUTHORIZATION

Committee on Energy and Natural Resources: Committee began consideration of S. 2692, authorizing funds for civilian programs of the Department of Energy for fiscal year 1979, and S. 2693, authorizing funds for fiscal year 1979 for the Department of Energy for national security programs, but did not complete action thereon and will meet again tomorrow to consider these bills and other committee business.

URBAN POLICY

Committee on Finance: Subcommittee on Unemployment Compensation, Revenue Sharing, and Economic Problems held hearings on supplemental fiscal assistance proposals contained in the President's National Urban Policy recommendations. Witnesses heard were Senator Muskie; Robert Carswell, Deputy Secretary of the Treasury; Governor Milton J. Shapp, of Pennsylvania, on behalf of the National Governors Association; Mayor Coleman A. Young, of Detroit, on behalf of the U.S. Conference of Mayors; Mayor David Vann, of Birmingham, on behalf of the U.S. League of Cities; John T. Bragg, Tennessee House of Representatives, on behalf of the National Conference of State Legislatures; Lois Parke, County Councilman of New Castle County, Delaware, on behalf of the National Association of Counties; and William Welsh, American Federation of State, County, and Municipal Employees, Washington, D.C.

Hearings were recessed subject to call.

MIDDLE EAST ARMS SALES

Committee on Foreign Relations: Committee began hearings on the proposed sale of arms to nations in the Middle East, receiving testimony from Secretary of State Cyrus R. Vance; Warren Christopher, Deputy Secretary of State; Secretary of Defense Harold Brown;

Paul C. Warnke, Director, Arms Control and Disarmament Agency; and General David C. Jones, Acting Chairman, Joint Chiefs of Staff, and Chief of Air Force Staff.

Hearings continue tomorrow.

FOREIGN AFFAIRS AUTHORIZATION

Committee on Foreign Relations: Subcommittee on International Operations continued in an evening session to mark up S. 2863, authorizing funds for fiscal year 1979 for the Department of State, the International Communication Agency, and the Board for International Broadcasting.

CIVIL SERVICE REFORM

Committee on Governmental Affairs: Committee resumed hearings on S. 2640, proposing reform of the Civil Service laws, receiving testimony from Dwight Ink, Benjamin Newfeld, American Veterans Committee, Otto Lukert, Concerned American Veterans, George Frederickson, American Society of Public Administration, and Judith Vandegriff, National Association of Commissions for Women, all of Washington, D.C.

Hearings continue tomorrow.

CRIMINAL CODE REVIEW

Committee on Governmental Affairs: Subcommittee on Governmental Efficiency and the District of Columbia held hearings on the proposed revision of basic District of Columbia Criminal Code, receiving testimony from Stephen I. Danzansky, Law Revision Commission, who was accompanied by several of his associates, and Earl J. Silbert, U.S. attorney for the District of Columbia.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Human Resources: Committee ordered favorably reported with amendments the following bills:

S. 50, the Full Employment and Balanced Growth Act;

S. 2522, authorizing funds through fiscal year 1983 for programs administered under the Family Planning Services and Population Research Act (As approved by the committee, the bill would authorize $333,500,000 for fiscal year 1979; $425,500,000 for fiscal year 1980; $521,500,000 for fiscal year 1981; $623,500,000 for fiscal year 1982; and $731,500,000 for fiscal year 1983);

S. 2617, authorizing such sums as may be necessary through fiscal year 1981 for the Domestic Volunteer Service; and

S. 2759, to provide Federal support and stimulation of State, local, and community activities to prevent domestic violence, assist the victims of domestic violence, and coordinate Federal programs and activities pertaining to domestic violence (As approved by the committee, the bill would authorize $30 million for each fiscal year through 1983).

Committee will meet again tomorrow on other pending bills.

NOMINATION

Committee on the Judiciary: Committee held hearings on the nominations of Christobal C. Duenas, to be Judge of the district court for Guam, Alfred Laureta, of Hawaii, to be Judge for the district court of the Northern Mariana Islands, and Leonard B. Sand, to be U.S. District Judge for the southern district of New York, where the nominees testified and answered questions on their own behalf. Delegate Won Pat introduced Mr. Duenas, and Senator Matsunaga introduced Mr. Laureta.

Hearings were recessed subject to call.

ALIEN ADJUSTMENT

Committee on the Judiciary: Committee began hearings on S. 2252, to permit the creation of a record of residence for certain aliens requesting permanent residence in the U.S., receiving testimony from Senators Tower, Bartlett, and Hayakawa; and Representatives Fish and Scheuer.

Hearings continue tomorrow.

CIVIL RIGHTS IMPROVEMENT

Committee on the Judiciary: Subcommittee on the Constitution continued hearings on S. 35, expanding the definition of the term "person" under the Civil Rights Act so as to include States, municipalities, and all political units, and to hold them liable for certain actions. Witnesses heard were W. David Arnold, Georgia Legal Services Program, Atlanta; Jonathan M. Stein, Community Legal Services, Philadelphia; James D. Weill, Legal Assistance Foundation of Chicago; Michael Trister, Washington, D.C.; Howard E. Pachman, and Michael Gemmell, National Association of Counties, Washington, D.C.; Prof. Donald Kates, St. Louis University, St. Louis, Mo.; and Pamela Horowitz and Frank Askin, American Civil Liberties Union, Washington, D.C.

Hearings were recessed subject to call.

FEDERAL AGENCY PROCEEDINGS

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure began consideration of proposed legislation dealing with public participation in Federal agency proceedings, but did not complete action thereon and recessed subject to call.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Committee resumed hearings on S. 2525, to improve the intelligence systems of the U.S. by establishing a statutory basis for U.S. intelligence activities, receiving testimony from Nicholas Daniloff, United Press International, Washington, D.C.; Jack Nelson, Washington Bureau Chief, Los Angeles Times; and Daniel Schorr, Washington, D.C.

Hearings continue tomorrow.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Committee held a closed business meeting, but made no announcements and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 41 public bills, H.R. 12514–12554; 1 private bill, H.R. 12555; and 5 resolutions, H.J. Res. 886, H. Con. Res. 603 and 604, and H. Res. 1162 and 1163 were introduced. Pages 12543–12544

Bills Reported: Reports were filed as follows:

H. Con. Res. 555, approving the extension of nondiscriminatory treatment with respect to the products of the Hungarian People's Republic (H. Rept. 95–1106);

H.R. 10160, a private bill (H. Rept. 95–1107);

H.R. 11686, to authorize appropriations for the Department of Energy for national security programs for fiscal year 1979 (H. Rept. 95–1108); and

H. Res. 1162, waiving points of order against the conference report on H.R. 6782, Emergency Agricultural Act of 1978 (H. Rept. 95–1109). Page 12542

First Budget Resolution: House continued consideration of H. Con. Res. 559, setting forth the congressional budget for the United States Government for the fiscal year 1979, but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, May 4.

By a yea-and-nay vote of 383 yeas to 4 nays with 2 voting "present," Roll No. 273, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

An amendment that reduces outlays by $1.7 billion as a result of reestimates in the Commodity Credit Corporation; and

An amendment that increases veterans benefits and services by $1 billion in budget authority and $844 million in outlays (agreed to by a recorded vote of 362 ayes to 33 noes, Roll No. 278). Earlier, rejected a substitute amendment to this amendment that sought to transfer $1.2 billion in budget authority and $900 million in outlays to veterans benefits and services from the following functions: health; education, training, employment, and social services; and income security (rejected by a division vote of 14 ayes to 52 noes).

Rejected:

An amendment that sought to reduce budget authority to $548.8 billion; outlays to $488.3 billion; revenues to $440 billion; and the deficit to $48.2 billion (rejected by a recorded vote of 197 ayes to 203 noes, Roll No. 274);

An amendment that sought to reduce national defense by $4.8 billion in budget authority and $2.8 billion in outlays; and transfer these amounts to other employment and economic development programs (rejected by a recorded vote of 98 ayes to 313 noes, Roll No. 276);

An amendment in the nature of a substitute to the previous amendment that sought to increase budget authority for national defense by $2.4 billion (rejected by a recorded vote of 142 ayes to 262 noes, Roll No. 275);

An amendment that sought to increase tax cuts by $10.3 billion to a total of $38.7 billion (rejected by a recorded vote of 163 ayes to 239 noes, Roll No. 277);

An amendment that sought to add $435 million in budget authority and $390 million in outlays to the education, training, employment, and social services function for increased funding of traininig and employment programs (rejected by a recorded vote of 123 ayes to 265 noes, Roll No. 279); and

An amendment that sought to reduce budget authority and outlays by $255 million to allow for a Federal salary increase of 5.5 percent instead of 6 percent (rejected by a recorded vote of 172 ayes to 210 noes, Roll No. 280). Pages 12444–12516

Subcommittee To Sit: Subcommittee on Surface Transportation of the Committee on Public Works and Transportation received permission to sit during proceedings of the House under the 5-minute rule on Thursday, May 4. Page 12516

Adjournment: Adjourned at 10:46 p.m.

Committee Meetings

FUTURE OF WORK AND RETIREMENT

Select Committee on Aging: Subcommittees on Retirement Income and employment and on Human Services held a joint hearing on public policy and the future of work and retirement. Testimony was heard from experts in futures research and related areas.

RURAL DEVELOPMENT

Committee on Agriculture: Subcommittee on Family Farms, Rural Development and Special Studies met and approved for full committee action the following bills:

H.R. 10885 amended, Rural Development Policy Act of 1978; and

H.R. 9983, amended, Rural Community Development Act of 1977.

KENNEDY ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of President John F. Kennedy continued hearings in executive session, and will resume tomorrow.

EXCHANGE STABILIZATION FUND—
NYC FINANCIAL ASSISTANCE ACT

Committee on Banking, Finance and Urban Affairs: Met and ordered reported favorably to the House the following bills:

S. 2093, Exchange Stabilization Fund; and

H.R. 12426, New York City Financial Assistance Act of 1978.

FEDERAL PAYMENT TO D.C.

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs held a hearing on and approved for full committee action H.R. 11127, to amend Section 502 of the District of Columbia Self-Government and Governmental Reorganization Act. Testimony was heard from Mayor Washington; Sterling Tucker, Chairman, and Marion Barry, Member, D.C. Council.

CETA AMENDMENTS

Committee on Education and Labor: Met and ordered reported favorably to the House H.R. 12452, Comprehensive Employment and Training Act Amendments of 1978.

LONGSHOREMEN'S AND HARBOR WORKERS' COMPENSATION ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety continued oversight hearings on the Longshoremen's and Harbor Workers' Compensation Act. Testimony was heard from representatives of Offshore Marine Services Association; International Association of Drilling Contractors; and Associated General Contractors, Inc.

CIA'S PROPAGANDA ACTIVITIES

Select Committee on Intelligence: Subcommittee on Oversight held a hearing in executive session on CIA's propaganda activities, hearing testimony from a representative of the covert action staff.

INTERIOR MISCELLANY

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House the following measures:

H.R. 11655 amended, to amend the Water Resources Planning Act;

H.R. 11827, to amend the Surface Mining Control and Reclamation Act of 1977 to raise certain authorized funding levels contained therein, amended to include the language of H.R. 11444;

H.J. Res. 738, American Indian Religious Freedom;

S. 1291, to declare that certain lands of the United States situated in the State of Oklahoma are held by the United States in trust for the Cheyenne-Arapaho Tribes of Oklahoma;

H.R. 3924 amended, to declare that the United States holds in trust for the Pueblo of Santa Ana certain public domain lands;

H.R. 10240 amended, to declare that the United States holds in trust for the Pueblo of Zia certain public domain lands;

H.R. 11226 amended, Water Research and Development Act of 1978; and

H.R. 12481, to authorize appropriations for certain insular areas of the United States.

INTERNATIONAL SECURITY ASSISTANCE ACT

Committee on International Relations: Met and ordered reported favorably to the House H.R. 12514, International Security Assistance Act of 1978.

U.N. SPECIAL SESSION ON DISARMAMENT

Committee on International Relations: Subcommittees on International Security and Scientific Affairs and on International Organizations held a joint hearing on United Nations Special Session on Disarmament. Testimony was heard from Lawrence D. Weiler, U.S. Arms Control and Disarmament Agency; and public witnesses.

INTERSTATE MISCELLANY

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House the following bills:

H.R. 12161, to authorize additional appropriations for ConRail;

H.R. 12162 amended, to authorize additional appropriations for the Office of Rail Public Counsel;

H.R. 12460, amended, Health Centers portion of Health Services Amendments of 1978; and

H.R. 11870, U.S. Travel Service authorization; as amended.

TOXIC SUBSTANCES AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance met for markup of H.R. 12441, Toxic Substances Control Act Authorization, and will resume tomorrow.

HEALTH SERVICES RESEARCH

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment met and approved for full committee action a clean bill to be introduced on health services research.

FUELS TRANSPORTATION SAFETY
AMENDMENTS—NRC AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power met for markup of H.R. 11622, Fuels Transportation Safety Amendments Act of 1978; and H.R. 12355, Nuclear Regulatory Commission authorization.

TORT CLAIMS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 9219, to provide for an exclusive remedy against the United States in suits based upon acts or omissions of United States employees. Testimony was heard from Barbara Babcock, Assistant Attorney General, and Irving Jaffe, Deputy Assistant Attorney General, Civil Division, Department of Justice.

INTERNATIONAL MARITIME
TELECOMMUNICATIONS SATELLITE ACT

Committee on Merchant Marine and Fisheries: Met and ordered reported favorably to the House H.R. 11209, amended, International Telecommunications Satellite Act.

STATE-OWNED CARRIER RATES

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine continued hearings on H.R. 9998, to provide for the regulation of rates or charges by certain state-owned carriers in the foreign commerce of the United States. Testimony was heard from Federal Maritime Commission and public witnesses.

POPULATION AND DEVELOPMENT ASSISTANCE

Select Committee on Population: Continued hearings on population and development assistance. Testimony was heard from John J. Gilligan, Administrator, AID; Ambassador Edwin Martin, Chairman, Consultative Group on Food Production and Investment in Developing Countries, The World Bank; and other public witnesses.

Hearings continue tomorrow.

FEDERAL STATISTICAL ACTIVITY
CONTROL ACT

Committee on Post Office and Civil Service: Subcommittee on Census and Population met and approved for full committee action H.R. 11253, Federal Statistical Activity Control Act of 1978.

SURFACE TRANSPORTATION ASSISTANCE ACT

Committee on Public Works and Transportation: Subcommittee on Surface Transportation continued markup of H.R. 11733, Surface Transportation Assistance Act of 1978, and will resume tomorrow.

EMERGENCY AGRICULTURAL ACT—
CONFERENCE REPORT

Committee on Rules: Granted a rule waiving all points of order against the Conference Report on H.R. 6782, Emergency Agricultural Act of 1978. Testimony was heard from Chairman Foley and Representatives Bowen, Krebs, and Sebelius. A statement for the record was submitted by Chairman Foley.

CONGRESSIONAL BUDGET AND
IMPOUNDMENT CONTROL
ACT AMENDMENTS

Committee on Rules: Subcommittee on The Rules and Organization of The House continued hearings on certain amendments to the Congressional Budget and Impoundment Control Act of 1974, including a proposal to establish the public debt ceiling in the concurrent budget resolution. Testimony was heard from Department of Justice and public witnesses.

Hearings continue tomorrow.

SOLAR POWER SATELLITE AUTHORIZATION

Committee on Science and Technology: Met and ordered reported favorably to the House H.R. 12505, Solar Power Satellite Research, Development, and Demonstration Program Act of 1978.

DEPARTMENT OF LABOR PROGRAMS

Committee on Veterans' Affairs: Subcommittee on Education and Training held a hearing on H.R. 11043, and employment programs administered by the Department of Labor. Testimony was heard from representatives of Department of Labor and veterans' organizations.

TARIFFS

Committee on Ways and Means: Subcommittee on Trade held a hearing on miscellaneous tariff bills. Testimony was heard from representatives of Departments of Commerce, State, Foreign Agricultural Service; Customs Service; Bureau of Mines; and public witnesses.

Thursday, May 4, 1978

Senate

Chamber Action

Routine Proceedings, pages 12645–12718

Bills Introduced: Five bills were introduced, as follows: S. 3037–3041. Page 12694

Bills Reported: Reports were made as follows:

S. 3040, authorizing funds for fiscal year 1979 for the National Rail Passenger Corporation (AMTRAK) (S. Rept. 95–782);

S. 1029, authorizing the Smithsonian Institution to construct museum support facilities, with an amendment (S. Rept. 95–783). Page 12694

Bill Passed:

U.S. Railway Association: Senate passed and sent to the House S. 2508, to authorize $27.2 million for administrative expenses of the U.S. Railway Association for fiscal year 1979, after agreeing to committee amendment and Robert C. Byrd unprinted amendment No. 1297, to provide that the term of office of nongovernmental members of the Board of Directors of the USRA would carry over until a successor has been appointed and qualified. Pages 12654–12655

Flood Control—Rivers and Harbors: By 80 yeas to 13 nays, Senate passed H.R. 8309, to authorize funds for works of improvement for navigation in U.S. inland waters and sundry water resources projects, after agreeing to five additional amendments proposed thereto, as follows: Page 12656

(1) Modified Hatfield of Oregon amendment No. 1930, authorizing $2.2 million for construction of vehicular access to public use areas within the Yaquina Bay and Harbor project, Oregon; Page 12657

(2) Gravel unprinted amendment No. 1298, increasing from $250,000 to $500,000 the ceiling on individual clearing and snagging projects; Page 12657

(3) Modified Allen amendment No. 1931, to provide that the ocean-going vessel tax exemption shall apply not only to fuel required to move LASH and Seabee vessels, but also to fuel required to move those vessels' complement of ocean-going barges on U.S. inland waterways; Page 12658

(4) By 63 yeas to 29 nays, Gravel amendment No. 1932, authorizing $8 million for establishment of an International Sea-Level Canal Study Commission; and Page 12662

(5) Moynihan unprinted amendment No. 1300, authorizing construction of recreational facilities on the Kinzua Dam and Allegheny Reservoir project, New York. Page 12660

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Gravel, Randolph, Long, Talmadge, Moynihan, Domenici, Stafford, McClure, and Danforth. Page 12667

Pages 12656–12667

Securities Investor Protection: Senate agreed to the House amendment to Senate amendment No. 9, with an amendment, to H.R. 8331, to provide the Federal courts and the Securities Investor Protection Corporation with improved procedures to protect customers from insolvent brokers and dealers. Senate amendment embodies Williams unprinted amendment No. 1302, which would extend until February 1, 1979, instead of May 1, 1979, the period for delay of effectiveness of Section 11(a) of the Securities Exchange Act.

Senate insisted on its amendment No. 8 to this bill. Page 12664

Vice Presidential Appointments: Vice President made appointments, as follows:

Senator Gravel to the Mexico-U.S. Interparliamentary Conference, to be held in Washington, D.C., June 5–10, 1978;

Senators Williams and Javits to the Thirty-First Assembly of the World Health Organization, to be held in Geneva, Switzerland, May 8–26, 1978;

Senators Pell, Glenn, Javits, Pearson, and Percy to the United Nations General Assembly Special Session on Disarmament, to be held in New York City, May 23–June 28, 1978; and

Senators Culver and Mathias to serve on the National Commission on the International Year of the Child, 1979. Page 12707

Unanimous Consent Agreement: By unanimous consent it was agreed that at no later than 12:30 p.m. on Friday, May 5, Senate will proceed to consider S. Res. 219, to establish a senior citizen internship program in the Senate, with time for debate thereon to be limited to 30 minutes; 30 minutes on an amendment which may be offered by Senator Curtis; 20 minutes on an amendment which may be offered by Senator Allen; and with vote on question of agreeing to such resolution to occur at no later than 2:30 p.m. Page 12692

Civiletti Nomination: Senate considered the nomination of Benjamin R. Civiletti, of Maryland, to be Deputy Attorney General, and, by unanimous consent, agreed to resume its consideration at 10 a.m. on Tuesday, May 9, with vote on question of confirmation to occur at 12:15 p.m.

During consideration of this nomination today, Senate agreed to motion that it be recommitted to Committee on the Judiciary with instructions that it be reported back forthwith without any report. Pages 12673–12692

Confirmation: Senate confirmed the nomination of Robert D. Thorne, of California, to be Assistant Secretary of Energy for Energy Technology. Page 12654

Messages From the House: Page 12692

Amendments Submitted for Printing: Pages 12696–12697

Statements on Introduced Bills: Pages 12694–12696

Additional Statements: Pages 12697–12707

Record Votes: Two record votes were taken today. Pages 12664, 12666

Recess: Senate met at 10:30 a.m. and recessed at 5:38 p.m. Page 12718

Committee Meetings

RURAL NEEDS

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation began hearings on the status of research through the Department of Agriculture in the nonfarm, nonfood, and fiber rural development areas, receiving testimony from M. Rupert Cutler, Assistant Secretary of Agriculture for Conservation, Research, and Education; George Rucker, Rural America, Inc., Washington, D.C.; John M. Cornman, National Rural Center, Washington, D.C.; Charles Bannerman, Mississippi Action for Community Education, Greenville, Mississippi; Dr. Richard D. Morrison, Alabama A&M University, Normal; and Donald Hadwiger, Iowa State University, Ames.

Hearings continue tomorrow.

MILITARY PROCUREMENT

Committee on Armed Services: Committee, in closed session, continued markup of S. 2571, military procurement authorizations for fiscal year 1979, but did not complete action thereon and recessed subject to call.

HOUSING PROGRAMS

Committee on Banking, Housing, and Urban Affairs: Committee began markup of S. 2637, authorizing funds for fiscal year 1979 for housing programs, but did not complete action thereon and will meet again tomorrow.

PUBLIC BROADCASTING AUTHORIZATION

Committee on Commerce, Science, and Transportation: Subcommittee on Communications concluded hearings on S. 2883, and 2901, authorizing funds for fiscal years 1979–1983 for the Corporation for Public Broadcasting, after receiving testimony from Representative Stokes; Frank Mankiewicz, National Public Radio, Washington, D.C.; Ralph B. Rogers and Laurence Grossman, both of Public Broadcasting Service, Washington, D.C.; Frank Norwood, Joint Council on Educational Telecommunications, Washington, D.C.; John P. Witherspoon, Public Service Satellite Consortium, San Diego; Michael F. Porcaro, Alaska Public Broadcasting Commission, Anchorage; Kenneth M. Wasmund, Chautauqua County Board of Cooperative Educational Services, Fredonia, New York; Jack Golodner, AFL-CIO, Washington, D.C.; Warren Braren, Consumers Union, Mt. Vernon, New York City; Warren Brandt, Southern Illinois University at Carbondale; and Ross Spears, Johnson City, Tennessee.

PARK SYSTEM AND DOE AUTHORIZATIONS

Committee on Energy and Natural Resources: Committee ordered favorably reported with amendments S. 2876, to increase ceilings on authorizations of certain units of the National Park System, and to modify boundaries of such units (as approved by the committee, the bill would increase the development and acquisition ceilings to approximately $240 million).

Also, committee resumed consideration of S. 2692, authorizing funds for civilian programs of the Department of Energy for fiscal year 1979, but did not complete action thereon and will meet again on Monday, May 8.

WELFARE REFORM

Committee on Finance: Subcommittee on Public Assistance resumed hearings on S. 2084, to replace existing Federal welfare programs with a single coordinated program, receiving testimony from Representative Rangel; Clarence Mitchell, NAACP, Washington, D.C.; Louise Brookins, Philadelphia Welfare Rights Organization; Hyman Bookbinder, American Jewish Committee, Washington, D.C.; James Harvey, on behalf of Friends Committee on National Legislation; Sara Ehrman, American Jewish Congress, Washington, D.C.; and David C. Crowley, American Association of Homes for the Aging, Washington, D.C.

Hearings were recessed subject to call.

MIDDLE EAST ARMS SALES

Committee on Foreign Relations: Committee continued hearings on the proposed sale of arms to nations in the Middle East, receiving testimony in open session from Erich von Marbod, Acting Director, Defense Security Assistance Agency, Department of Defense; Jerome Stolarow, Deputy Director, Procurement and Systems Acquisition, General Accounting Office; Steven Rosen, Brandeis University, Waltham, Massachusetts; Dale Tahtinen, American Enterprise Institute, Washington, D.C.; and Nadav Safran, Harvard University, Cambridge, and testimony in closed session from Stansfield Turner, Director of Central Intelligence.

Hearings continue tomorrow.

INTERNATIONAL DEVELOPMENT ASSISTANCE

Committee on Foreign Relations: Subcommittee on Foreign Assistance approved for full committee consideration with amendments S. 2646, authorizing funds for fiscal year 1979 for international development assistance programs.

CIVIL SERVICE REFORM

Committee on Governmental Affairs: Committee continued hearings on S. 2640, proposing reform of the Civil Service laws, receiving testimony from Michael Pertschuk, Chairman, Federal Trade Commission; Douglas M. Costle, Administrator, Environmental Protection Agency; Kenneth T. Lyons, National Association of Government Employees, Washington, D.C.; Albert A. Grant, American Society of Civil Engineers, Washington, D.C.; George E. Perry, Ethnic Employees of the Library of Congress, Washington, D.C.; Howard Cook, Black Employees of the Library of Congress, Washington, D.C.; and Elaine R. Jones, NAACP, Washington, D.C.

Hearings continue tomorrow.

PRETRIAL DETENTION AND CRIMINAL CODE REVIEW

Committee on Governmental Affairs: Subcommittee on Governmental Efficiency and the District of Columbia approved for full committee consideration with an amendment in the nature of a substitute H.R. 7747, to amend the D.C. Code with regard to pretrial release or detention.

Also, Subcommittee continued hearings on the proposed revision of basic District of Columbia Criminal

Code, receiving testimony from David A. Clarke, City Council Member, Burtell Jefferson, Chief of Police, Delbert Jackson, Director, Department of Corrections, Rev. Albion Ferrell, Chairman, Board of Parole, all of the District of Columbia Government; Justin D. Simon, Unified Bar of the District of Columbia, Washington, D.C.; John J. Phelan, Capitol Hill Restoration Society, Inc., Washington, D.C.; and Harriett Hubbard, Dupont Circle Citizens Association, Washington, D.C.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Human Resources: Committee ordered favorably reported with amendments the following bills:

S. 2410, to amend health planning and health resource development programs under the Public Health Service Act (As approved by the committee, the bill would authorize $553 million for fiscal year 1979, $692 million for fiscal year 1980, and $830 million for fiscal year 1981);

S. 2534, extending through fiscal year 1984 health maintenance organization programs (As approved by the committee, the bill would authorize funds as follows: $52 million for fiscal year 1979; $72 million for fiscal year 1980; $93 million for fiscal year 1981; $99 million for each of fiscal years 1982 and 1983, and $95 million for fiscal year 1984);

S. 2416, to extend through fiscal year 1980 programs of assistance for nurse training (As approved by the committee, the bill would authorize $206 million for each of fiscal years 1979 and 1980);

S. 2549, authorizing funds for fiscal year 1979 and 1980 for the National Science Foundation (As approved by the committee, the bill would authorize $950.6 million for fiscal year 1979, and $1,076,870,000 for fiscal year 1980); and

S. 2474, extending through fiscal year 1983 programs administered under the Public Health Services Act (As approved by the committee, the bill would authorize $780.9 million for fiscal year 1979; $670.4 million for fiscal year 1980; $742.1 million for fiscal year 1981; $501.1 million for fiscal year 1982; and $549.9 million for fiscal year 1983).

Committee agreed to report without recommendation H.R. 11400, House companion measure to S. 2549.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Committee resumed hearings on S. 2525, to improve the intelligence systems of the U.S. by establishing a statutory basis for U.S. intelligence activities, receiving testimony from Keith Fuller, President, Associated Press, New York City; Richard Leonard, Editor, *Milwaukee Journal;* Philip Geyelin, Editor, Editorial Page, *the Washington Post;* and Mike Wallace, CBS, New York City.

Hearings continue on Thursday, May 11.

House of Representatives

Chamber Action

Bills Introduced: 28 public bills, H.R. 12557–12584; 3 private bills, H.R. 12556, 12585 and 12586; and 9 resolutions, H.J. Res. 887–889, H. Con. Res. 605–607, and H. Res. 1164–1166 were introduced. Pages 12643–12644

Bills Reported: Reports were filed as follows:

H. Res. 1164, providing for the consideration of H.R. 12222, to amend the Foreign Assistance Act of 1961 to authorize development and economic assistance programs for fiscal year 1979, to make certain changes in the authorities of that Act and the Agricultural Trade Development and Assistance Act of 1954, and to improve the coordination and administration of United States development-related policies and programs (H. Rept. 95–1110);

H. Res. 1165, providing for the consideration of H.R. 7814, to authorize Federal agencies to experiment with flexible and compressed employee work schedules (H. Rept. 95–1111);

H.R. 12481, to authorize appropriations for certain insular areas of the United States, amended (H. Rept. 95–1112);

H.R. 12098, authorizing appropriations to the Secretary of the Interior for services necessary to the nonperforming arts functions of the John F. Kennedy Center for the Performing Arts (H. Rept. 95–1113);

H.R. 11370, to authorize an appropriation to reimburse certain expenditures for social services provided by the States prior to October 1, 1975, under titles I, IV–A, VI, X, XIV, and XVI of the Social Security Act, amended (H. Rept. 95–1114);

H.R. 12157, Amending and Extending the Export-Import Bank Act of 1945, amended (H. Rept. 95–1115);

H.R. 11998, to amend the Consumer Products Safety Act to establish an interim consumer product safety rule relating to the standards for flame resistance and corrosiveness of certain insulation, amended (H. Rept. 95–1116); and

H.R. 12250, to designate the Boundary Waters Canoe Area Wilderness, and to establish the Boundary Waters Canoe Area National Recreation Area, amended (H. Rept. 95–1117). Page 12643

Journal: By a yea-and-nay vote of 360 yeas to 13 nays with 1 voting "present", Roll No. 281, the House approved the Journal of Wednesday, May 3. Pages 12593–12594

Late Report: Committee on Interstate and Foreign Commerce received permission to file a report by midnight Friday, May 5, on H.R. 11998, to amend the Consumer Products Safety Act to establish an interim consumer product safety rule relating to the standards for flame resistance and corrosiveness of certain insulation. Page 12595

National Commission on Neighborhoods: The Speaker appointed Representative Blanchard as a member of the National Commission on Neighborhoods; to fill the existing vacancy thereon. Page 12595

Emergency Agricultural Act: By a yea-and-nay vote of 212 yeas to 182 nays, Roll No. 283, the House agreed to the conference report on H.R. 6782, Emergency Agricultural Act of 1978—clearing the measure for the President.

H. Res. 1162, the rule waiving points of order against the conference report, was agreed to earlier by a yea-and-nay vote of 241 yeas to 148 nays, Roll No. 282. Pages 12595–12615

Subcommittee To Sit: Subcommittee on Military Installations and Facilities of the Committee on Armed Services received permission to sit today during proceedings of the House under the 5-minute rule. Page 12615

Late Report: Committee on Armed Services received permission to file a report by midnight Saturday, May 6, on H.R. 10929, Department of Defense Appropriation Authorization Act for fiscal year 1979. Page 12615

Private Bill: By unanimous consent, H.R. 12556, a private bill, was referred to the Committee on Agriculture in lieu of the Committee on the Judiciary. Page 12615

First Budget Resolution: House continued consideration of H. Con. Res. 559, setting forth the congressional budget for the United States Government for the fiscal year 1979; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Tuesday, May 9.

Agreed to an amendment, as amended (substitute amendment agreed to by a recorded vote of 199 ayes to 173 noes with 1 voting "present", Roll No. 284), that decreases Federal revenues by $635 million for tuition tax credits for elementary, secondary, and postsecondary education (agreed to by a recorded vote of 227 ayes to 136 noes with 1 voting "present", Roll No. 285). Page 12616

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of May 10. Page 12628

Late Reports: Committee on Merchant Marine and Fisheries received permission to file certain reports by midnight tonight; and Committee on Interior and Insular Affairs received permission to file a report by midnight tonight on H.R. 12250, to designate the Boundary Waters Canoe Area Wilderness, and to establish the Boundary Waters Canoe Area National Recreation Area. Pages 12628, 12629

Mexico-United States Interparliamentary Group: The Speaker appointed as members of the United States delegation of the Mexico-United States Interparliamentary Group the following Members on the part of the House: Representatives de la Garza (chairman), Wright (vice chairman), Udall, White, Kazen, Alexander, Wolff, Van Deerlin, Rousselot, Gilman, Lagomarsino, and Rudd. Page 12629

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 12642

Adjournment: Adjourned at 4:49 p.m.

Committee Meetings

COMMODITY FUTURES TRADING COMMISSION

Committee on Agriculture: Continued markup of H.R. 10285, Commodity Futures Trading Commission reauthorization.

MILITARY CONSTRUCTION AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Installations and Facilities met and approved for full committee action a clean bill in lieu of H.R. 11677, Military Construction Authorization Act of 1979.

ARMS CONTROL AGREEMENTS

Committee on Armed Services: Subcommittee on Intelligence and Military Application of Nuclear Energy met for discussion of schedule for oversight activities relating to arms-control agreements.

KENNEDY ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of President John F. Kennedy continued hearings in executive session.

HOUSING AND COMMUNITY DEVELOPMENT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Continued markup of Housing and Community Development Amendments of 1978, and will resume on Tuesday, May 9.

EDUCATION MISCELLANY

Committee on Education and Labor: Met and ordered reported favorably to the House the following bills:

H.R. 12299 amended, Domestic Violence Assistance Act of 1978;

H.R. 12255 amended, extension of the Older Americans Act;

H.R. 11808 amended, Defense Dependents Education Act; and

H.R. 11922 amended, Domestic Volunteer Service Amendments of 1978.

COMPREHENSIVE REHABILITATION SERVICES AMENDMENTS

Committee on Education and Labor: Subcommittee on Select Education met and approved for full committee action H.R. 12467, Comprehensive Rehabilitation Services Amendments of 1978.

SUPPLEMENTARY FISCAL ASSISTANCE ACT

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources held a hearing on H.R. 12293, Supplementary Fiscal Assistance Act of 1978. Testimony was heard from Robert Carswell, Deputy Secretary of Treasury.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Select Committee on Intelligence: Met in executive session on committee business.

DOE AUTHORIZATION

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment met and approved for full committee action H.R. 11392, as amended, Department of Energy authorization.

INDIAN LANDS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held a hearing on H.R. 4980, to declare that all right, title, and interest held by the United States in 2,640 acres, more or less, are held by the U.S. in trust for the Paiute and Shoshone Tribes of the Fallon Indian Reservation, Nevada. Testimony was heard from Forrest Gerard, Department of Interior; and representatives of the Paiute and Shoshone Tribes.

Following the hearing, the subcommittee approved for full committee action H.R. 4980 amended (title above).

NATURAL DIVERSITY PRESERVATION ACT—NATIONAL PARKS AND RECREATION ACT

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs met and approved for full committee action the following bills:

H.R. 12536 amended, National Parks and Recreation Act of 1978; and H.R. 8650 amended, Natural Diversity Preservation Act of 1977.

FOREIGN RELATIONS AUTHORIZATION ACT

Committee on International Relations: Met for markup of Foreign Relations Authorization Act of 1978, and will resume on Tuesday, May 9.

INTERNATIONAL INVESTMENT SURVEY ACT

Committee on International Relations: Subcommittee on International Economic Policy and Trade met and approved for full committee action an amendment to H.R. 12286 in the nature of a substitute, International Investment Survey Act Authorization for fiscal year 1979.

TOXIC SUBSTANCES CONTROL ACT

Committee on Interstate and Foreign Commerce: Met and approved for full committee action H.R. 12441 amended, Toxic Substances Control Act authorization.

PUBLIC TELECOMMUNICATIONS FINANCING ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications met and approved for full committee action H.R. 12021 amended, Public Telecommunications Financing Act of 1978.

FEDERAL RAILROAD SAFETY AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce met and approved for full committee action a subcommittee print of the Federal Railroad Safety Authorization Act of 1978.

TREASURY'S NEW FIREARMS REGULATIONS

Committee on the Judiciary: Subcommittee on Crime held a hearing on Treasury Department's new firearms regulations. Testimony was heard from Representatives McClory, Mikva and Baucus; Richard J. Davis, Assistant Secretary for Enforcement and Operations, and Rex Davis, Director, Bureau of Alcohol, Tobacco and Firearms, Department of the Treasury; Roy McLaren, Chief, Arlington County Police; and public witnesses. A statement for the record was submitted by Representative Ashbrook.

JUDICIAL HOUSEKEEPING

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice held a hearing on Judiciary housekeeping bills. Testimony was heard from Deputy Assistant Attorney General Ray Calamaro; and Karl H. Imlay, General Counsel, Administrative Office of U.S. Courts.

MARITIME GUARANTEE PROGRAM

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held an oversight hearing on Title XI Guarantee Program administered by the Maritime Administration of the Department of Commerce. Testimony was heard from representatives of the Maritime Administration and Treasury Department.

POPULATION AND DEVELOPMENT ASSISTANCE

Select Committee on Population: Continued hearings on population and development assistance. Testimony was heard from representatives of Agency for International Development: Department of State; Population Crisis Committee and World Population Society, D.C.; and Harvard Institute for International Development.

FEDERAL BUILDING NAMES—MADISON BUILDING AUTHORIZATION

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds approved for full committee action the following bills:

H.R. 12342 amended, to provide additional authorization for the Library of Congress James Madison Memorial Building;

H.R. 12138, to name a certain Federal Building in Laguna Niguel, California, the "Chet Holifield Building";

H.R. 4270, to designate the Federal Building and United States courthouse in Hato Rey, Puerto Rico, the "Federico Degetau Federal Building; and

H.R. 7674, to designate the "Mike Monroney Aeronautical Center".

The Subcommittee also approved 2 11-B survey resolutions.

SURFACE TRANSPORTATION ASSISTANCE ACT

Committee on Public Works and Transportation: Subcommittee on Surface Transportation met and approved for full committee action H.R. 11733, amended, Surface Transportation Assistance Act of 1978.

CONGRESSIONAL BUDGET AND IMPOUNDMENT CONTROL ACT AMENDMENTS

Committee on Rules: Subcommittee on the Rules and Organization of the House continued hearings on certain amendments to the Congressional Budget and Impoundment Control Act of 1974, including a proposal to establish the public debt ceiling in the concurrent budget resolution. Testimony was heard from Comptroller General of the United States Elmer B. Staats; W. Bowman Cutter, OMB; and Representatives Derrick and Holtzman.

MAGNETOHYDRODYNAMICS

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy Research, Development and Demonstration continued hearings on Magnetohydrodynamics. Testimony was heard from representatives of AVCO Everett Research Lab, Everett, Mass.; University of Tennessee Space Institute; Westinghouse; and General Electric.

IMMUNITY REQUEST

Committee on Standards of Official Conduct: Met in executive session for consideration of an immunity request.

Joint Committee Meeting

NATURAL GAS PRICING

Conferees resumed their meetings to resolve the differences between the Senate- and House-passed versions of H.R. 5289, to establish a comprehensive natural gas pricing policy, but did not complete action thereon and will meet again on Tuesday, May 9.

Friday, May 5, 1978

Senate

Chamber Action

Routine Proceedings, pages 12755–12822

Bills Introduced: Four bills were introduced, as follows: S. 3042–3045. Page 12785

Bill Reported: Report was made as follows:

S. 2821, authorizing funds for construction of public facilities for Guam and for rehabilitation of Bikini atoll, with amendments (S. Rept. 95–784). Page 12785

Bills Passed:

Senior Citizen Interns: Senate agreed to S. Res. 219, to establish a senior citizen internship program in the Senate, after agreeing to committee amendment in the nature of a substitute, and, by 37 yeas to 31 nays, Allen amendment No. 1798, to provide that compensation and payments called for by the resolution be charged against clerk hire and travel allowances of the Senator employing such senior citizen intern, rather than from the Senate contingent fund. Page 12780

By 16 yeas to 48 nays, Senate rejected Curtis amendment No. 1827, to require the presence of 25 Senators on the floor of the Senate before any debate may be conducted or business transacted. Page 12776
Pages 12775–12784

Human Rights: Senate agreed to H. Con. Res. 549, praising the U.S. delegation to the Belgrade meeting of the Conference on Security and Cooperation in Europe for its efforts on behalf of human rights. Page 12814

Terrorism in Italy: Senate agreed to S. Res. 419, stating the sense of the Senate favoring U.S. support of the Italian government in its efforts to deal with terrorism. Page 12815

Beef Imports: Senate passed with committee amendment for return to the House H.R. 5052, to impose quotas on the importation of beef (bill formerly dealt with duty on photographic color couplers).
Pages 12815–12819

Petroleum Marketing Practices: Senate began consideration of H.R. 130, Proposed Petroleum Marketing Practices Act, agreeing to Metzenbaum unprinted amendment No. 1303, to clarify enforcement responsibilities under the octane disclosure requirement. Page 12774

When Senate resumes consideration of this bill on Tuesday, May 9, pending amendment will be Hatfield of Oregon amendment No. 1809, calling for a study of the extent to which refiners and other suppliers of motor fuel subsidize the sale of such motor fuel at retail or wholesale with profits obtained from other operations.

Page 12774
Pages 12756–12775

Vice Presidential Appointment: Vice President appointed Senator Danforth as a Congressional Adviser to the SALT Delegation in Geneva during 1978.

Page 12775

Amendment Submitted for Printing: Pages 12789–12790

Statements on Introduced Bills: Pages 12785–12789

Additional Statements: Pages 12790–12815

Record Votes: Two record votes were taken today.

Pages 12780, 12783

Recess: Senate met at 10 a.m. and recessed at 2:12 p.m.

Page 12822

Committee Meetings

RURAL NEEDS

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation concluded hearings on the status of research through the Department of Agriculture in the nonfarm, nonfood, and fiber rural development areas, after receiving testimony from Al Navarro, National Rural Development and Finance Corporation, Washington, D.C.; Lee Day, Northeast Regional Center for Rural Development, Cornell University, Ithaca, New York; Dr. Thomas Dowe, College of Agriculture, University of Vermont, Burlington; Dr. Lee Kolmer, College of Agriculture, Iowa State University, Ames; Lowell Watts, Cooperative Extension Services, Colorado State University, Fort Collins; Carl Spangler, Housing and Community Development Commission of Vermont, Montpelier; Gerald Doeksen, Cooperative Extension Service, Oklahoma State University, Stillwater; Dr. Peter Gore, Institute for Man and His Environment, Chazy, New York; William French, Self Help Enterprises, Vesalia, California; Bart Russell, National Association of Towns and Townships, Washington, D.C.; William Heffernan, Department of Rural Sociology, University of Missouri, Columbia.

APPROPRIATIONS—COMMERCE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of Commerce, receiving testimony from Richard Frank, Administrator, National Oceanic and Atmospheric Administration; Howard D. Tipton, Administrator, National Fire Prevention and Control Administration; and Jordan J. Baruch, Assistant Secretary of Commerce for Science and Technical Research.

Subcommittee recessed subject to call.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Committee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of Transportation, receiving testimony in behalf of funds for their respective activities from Dr. John J. Fearnsides, Acting Director, Research and Special Programs Directorate; Leon D. Santman, Director, Materials Transportation Bureau; and David W. Oberlin, Administrator, St. Lawrence Seaway Development Corporation, all of the DOT.

Subcommittee will meet again on Wednesday, May 10.

HOUSING PROGRAMS

Committee on Banking, Housing, and Urban Affairs: Committee continued markup of S. 2637, authorizing funds for fiscal year 1979 for housing programs, but did not complete action thereon and will meet again on Monday, May 8.

WILD AND SCENIC RIVERS

Committee on Energy and Natural Resources: Subcommittee on Parks and Recreation concluded hearings on the following bills:

S. 2611, 2653, and 2270, to designate a segment of the Delaware River as a component of the National Wild and Scenic Rivers System, receiving testimony from Senators Case and Moynihan; Representatives McHugh, Kostmayer, and Meyner; Robert Herbst, Assistant Secretary of the Interior for Fish, Wildlife, and Parks; M. Rupert Cutler, Assistant Secretary of Agriculture for Conservation; Howard Brown, American Rivers Conservation Council, Washington, D.C.; Nancy Shukaitis, 4 County Task Force (Delaware River), Stroudsburg, Pa.; Gerald M. Hansler, Executive Director, Delaware River Basin Commission; and Barry Allen, Save the Delaware Coalition, Philadelphia;

S. 1234, to increase from $11.7 million to $21.7 million authorizations for land acquisition for the Upper St. Croix River, Minnesota and Wisconsin, receiving testimony from Senator Nelson; and Messrs. Herbst and Cutler;

S. 1906, to establish the Santa Monica Mountains National Park and Seashore, California, receiving testimony from Senator Cranston; Representative Beilenson; Joseph Edminston, Santa Monica Comprehensive Planning Commission; Susan Nelson, Friends of the Santa Monica Mountains; William Chandler, The Nature Conservancy, Arlington Va.; Josiah Beeman, representing the State of California; Margo Fuer, Santa Monica Mountains Task Force and the Sierra Club; and Messrs. Herbst and Cutler;

S. 2658, to designate the Skagit River, Washington, as a component of the National Wild and Scenic Rivers System, receiving testimony from Messrs. Herbst, Cutler, and Brown; and

S. 2656, to designate the Pere Marquette River, Michigan, as a component of the National Wild and Scenic Rivers System, receiving testimony from Messrs. Herbst, Cutler, and Brown.

COMMITTEE BUSINESS

Committee on Environment and Public Works: Committee ordered favorably reported the following measures:

S. 415, to make Vermont and New York eligible for funds to study fish in Lake Champlain that ascend streams to spawn;

H.R. 11302, authorizing funds for fiscal year 1979 for research and development programs of the Environmental Protection Agency, with amendments (As approved by the committee the bill would authorize $374 million for fiscal year 1979);

S. 1140, to encourage and assist States to develop improved programs for the conservation of "nongame" species of fish and wildlife, with amendments (As approved by the committee the bill would authorize $20 million for fiscal year 1979, $30 million for fiscal year 1980, and $40 million for fiscal year 1981);

An original bill authorizing funds through fiscal year 1981 for the Council on Environmental Quality (As approved by the committee the bill would authorize $2,126,000 for fiscal year 1979 and $3 million for each of fiscal years 1980 and 1981; and

An original bill authorizing funds through fiscal year 1980 for programs administered under the Noise Control Act (As approved by the committee the bill would authorize $15 million for fiscal year 1979 and $17 million for fiscal year 1980).

MIDDLE EAST ARMS SALES

Committee on Foreign Relations: Committee continued hearings on the proposed sale of arms to nations in the Middle East, receiving testimony from George Ball, New York City; Amos Perlmutter, American University, Washington, D.C.; Morris Amitay, American Israel Public Affairs Committee, Washington, D.C.; and John Richardson, National Association of Arab Americans, Washington, D.C.

Hearings continue on Monday, May 8.

SECURITY ASSISTANCE

Committee on Foreign Relations: Subcommittee on Foreign Assistance approved for full committeee consideration with amendments S. 2846, authorizing funds for fiscal year 1979 for security supporting assistance. Action on controversial issues was deferred until the full committee considers this bill on Thursday, May 11.

CIVIL SERVICE REFORM

Committee on Governmental Affairs: Committee continued hearings on S. 2640, proposing reform of the Civil Service laws, receiving testimony from Vincent L. Connery, National Treasury Employees Union, Washington, D.C.; Rudolph H. Weber, American Society for Personnel Administration, Washington, D.C.; and Raymond Nathan, Washington, D.C., representing the American Ethical Union, Commission on Social Action of Reform Judaism, Church in Society, United Church of Christ, and the Unitarian Universalist Association.

Hearings adjourned subject to call.

SEA GRANT COLLEGE PROGRAM AND EDUCATION AUTHORIZATION

Committee on Human Resources: Committee ordered favorably reported with an amendment in the nature of a substitute H.R. 10822, authorizing funds for fiscal years 1979 and 1980 for the National Sea Grant College program. (As approved by the committee, the bill would authorize $63 million for fiscal year 1979 and $67 million for fiscal year 1980).

The Committee also marked up S. 1753, authorizing funds through fiscal year 1983 for the Elementary and Secondary Education Act, and will continue consideration of this bill and other authorization bills on Tuesday, May 9.

INTELLIGENCE-GATHERING CAPABILITY

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures resumed hearings to examine the erosion of law enforcement intelligence gathering capabilities, receiving testimony from James M. Powell, Chief, and William W. Kirby, Deputy Chief, both of the U.S. Capitol Police Force; and Col. Richard King, Chief of Police, Fairfax County, Virginia.

Hearings were adjourned subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, May 8.

Committee Meetings

SUPPLEMENTARY FISCAL ASSISTANCE ACT

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued hearings on H.R. 12293, Supplementary Fiscal Assistance Act of 1978. Testimony was heard from representatives of U.S. Conference of Mayors; National League of Cities; and National Association of Counties.

Hearings continue Tuesday, May 9.

U.S. OCEANOGRAPHIC VESSEL CAPABILITY

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held a hearing on state of the U.S. Oceanographic Research vessel fleet and outlook for the future. Testimony was heard from representatives of General Accounting Office; National Science Foundation; and Department of the Navy.

CHESAPEAKE BAY RESEARCH

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography met and approved for full committee action H.R. 10064 amended, to provide for the coordination of federally supported research efforts regarding the Chesapeake Bay.

Joint Committee Meeting

EMPLOYMENT/UNEMPLOYMENT

Joint Economic Committee: Committee held hearings on the employment/unemployment situation for April, receiving testimony from Robert Stein, Assistant Commissioner of Labor Statistics, Department of Labor.

Committee recessed subject to call.

Monday, May 8, 1978

Senate

Chamber Action

Routine Proceedings, pages 12822–12891

Bills Introduced: Three bills were introduced, as follows: S. 3046–3048. Page 12870

Bills Reported: Reports were made as follows:

S. 2380, to extend the right of intervention on the high seas to include incidents involving pollution by certain substances other than oil and pollution to the atmosphere as well as to the sea, with an amendment (S. Rept. 95–785).

H.R. 11232, authorizing funds for fiscal years 1979–1981 to carry out programs administered under the Standard Reference Data Act, with amendment (S. Rept. 95–786). Page 12870

Bills Passed:

Amateur Sports: Senate passed S. 2727, to promote and coordinate amateur athletic activity in the United States, after agreeing to committee amendments en bloc and to additional amendments proposed thereto, as follows: Page 12847

(1) Haskell unprinted amendment No. 1304, making the U.S. Olympic Committee an eligible recipient for use of excess Federal facilities to be used as regional training centers in preparing U.S. athletes for the Olympics; Page 12857

(2) Stevens unprinted amendment No. 1305, (a) to require an amateur sports organization wishing to conduct or sponsor international amateur athletic competition to obtain a national governing body's sanction; (b) to remove the obligation of selection of particular athletes from the exclusive jurisdiction of the U.S.O.C; and (c) to make technical amendments to the bill; and Page 12858

(3) Stevens (for Culver) unprinted amendment No. 1306, clarifying U.S.O.C. responsibility to encourage programs of competition for handicapped and disabled athletes. Page 12858

Pages 12847–12869

FEC Authorization: Senate passed S. 3025, to authorize funds for the Federal Election Commission for fiscal year 1979. Pages 12887–12888

Presidential Message: Senate received a message from the President transmitting first annual report of the Department of Health, Education, and Welfare on the administration of the National Sickle Cell Anemia, Cooley's Anemia, Tay-Sachs, and Genetic Diseases Act—referred to Committee on Human Resources (PM-175). Pages 12869–12870

Unanimous Consent Agreement: By unanimous consent, it was agreed that on Wednesday, May 10, when Senate proceeds to consider S. 2802, to amend the Truth-in-Lending Act so as to simplify compliance therewith and enforcement thereof, time for debate thereon be limited to two hours; with one hour on amendments in the first degree, and 30 minutes on amendments in the second degree. Page 12891

Resolution Indefinitely Postponed: Senate indefinitely postponed S. Res. 404, disapproving the President's Reorganization Plan No. 1 of 1978, making EEOC the principal Federal agency in fair employment practices, which plan is now in effect. Page 12888

Amendments Submitted for Printing: Pages 12872–12873

Statements on Introduced Bills: Pages 12870–12872

Additional Statements: Pages 12873–12886

Coleman Nomination: Senate considered the nomination of Lynn R. Coleman, of the District of Columbia, to be General Counsel, Department of Energy. Vote on question of his confirmation will occur at approximately 2:15 p.m. on Tuesday, May 9. Pages 12823–12847

Nomination: Senate received one Army nomination in the rank of General. Page 12891

Recess: Senate met at 10 a.m. and recessed at 4:14 p.m. Page 12891

Committee Meetings

MILITARY PROCUREMENT

Committee on Armed Services: Committee, in closed session, resumed markup of S. 2571, military procurement authorizations for fiscal year 1979, but did not complete action thereon and will meet again tomorrow.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Research and Development held closed hearings to receive testimony on certain strategic programs being considered in markup by the full committee of S. 2571, military procurement authorizations for fiscal year 1979. Witnesses heard were William J. Perry, Undersecretary of Defense for Research and Engineering; General Alton D. Slay, Commander, Air Force Systems Command; Vice Admiral C. H. Griffiths, Deputy Chief of Naval Operations (Submarine Warfare); Rear Admiral Robert H. Wertheim, Director, Strategic Systems Project Office, Naval Materiel Command; and Rear Admiral Walter M. Locke, Project Manager, Cruise Missile Systems, Naval Air Systems Command.

Subcommittee adjourned subject to call.

HOUSING AUTHORIZATION

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported with amendments S. 2637, authorizing funds for fiscal year 1979 for housing programs.

FULL EMPLOYMENT

Committee on Banking, Housing, and Urban Affairs: Committee began hearings on S. 50 the Full Employment and Balanced Growth Act, and H.R. 50, House companion measure which is being held at the Senate desk, receiving testimony from Representative Fisher; Dr. Andrew F. Brimmer, Brimmer and Company, Inc., Dr. Jack Carlson, Chamber of Commerce of the U.S., Leon H. Keyserling, and Robert Nathan, Robert Nathan Associates, Inc., all of Washington, D.C.

Hearings continue tomorrow.

INTERNATIONAL MARITIME SATELLITE

Committee on Commerce, Science, and Transportation: Subcommittee on Communications concluded hearings on S. 2211, to establish and participate in the International Maritime Satellite Organization (INMARSAT), whose purpose is to improve maritime telecommunications and safety services, receiving testimony from Charles D. Ferris, Chairman, Federal Communications Commission; Henry Geller, National Telecommunications and Information Administration, Washington, D.C.; Harvey Strichartz, American Radio Association, New York City; George F. Knapp, International Telephone and Telegraph Corporation, New York City; Richard B. Nichols, American Telephone and Telegraph, Washington, D.C.; Dr. Joseph V. Charyk, COMSAT, Washington, D.C.; Edward Gallagher, Western Union International, New York City; Robert J. Angliss, RCA Global Communications, Inc., New York City; and George Vasilakos, Southern Pacific Communications Company, Burlingame, California.

LOWELL HISTORIC PARK AND DOE AUTHORIZATION

Committee on Energy and Natural Resources: Committee ordered favorably reported with amendments H.R. 11662, to establish the Lowell National Historical Park in Massachusetts. (As approved by the committee the bill would authorize $40 million.)

Also, committee resumed consideration of S. 2692, authorizing funds for civilian programs of the Department of Energy for fiscal year 1979, but did not complete action thereon and will meet again tomorrow to consider this and other pending measures.

COMMITTEE BUSINESS

Committee on Environment and Public Works: Committee ordered favorably reported the following measures:

S. 2701, authorizing funds for fiscal year 1979 for the Water Resources Planning Council, with amendments (As approved by the committee, the bill would authorize $15.2 million);

S. 2704, to promote a more adequate and responsive national program of water research and development, with amendments (As approved by the committee, the bill would authorize $35.5 million for fiscal year 1979 and $38.7 million for fiscal year 1980);

S. 2444, authorizing the Chief of the Army Corps of Engineers to carry out a national program of inspection of dams;

S. 2437, to provide Federal assistance to the States for the development and implementation of effective dam safety programs, amended (As approved by the committee, the bill would authorize $44 million for fiscal year 1979 and $24 million for each of fiscal years 1980 and 1981);

An original bill authorizing $4.8 million for fiscal year 1979 for marine mammal protection (antiocean dumping) programs; and

S. 2584, authorizing funds for fiscal year 1979 for the Nuclear Regulatory Commission, with amendments (As approved by the committee, the bill would authorize $336,425,000).

TAXATION OF AMERICANS ABROAD

Committee on Finance: Committee held hearings on taxation of Americans working abroad, receiving testimony from Anthony M. Solomon, Under Secretary of the Treasury (Monetary Affairs), and Donald C. Lubick, Acting Assistant Secretary of the Treasury (Tax Policy); Elmer B. Staats, Comptroller General of the U.S.; Jane G. Gravelle and Donald W. Kiefer, Congressional Research Service, Library of Congress; George P. Shultz, Bechtel Corporation, San Francisco;

and Richard M. Hammer, Price Waterhouse & Company, New York City.

Hearings were recessed subject to call.

MIDDLE EAST ARMS SALES

Committee on Foreign Relations: Committee continued hearings on the proposed sale of arms to nations in the Middle East, receiving testimony from Henry A. Kissinger, Washington, D.C.; and William W. Wimpinsinger, International Association of Machinists, Washington, D.C.

Committee will meet tomorrow in closed session to discuss this topic.

DEPARTMENT OF EDUCATION

Committee on Governmental Affairs: Committee resumed hearings on S. 991, to create a separate Cabinet-level Department of Education, receiving testimony from Carol Tucker Foreman, Assistant Secretary of Agriculture for Food and Consumer Services; Robert D. Benton, Town Superintendent of Public Instruction, Des Moines; Helen D. Ullrich, Society for Nutrition Education, Berkeley, Calif.; Elizabeth Cagan, New York City School Food Services; Barbara Bodie, The Children's Foundation, Washington, D.C.; Ellen Haas, Community Nutrition Institute, Washington, D.C.; Roger Schwartz, Food Research and Action Center, Washington, D.C.; William McMillan, National Cattlemens Association, Washington, D.C.; Hendrik Wentink, Poultry and Egg Institute of America, Lancaster, Pa.; Susan Fridy, National Milk Producers Federation, Washington, D.C.; John Datt, American Farm Bureau Federation, Washington, D.C.; Marie McGlaum, Georgia State School Lunch Director, Columbus; and David Page, American School Food Service, Columbus, Ga.

Hearings continue on Tuesday, May 16.

JUSTICE AUTHORIZATION

Committee on the Judiciary: Committee resumed hearings on proposed fiscal year 1979 authorizations for the Department of Justice, receiving testimony from Drew S. Days III, Assistant Attorney General, Civil Rights Division, Dept. of Justice.

Hearings were adjourned subject to call.

FREIGHT RATE COMPETITION

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly resumed oversight hearings on ICC price regulation in the motor common carrier industry, receiving testimony from A. Daniel O'Neal, Chairman, Raymond Bielata, Auditor, Pittsburgh, George Deller, Regional Auditor, Philadelphia, David Haubert, Auditor, Cleveland, and Albert Pieschel, Auditor, St. Louis, all of the Interstate Commerce Commission; and Arthur Bronczyk, Philadelphia.

Hearings continue on Monday, May 15.

House of Representatives

Chamber Action

Bills Introduced: 23 public bills, H.R. 12587–12609; 1 private bill, H.R. 12610; and 6 resolutions, H.J. Res. 890–892, H. Con. Res. 608 and 609, and H. Res. 1167 were introduced. Pages 12924–12925

Bill Reported: One report was filed as follows: H.R. 10929, Department of Defense Appropriation Authorization Act for fiscal year 1979, amended (H. Rept. 95–1118, filed on Saturday, May 6). Page 12924

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright as Speaker pro tempore for today. Page 12891

Presidential Message—Sickle Cell Anemia: Received and read a message from the President wherein he transmits to Congress the First Annual Report of the National Sickle Cell Anemia, Cooley's Anemia, Tay-Sachs, and Genetic Diseases Act—referred to the Committee on Interstate and Foreign Commerce. Page 12893

Suspensions: House voted to suspend the rules and pass the following:

Alcoholic beverages: H.R. 1920, amended, to amend section 5064 of the Internal Revenue Code of 1954 to provide for refund of tax on distilled spirits, wines, rectified products, and beer lost or rendered unmarketable due to fire, flood, casualty, or other disaster, or to breakage, destruction, or other damage (excluding theft) resulting from vandalism or malicious mischief while held for sale; Pages 12898–12899

Agricultural aircraft: H.R. 2852, amended, to amend the Internal Revenue Code of 1954 to exempt certain agricultural aircraft from the aircraft use tax, and to provide for the refund of the gasoline tax to the agricultural aircraft operator. Agreed to amend the title; Pages 12900–12902

Light-duty vehicle trailers: H.R. 1984, to amend the Internal Revenue Code of 1954 to exempt from the excise tax imposed on trailers any trailer designed to be used with a light-duty vehicle for farming purposes or for transporting horses or livestock; Pages 12902–12904

Intercoastal shipping: H.R. 6503, amended, to amend the Intercoastal Shipping Act, 1933; and Pages 12904–12907

American MIA's in Southeast Asia: H. Con. Res. 583, relating to Americans missing in action (agreed to by a yea-and-nay vote of 369 yeas, Roll No. 288). Pages 12907–12912, 12913–12914

Suspension Failed: By a yea-and-nay vote of 203 yeas to 170 nays, Roll No. 287, the House failed to suspend the rules and pass H.R. 12481, amended, to authorize appropriations for certain insular areas of the United States. Pages 12893–12898, 12912–12913

Joint Referrals: H.R. 5720, to establish a research and development effort resulting in the commercialization of native latex rubber, which has been referred to the Committee on Science and Technology, was jointly referred to the Committee on Agriculture; and

H.R. 12149, to prohibit discrimination on the basis of affectional or sexual preference, which has been referred to the Committee on the Judiciary, was jointly referred to the Committee on Education and Labor. Page 12914

Committee To Sit: Committee on Public Works and Transportation received permission to sit during proceedings of the House under the 5-minute rule on Thursday, May 11. Page 12914

SBA Disaster Loans: By a yea-and-nay vote of 346 yeas to 23 nays, Roll No. 289, the House passed H.J. Res. 873, making an urgent supplemental appropriation for the disaster loan program of the Small Business Administration for the fiscal year ending September 30, 1978. Pages 12914–12918

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 12924

Adjournment: Adjourned at 3:17 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on miscellaneous Defense items.

SAFE BANKING ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions, Supervision, Regulation and Insurance resumed markup of H.R. 9600, Safe Banking Act, and will continue on Wednesday, May 10.

AUTOMATED DATA PROCESSING

Select Committee on Intelligence: Subcommittee on Evaluation held an executive hearing on evaluation of automated data processing, and will continue tomorrow.

PROPOSED AIRCRAFT SALES

Committee on International Relations: Began hearings on proposed aircraft sales to Israel, Egypt and Saudi Arabia. Testimony was heard from Representatives Long of Maryland, Dickinson and Green.

Hearings continue tomorrow.

UNITED STATES-CANADIAN RECIPROCAL FISHERIES AGREEMENT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on U.S.-Canadian Reciprocal Fisheries Agreement. Testimony was heard from Department of State and public witnesses.

COAL PIPELINE ACT

Committee on Public Works and Transportation: Subcommittee on Surface Transportation met and approved for full committee action H.R. 1609 amended, Coal Pipeline Act of 1977.

SBIC INDUSTRY

Committee on Small Business: Subcommittee on Capital, Investment and Business Enterprise held a hearing on SBIC industry. Testimony was heard from representatives of Small Business Administration; General Accounting Office; and National Association of Small Business Investment Companies.

PUBLIC DEBT LIMITATION

Committee on Ways and Means: Held a hearing on the public debt limitation. Testimony was heard from Assistant Secretary of Treasury Roger Altman; W. Bowman Cutter, Executive Associate Director, OMB; and Alan Bock, Director, Libertarian Advocate.

Tuesday, May 9, 1978

Senate

Chamber Action

Routine Proceedings, pages 12964–13054

Bills Introduced: Four bills and two resolutions were introduced, as follows: S. 3049–3052; and S. Res. 445–446. Pages 12983–12984, 12994–12999

Bills Reported: Reports were made as follows:

S. Con. Res. 73, expressing the sense of the Congress that additional fees should not be imposed on imported oil by the President under section 232 of the Trade Expansion Act, with amendment (S. Rept. 95–787).

S. 2463, authorizing funds to implement the Federal Surface Mining Control and Reclamation Act, with an amendment (S. Rept. 95–788).

S. 2234, authorizing funds for fiscal years 1979–1982 for programs administered by the Bureau of Land Management, Department of the Interior, with amendments (S. Rept. 95–789).

H.R. 112, reducing from 4% to 2% the excise tax imposed on the investment income of domestic private foundations (S. Rept. 95–790).

S. 2699, authorizing funds for fiscal years 1979–1983 for continuing scientific recovery, preservation, and study of significant archeological or historic materials and data that might be adversely affected by Federal construction (S. Rept. 95–791).

S. 2249, to prohibit rate discrimination among customers of the Southwest Power Administration, with an amendment (S. Rept. 95–792).

S. 2507, authorizing the Smithsonian Institution to

acquire the Museum of African Art, with amendments (S. Rept. 95-793).

S. 2730, to establish a Hubert H. Humphrey Fellowship in Social and Political Thought at the Woodrow Wilson International Center for Scholars at the Smithsonian Institution, and to establish a trust fund to provide a stipend for such fellowship (S. Rept. 95-794). Pages 12993–12994

Bills Passed:

Murder of Aldo Moro: Senate agreed to S. Res. 445, condemning the recent brutal murder of former Prime Minister of Italy, Aldo Moro. Pages 12983–12984

Petroleum Marketing Practices: By unanimous vote of 95 yeas, Senate passed H.R. 130, proposed Petroleum Marketing Practices Act, after agreeing to committee amendment in the nature of a substitute bill, which had at first been amended by adoption of Bumpers unprinted amendment No. 1307, calling for a study of the extent to which refiners and other suppliers of motor fuel subsidize the sale of such motor fuel at retail or wholesale with profits obtained from other operations, and to establish a procedure where the President may develop interim measures to protect the competitive viability of the marketing sector of the petroleum industry (a modified version of Hatfield of Oregon amendment No. 1809). Page 12983

By 55 yeas to 38 nays, Senate tabled Kennedy unprinted amendment No. 1308 (to amendment No. 1307), to provide that any energy information acquired or held by DOE shall be subjected to requirements of the Energy Supply and Environmental Coordination Act of 1974. Page 12987

S. 743, Senate companion bill, was then indefinitely postponed. Page 12993

Pages 12983–12993

Smithsonian Institution Facilities: Senate passed and cleared for the House S. 1029, authorizing the Smithsonian Institution to construct museum support facilities, after agreeing to committee amendment and to Robert C. Byrd (for Pell) unprinted amendment No. 1309, of a technical nature. Pages 13052–13053

Unanimous Consent Time Limitation Agreements: By unanimous consent it was agreed that following Senate disposition of S. 2467, so-called Labor Reform bill, Senate proceed to consider Tax Convention with the United Kingdom of Great Britain and Northern Ireland (Exec. K, 94th Cong., 2d sess.), and that time for debate thereon be limited to eight hours; four hours on a reservation or amendment which may be proposed by Senator Church; two hours on any other proposed reservation, amendment, or understanding; and one hour on any amendment in the second degree; and that

When Senate proceeds to consider S. 3040, authorizing funds for fiscal year 1979 for the National Rail Passenger Corporation (AMTRAK), time for debate thereon be limited to two hours; one hour on amendments in the first degree; and 30 minutes on amendments in the second degree. Pages 12979, 13052

Vice Presidential Appointments: Vice President made appointments as follows:

Senators Church, Pell, McGovern, Glenn, Case, Javits, Griffin, Percy, and Leahy as Congressional Advisers to the SALT Delegation in Geneva during 1978; and

Senator Hart as a Congressional Adviser to the UN General Assembly Special Session on Disarmament, to be held in New York City, May 23–June 28, 1978. Pages 13053–13054

Confirmations: By 72 yeas to 22 nays, Senate confirmed the nomination of Benjamin R. Civiletti, of Maryland, to be Deputy Attorney General. Pages 12976–12983, 13054

Also, by voice vote, Senate confirmed the nomination of Lynn R. Coleman, of the District of Columbia, to be General Counsel, Department of Energy, prior to which, by 20 yeas to 75 nays, it rejected a motion to recommit the nomination. Pages 12967–12975, 12982–12983, 13054

Nominations: Senate received the following nominations:

Duane C. Sewell, of California, to be Assistant Secretary of Energy for Defense Programs; and

James W. Yancey, of Arkansas, to be a member of the Mississippi River Commission. Page 13054

Bills Referred: Five House-passed bills were referred to appropriate Senate committees. Page 12993

Also, S. 2995, proposed Union Station Improvement Act, presently pending before Committee on Environment and Public Works, was jointly referred to that committee and to Committee on Commerce, Science, and Transportation. Page 12993

Message From the House: Page 12993

Amendments Submitted for Printing: Page 12999

Statements on Introduced bills: Pages 12994–12998

Additional Statements: Pages 12999–13042

Record Votes: Four record votes were taken today. Pages 12982–12983, 12991, 12993

Recess: Senate met at 9:30 a.m. and recessed at 4:44 p.m. Page 13054

Committee Meetings

RAIL CAR SHORTAGE

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Production, Marketing, and Stabilization of Prices, began hearings on the rail car shortage and other transportation problems affecting American farmers, receiving testimony from A. Daniel O'Neal, Chairman, Interstate Commerce Commission; James Stephens, Montana Farmers Union, Great Falls; State Senator Alan Kolstad, Helena; Gordon McOmber, representing the Montana Wheat Research and Marketing Committee, Great Falls; Gene Thayer, Montana Grain Elevator Association, Great Falls; Steve Keil, Montana Grain Growers Association, Great Falls; Vivian Thuesen, National Association of Wheat Growers, Dagmar, Montana; Jack Hemmingson, Sheridan Grain Company, Reserve, Montana; John Hertog, Burlington Northern Railroad, St. Paul, Minnesota; F. Bruce Cederholm, Milwaukee Railroad, Wisconsin; Andrew Nelson, St. Paul, Minnesota, and Edwin M. Wheeler, Fertilizer Institute, Washington, D.C.

Hearings continue tomorrow.

APPROPRIATIONS—HEW

Committee on Appropriations: Subcommittee held hearings on proposed second supplemental appropriations for fiscal year 1978 for the Department of HEW, receiving testimony from Undersecretary Hale Champion, Dr. William Foege, Director, Center for Disease Control, and John B. Mumford, Deputy Assistant Secretary for Employment Standards, all of the Department of HEW.

Subcommittee recessed subject to call.

MILITARY PROCUREMENT

Committee on Armed Services: Committee, in closed session, continued markup of S. 2571, military procurement authorizations for fiscal year 1979, but did not complete action thereon and will meet again tomorrow.

EXPORT-IMPORT BANK

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported with amendments S. 2520, extending until September 30, 1983, the authority of the Export-Import Bank to make new commitments. As approved by the committee, the bill would place a $40 billion limit on the Bank's aggregate credits and insurance.

FULL EMPLOYMENT

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on S. 50, the Full Employment and Balanced Growth Act, and H.R. 50, House companion measure, which is being held at the Senate desk, receiving testimony from Senator Gravel; Secretary of Labor F. Ray Marshall; Charles L. Schultze, Chairman, Council of Economic Advisers; and J. Charles Partee, Member, Board of Governors of the Federal Reserve System.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following measures:

S. 2796, authorizing funds through fiscal year 1981 for the Consumer Product Safety Commission, with amendments. (As approved by the committee, the bill would authorize $55 million for fiscal year 1979; $60 million for fiscal year 1980, and $65 million for fiscal year 1981);

S. 1896, authorizing funds for fiscal year 1979 for programs under the Hazardous Materials Transportation Act, with amendments. (As approved by the committee, the bill would authorize $5 million for fiscal year 1979);

H.R. 10822, authorizing funds for fiscal years 1979 and 1980 for the National Sea Grant College Program, with an amendment in the nature of a substitute. (As approved by the committee, the bill would authorize $63 million for fiscal year 1979 and $67 million for fiscal year 1980);

H.R. 10823, authorizing $572,000 for fiscal year 1979 for the National Advisory Committee on Oceans and Atmosphere, with amendments;

H.R. 10732, authorizing funds for fiscal year 1979 to carry out programs under the Fishery Conservation and Management Act, with amendments. (As approved by the committee, the bill would authorize $30 million);

H.R. 11657, authorizing funds through fiscal year 1982 for the Central, Western, and South Pacific Fisheries Development Act, with an amendment in the nature of a substitute. (As approved by the committee, the bill would authorize $4 million for fiscal year 1979 and $5 million each for fiscal years 1980–1982);

S. 2928, authorizing funds through fiscal year 1981 for programs under the International Investment Survey Act for the collection and dissemination of information on foreign investment in the U.S. and American investment overseas. (As approved by the committee, the bill would authorize $4.4 million for fiscal year 1979, $4.6 million for fiscal year 1980, and $4.9 million for fiscal year 1981);

S. 2788, authorizing the purchase of an additional $600,000,000 of series A preferred stock of the Consolidated Rail Corporation, with an amendment in the nature of a substitute;

An original bill authorizing $35 million for each of fiscal years 1979 and 1980 for the Federal Railroad Safety Act;

H.R. 10730, authorizing funds through fiscal year 1981 to carry out programs administered under the Marine Mammal Protection Act. (As approved by the committee, the bill would authorize $14,775,000 for fiscal year 1979, $15,585,000 for fiscal year 1980, and $16,801,000 for fiscal year 1981);

S. 2767, authorizing funds for fiscal years 1979 and 1980 for programs under the Marine Protection, Research, and Sanctuaries Act, with amendments. (As approved by the committee, the bill would authorize $9 million for fiscal year 1979 and $12 million for fiscal year 1980);

H.R. 10878, to extend until October 1, 1981, the voluntary insurance program provided by the Fishermen's Protective Act, with amendments;

S. 2604, authorizing funds through fiscal year 1980 for the National Traffic and Motor Vehicle Safety Act and the Motor Vehicle Information and Cost Savings Act, with amendments. (As approved by the committee, the bill would authorize $5.6 million for fiscal year 1979, $4.7 million for fiscal year 1980, and $5.4 million for fiscal year 1981);

S. 2883, authorizing funds for fiscal years 1979–1983 for the Corporation for Public Broadcasting, with amendments. (As approved by the committee, the bill would authorize $180 million for fiscal year 1981, $200 million for fiscal year 1982, and $200 million for fiscal year 1983 for public broadcasting funds; $40 million each for fiscal years 1979–1981 for facilities; and $1 million for fiscal year 1979 for telecommunications demonstration programs); and

S. 1381, setting standards for State no-fault benefit plans to compensate motor vehicle accident victims. amended.

DOE AUTHORIZATION

Committee on Energy and Natural Resources: Committee continued consideration of S. 2692, authorizing funds for civilian programs of the Department of Energy for fiscal year 1979, but did not complete action thereon and will meet again tomorrow.

MOST FAVORED NATION TREATMENT

Committee on Finance: Subcommittee on International Trade began hearings on S. Con. Res. 76, to approve proposed extension of nondiscriminatory tariff treatment (most favored nation) of products from Hungary, receiving testimony from George Vest, Assistant Secretary of State for European Affairs; John Crook, Office of the Legal Advisor, Department of State; Doug McMinn, Special Assistant to the Special Representative for Trade Negotiations; Edward Stroh, Acting Director, Bureau of East-West Trade, Department of Commerce; Marjory Searing, Director, Office of East-West Economic Policy, Department of the Treasury; Istvan B. Gereben, Coordinating Committee of Hungarian Organizations in North America, Rockville, Md.; Ronald J. Serino, Washington, D.C.; A. P. Ronan, On-Highway Group of the Automotive Operations, Washington, D.C.; Max Berry, East-West Trade Council, Washington, D.C.; Dr. Z. Michael Szaz, American Foreign Policy Institute, Washington, D.C.; and Robert J. McMenamin, Hungarian-U.S. Economic Council, Deerfield, Ill.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Foreign Relations: Committee ordered favorably reported the following bills:

H.R. 11832, authorizing $18,395,000 for fiscal year 1979 for the Arms Control and Disarmament Agency with amendments; and

H.R. 11877, authorizing funds for fiscal year 1979 for the Peace Corps, with an amendment in the nature of a substitute. (As approved by the committee, the bill would authorize $125 million for fiscal year 1979).

Committee began consideration of S. 2863, authorizing funds for fiscal year 1979 for the Department of State, the International Communication Agency, and the Board for International Broadcasting, but did not complete action thereon and will meet again tomorrow to consider this and other committee business.

MIDDLE EAST ARMS SALES

Committee on Foreign Relations: Committee met in closed session to discuss the proposed sale of arms to nations in the Middle East, but did not complete action thereon and will meet again tomorrow.

INTERNATIONAL DRUG PROGRAMS

Committee on Foreign Relations: Subcommittee on International Operations held hearings on the international narcotics control program vis-à-vis cocaine in South America. Witnesses heard were William J. Anderson, General Government Division, General Accounting Office; Peter Bourne, Special Assistant to the President for Health Issues; Matheo Falco, Director, Office of International Narcotics Control, and Richard Arellano, Deputy Assistant Secretary, Bureau of Inter-American Affairs, both of the Department of State; Peter Bensinger, Administrator, Drug Enforcement Administration, Department of Justice; Mayor Maurice Ferre, of Miami; and Lester Grinspoon, Harvard University School of Medicine, Cambridge.

Hearings were recessed subject to call.

CIVIL SERVICE REFORM

Committee on Governmental Affairs: Committee resumed hearings on S. 2640, proposing reform of the Civil Service laws, receiving testimony from James D. Hill, National Federation of Professional Organizations, Vincent J. Paterno, Association of Civilian Technicians, and George E. Auman, Federal Professional Association, all of Washington, D.C.

Hearings were recessed subject to call.

SUBCOMMITTEE BUSINESS

Committee on Governmental Affairs: Subcommittee on Civil Service and General Services approved for full committee consideration, with amendments, the following measures:

H.R. 11003, to clarify the authority for employment of personnel in the White House and by the President;

H.R. 3161, to improve the basic workweek of firefighting personnel of executive agencies;

S. Res. 244, calling for Treasury Department study of Federal retirement systems;

H.R. 2931, to establish uniformity in benefits and coverage under the Federal employees' health benefits program; and

S. 990, to provide special allowances to certain physicians employed by the U.S.

COMMITTEE BUSINESS

Committee on Human Resources: Committee ordered favorably reported, with amendments, S. 1753, authorizing funds through fiscal year 1983 for elementary and secondary education programs, and agreed to report without recommendation S. Res. 431 to implement Senate Rule 50, relating to Senate employment practices.

Committee also began consideration of S. 2090, extending through fiscal year 1981 certain programs administered under the Economic Opportunity Act, but did not complete action thereon and will meet again on Thursday, May 11, to consider this bill and other pending authorization bills.

ALIEN ADJUSTMENT

Committee on the Judiciary: Committee resumed hearings on S. 2252, to permit the creation of a record of residence for certain aliens requesting permanent residence in the U.S., receiving testimony from Representative White; C. H. Fields, American Farm Bureau Federation, Washington, D.C.; Anthony Wayne Smith, National Parks and Conservation Association, Washington, D.C.; and Thomas Jones, National Association of Farmworker Organizations, Washington, D.C.

Hearings continue tomorrow.

LABELING OF EXPLOSIVES

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures resumed hearings on S. 2013, to require the additional labeling of explosive materials for the purpose of identification and detection, receiving testimony from Neal Knox, National Rifle Association, Washington, D.C.; Vaughn Goodwin, Muzzle Loaders Association, Washington, D.C.; Harry Frech, Sporting Arms and Ammunition Manufacturers Institute, Washington, D.C.; and Robert Hogdon, Kansas City Missouri.

Hearings continue on Thursday, May 11.

FEDERAL HABEAS CORPUS

Committee on the Judiciary: Subcommittee on Improvements in Judicial Machinery began hearings on S. 1314, to provide that State and Federal prisoners may petition Federal courts in a writ of habeas corpus, receiving testimony from Senators Nelson and Mathias; Helman Brook, Brooklyn, New York, and Robert F. Leonard, Flint, Michigan, both representing the National District Attorneys Association; Professor Peter Tague, Georgetown University Law Center, Washington, D.C.; Robert Granucci, Deputy Attorney General of California, San Francisco; Melvin Kammerlohr, Assistant Attorney General of Nebraska, Lincoln; Donald Santarelli, Americans for Effective Law Enforcement, Inc., Washington, D.C.; Father William Cunningham, University of Santa Clara's College of Law, California; David Birch, New York City, representing Attorney General of New York; Louis Lefkowitz; Janet Seymour, and Douglas Becker, Austin, representing Texas Attorney General John Hill; Bennett Brummer, Miami, representing the National Legal Aid and Defenders Association; Leon Friedman, Hempstead, New York, representing the American Civil Liberties Union; William E. Hellerstein, Legal Aid Society of New York; and Lennox S. Hinds, National Conference of Black Lawyers, New York City.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 28 public bills, H.R. 12611–12638; 2 private bills, H.R. 12639 and 12640; and 14 resolutions, H.J. Res. 893 and 894, H. Con. Res. 610–617, and H. Res. 1168–1171 were introduced. Pages 13101–13103

Bills Reported: Reports were filed as follows:

H. Res. 1168, providing for the consideration of H.R. 12157, to amend and extend the Export-Import Bank Act of 1945 (H. Rept. 95–1119); and

H.R. 12505, to provide for a research, development, and demonstration program to determine the feasibility of collecting in space solar energy to be transmitted to Earth and to generate electricity for domestic purposes (H. Rept. 95–1120). Page 13101

First Budget Resolution: House continued consideration of H. Con. Res. 559, setting forth the congressional budget for the United States Government for the fiscal year 1979; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Wednesday, May 10.

By a yea-and-nay vote of 380 yeas to 3 nays, Roll No. 290, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

An amendment that reduces budget authority and outlays for HEW programs by $3.15 billion (agreed to by a recorded vote of 198 ayes to 189 noes, Roll No. 291); and

An amendment that seeks to insure greater accountability and congressional oversight of the Panama Canal Company by transferring Canal revenues to the Federal

budget (agreed to by a recorded vote of 231 ayes to 170 noes, Roll No. 292).

Rejected:

An amendment that sought to make a 2 percent across-the-board reduction in controllable budget authority;

An amendment that sought to make a 2 percent reduction in congressional pay;

An amendment that sought to make a 5 percent across-the-board reduction in budget authority and outlays;

An amendment that sought to reduce outlays by $7 billion and budget authority by $8 billion (rejected by a recorded vote of 195 ayes to 203 noes, Roll No. 293);

An amendment to the previous amendment that sought to prohibit any reduction in national defense; and

An amendment that sought to reduce budget authority by $178.2 million and outlays by $195.4 million by holding certain regulatory activities to the 1978 level (rejected by a recorded vote of 196 ayes to 196 noes, Roll No. 294). Pages 13055–13082

Securities Investor Protection: House agreed to the Senate amendment to the House amendment to Senate amendment No. 9 to H.R. 8331, to amend the Securities Investor Protection Act of 1970; and receded from its disagreement to Senate amendment No. 8, with an amendment—returning the measure to the Senate. Page 13082

Adjournment: Adjourned at 5:45 p.m.

Committee Meetings

COMMODITY EXCHANGE ACT

Committee on Agriculture: Met for markup of H.R. 10285, to extend the Commodity Exchange Act, as amended, and will resume tomorrow.

NAVAL PETROLEUM RESERVES AUTHORIZATION

Committee on Armed Services: Met and ordered reported favorably to the House H.R. 12557, Naval Petroleum Reserves Authorization Act, 1979.

KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr. continued hearings in executive session, and will resume tomorrow.

HOUSING AND COMMUNITY DEVELOPMENT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Met for markup of H.R. 12433, Housing and Community Development Amendments of 1978, and will resume tomorrow.

DISTRICT OF COLUMBIA CRIMINAL CODE

Committee on the District of Columbia: Subcommittee on Judiciary continued hearings on District of Columbia Basic Criminal Code with testimony from public witnesses.

NATIONAL SCHOOL LUNCH ACT AMENDMENTS—REHABILITATION SERVICES AMENDMENTS

Committee on Education and Labor: Met and ordered reported favorably to the House the following bills:

H.R. 12511 amended, amendments to the National School Lunch Act and the Child Nutrition Act; and

H.R. 12467 amended, Comprehensive Rehabilitation Services Amendments of 1978.

SUPPLEMENTARY FISCAL ASSISTANCE ACT

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued hearings on H.R. 12293, Supplementary Fiscal Assistance Act of 1978. Testimony was heard from representatives of National Governors' Association; and National Conference of State Legislatures.

AUTOMATED DATA PROCESSING

Select Committee on Intelligence: Subcommittee on Evaluation continued hearings in executive session on automated data processing, and will resume tomorrow.

U.S. OIL AND GAS LEASES

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining met and approved for full committee action the following bills:

H.R. 6463 amended, Providing for reinstatement and validation of certain U.S. oil and gas leases; and

H.R. 12047, a private bill.

PROPOSED AIRCRAFT SALES

Committee on International Relations: Continued hearings on the proposed aircraft sales to Israel, Egypt and Saudi Arabia. Testimony was heard from Secretary of State Cyrus Vance; Secretary of Defense Harold Brown; ACDA Director Paul Warnke; and representatives of American Israel Public Affairs Committee; and National Arab-American Association.

Hearings continue tomorrow.

FOREIGN RELATIONS AUTHORIZATION ACT

Committee on International Relations: Ordered reported favorably to the House H.R. 12598, Foreign Relations Authorization Act for Fiscal Year 1979.

CONSUMER PRODUCT SAFETY—NOISE CONTROL—HEALTH SERVICES RESEARCH

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House the following bills:

H.R. 12442 amended, Consumer Product Safety Act Authorization;

H.R. 12068 amended, to extend provisions of the Noise Control Act of 1972, as amended, for one year; and

H.R. 12584, Health Services Research, Health Statistics, and Health Care Technology Act of 1978.

DOE AUTHORIZATIONS

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power met and approved for full committee action the following bills:

H.R. 11392 amended, to authorize appropriations to the Department of Energy and the Federal Energy Regulatory Commission pursuant to section 660 of the Department of Energy Organization Act; and

H.R.12163 amended, to authorize appropriations to the Department of Energy for energy research and development.

AMTRAK AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce met for markup of Amtrak authorization, and will resume tomorrow.

POLAR LIVING MARINE RESOURCES

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment met and approved for full committee action H.R. 10905 amended, to establish a conservation program for the living marine resources of the Arctic and Southern Oceans.

IMPLEMENT THE INPFC

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on legislation to implement the protocol amending the International Convention For the High Seas Fisheries of the North Pacific (INPFC). Testimony was heard from representatives of the Departments of State and Commerce.

EXECUTIVE LEVEL PERSONNEL

Committee on Post Office and Civil Service: Subcommittee on Employee Ethics and Utilization held a hearing on Administration requests for executive level personnel. Testimony was heard from Carol Foremen, USDA; Elsa A. Porter, Department of Commerce; and Charles S. Warren, EPA.

Hearings continue Thursday, May 11.

AIR SERVICE IMPROVEMENT ACT

Committee on Public Works and Transportation: Subcommittee on Aviation met and approved for full committee action a clean bill to be introduced in lieu of H.R. 11145, Air Service Improvement Act of 1978.

UNION STATION IMPROVEMENT ACT

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds met and approved for full committee action H.R. 11207 amended, Union Station Improvement Act of 1978; and approved a public building prospectus.

EXPORT-IMPORT BANK ACT

Committee on Rules: Granted an open rule providing one hour of general debate on H.R. 12157, to amend and extend the Export-Import Bank Act of 1945. Testimony was heard from Representatives Neal, Vanik and Stanton.

FEDERAL ELECTION CAMPAIGN ACT AMENDMENTS

Committee on Rules: Granted an open rule providing one hour of general debate; making it in order to consider the amendment in the nature of a substitute recommended by the Committee on House Administration now printed in the bill as an original bill for the purpose of amendment and providing one motion to recommit with or without instruction, on H.R. 11983, amending the Federal Election Campaign Act of 1971 to extend the authorization of appropriations contained in such Act. Testimony was heard from Chairman Thompson and Representatives Frenzel and Wiggins.

HUBERT H. HUMPHREY FELLOWSHIP

Committee on Rules: Granted an open rule providing one hour of general debate and waiving all points of order against the bill for failure to comply with the provisions of clause 5, Rule XXI, on H.R. 10392, Establishing a Hubert H. Humphrey Fellowship in social and political thought. Testimony was heard from Representatives Nedzi and Frenzel.

COMPUTERS IN HEALTH CARE

Committee on Science and Technology: Subcommittee on DISPAC held a hearing on computers in health care. Testimony was heard from Dr. Arnold Pratt, Director, Division of Computer Research and Technology, NIH; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider issuance of a subpoena.

CLINICAL LABORATORY IMPROVEMENT ACT

Committee on Ways and Means: Subcommittee on Health concluded hearings on H.R. 10909, Clinical Laboratory Improvement Act of 1978. Testimony was heard from Senator Javits; Representative Jones of Oklahoma; and representatives of HEW; American Clinical Laboratory Association; College of Pathologists; Coordinating Council for Clinical Laboratories; and other public witnesses.

Wednesday, May 10, 1978

Senate

Chamber Action

Routine Proceedings, pages 13142–13210

Bills Introduced: Three bills and three resolutions were introduced, as follows: S. 3053–3055; S. Con. Res. 85; and S. Res. 447 and 448.

Pages 13175–13176, 13179, 13188–13189, 13205–13206

Bills Reported: Reports were made as follows:

H.R. 2777, to establish a National Consumer Cooperative Bank, with an amendment, together with additional views (S. Rept. 95–795).

H.R. 5176, lowering the duty on levulose until June 30, 1980, with an amendment (S. Rept. 95–796).

H.R. 7320, to revise miscellaneous timing requirements of the revenue laws, with amendments (S. Rept. 95–797).

S. 1794, authorizing funds for fiscal year 1979 for the U.S. Fire Administration, with an amendment (S. Rept. 95–798).

H.R. 11401, authorizing $4,388,600 for fiscal year 1979 for the National Aeronautics and Space Administration, with an amendment (S. Rept. 95–799).

H.J. Res. 859, making supplemental appropriations for the U.S. Railway Association for fiscal year 1978 (S. Rept. 95–800).

H.J. Res. 873, making an urgent supplemental appropriation for the disaster loan program of the SBA for fiscal year 1978, with amendment (S. Rept. 95–801).

S. 419, authorizing $4 million for fiscal year 1979 to test the commercial, environmental, and social viability of various oil shale technologies, with an amendment, together with minority views (S. Rept. 95–802).

Page 13179

Bills Passed:

Guam: Senate passed with committee amendments and cleared for the House S. 2821, to authorize $8.8 million for grants to the Government of Guam for construction of public facilities. Pages 13142–13143

Truth-In-Lending reform: Senate passed and cleared for the House S. 2802, to simplify and reform the Truth-in-Lending Act, after agreeing to Lugar unprinted amendment No. 1310, to clarify the section providing a restitution remedy for certain violations of the disclosure requirements imposed by the act.

Pages 13147–13159

GAO Federal bank audits: Senate passed and returned to the House H.R. 2176, authorizing the Comptroller General to conduct an audit of the Federal Reserve System, the Office of the Comptroller of the Currency, and the Federal Deposit Insurance Corporation, after agreeing to committee amendments and, by unanimous vote of 92 yeas, to Brooke amendment No. 1810, to assure the privacy of information concerning banks or bank customers obtained by the GAO in the course of its audits. Pages 13159, 13161–13164

Amtrak authorization: Senate passed and cleared for the House S. 3040, to authorize funds for the National Railroad Passenger Corporation for fiscal year 1979, and calling for a review of the Amtrak route system, after agreeing to Bayh unprinted amendment No. 1310, to require that no grant exceeding $1 million be made to acquire steel or rolling stock for fixed rail service unless substantially all of such material or equipment is of U.S. manufacture. Pages 13164–13174

Securities Investor Protection: Senate agreed to House amendment to Senate amendment No. 8, to H.R. 8331, to provide the Federal courts and the Securities Investor Protection Corporation with improved procedures to protect customers from insolvent brokers and dealers, thereby clearing the measure for the President.

Page 13176

Attack on Korean Airliner: S. Res. 448, expressing Senate concern for the April 20, 1978, Soviet attack on Korean Airlines Flight 902, was submitted and, when objection was heard to request for its immediate consideration, went over under the rule. Pages 13205–13206

Bill Referred: H. J. Res. 873, supplemental appropriations for SBA loans, was referred to Committee on Appropriations. Page 13178

Message From the House: Page 13178

Amendments Submitted for Printing:

Pages 13189–13194

Communications: Pages 13178–13179

Statements on Introduced Bills: Pages 13179–13188

Additional Statements: Pages 13194–13205

Nominations: Senate received the following nominations:

Mary Johnson Lowe, to be U.S. district judge for the southern district of New York;

Walter M. Heen, to be U.S. attorney for the district of Hawaii;

Rufus E. Thompson, to be U.S. attorney for the district of New Mexico;

Ishmael A. Meyers, to be U.S. attorney for the district of the Virgin Islands;

David G. Gartner, of Virginia, to be a Commissioner of the Commodity Futures Trading Commission;

The following-named persons to be members of the Board of Directors of the Inter-American Foundation: Arnold Nachmanoff, of Virginia; Alberto Ibarguen, of Connecticut; Peter T. Jones, of California; and Carolyn R. Payton, of the District of Columbia; and

One Army nomination in the rank of General.

Page 13210

Record Vote: One record vote was taken today.

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Recess: Senate met at 11 a.m. and recessed at 6:02 p.m.

Page 13210

Committee Meetings

RAIL CAR SHORTAGE

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Production, Marketing, and Stabilization of Prices continued hearings on the rail car shortage and other transportation problems affecting American farmers, receiving testimony from Barbara L. Schlei, Administrator, Agricultural Marketing Services, Department of Agriculture; Robert Bruton, Rural Policy Coordinator, and Robert Gallamore, Deputy Administrator, Federal Railroad Administration, both of the Department of Transportation; and Thomas Harris, Kentucky Commissioner of Agriculture, Frankfort.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the following measures:

S. 2946, authorizing the Secretary of Agriculture to relinquish exclusive legislative jurisdiction over lands or interests under his control;

S. 2947, authorizing the Secretary of Agriculture to regulate the exportation and transportation of animal semen;

S. 2951, authorizing the Secretary of Agriculture to accept and administer, on behalf of the U.S., gifts or devises of real or personal property for the benefit of the Department of Agriculture;

S. 286, to repeal certain requirements relating to notice of animal and plant quarantines;

S. 3045, to extend to 15 years the term for production credit association loans to producers or harvesters of aquatic products;

An original bill extending through fiscal year 1982 the special supplemental and child care food programs;

S. 2833, authorizing $3 million for each fiscal year through 1981 for the Farmer-to-Consumer Direct Marketing program;

S. 3033, authorizing funds through fiscal year 1988 for the Secretary of Agriculture to provide cooperative forestry assistance to States;

S. 3034, authorizing funds through fiscal year 1988 for the Secretary of Agriculture to carry out forest and rangeland renewable resources research and to provide cooperative forest resources assistance to States; and

S. 3035, authorizing funds through fiscal year 1988 for the Secretary of Agriculture to expand comprehensive extension programs concerning forest and rangeland renewable resources.

COMMITTEE BUSINESS

Committee on Appropriations: Committee ordered favorably reported the following measures:

H.J. Res. 873, making supplemental appropriations for fiscal year 1978 for Small Business Administration disaster loans, with amendments. As amended by the committee, the Resolution would appropriate a total of $180,000 for gratuities for the wives of the late Senators McClellan, Metcalf, and Humphrey; and $63 million for the Summer Youth Job Program; and

H.J. Res. 859, making supplemental appropriations for fiscal year 1978 for the U.S. Railway Association.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of Transportation, receiving testimony from Alan A. Butchman, Deputy Secretary of Transportation.

Hearings continue tomorrow.

MILITARY PROCUREMENT

Committee on Armed Services: Committee, in closed session, ordered favorably reported with amendments S. 2571, authorizing funds for fiscal year 1979 for military procurement. As approved by the committee, the bill would authorize $36.1 billion, including $5.6 billion for the naval shipbuilding program.

MILITARY CONSTRUCTION

Committee on Armed Services: Subcommittee on Military Construction and Stockpiles approved for full committee consideration those portions of S. 2636, authorizing funds for fiscal year 1979 for military construction, which fall within its jurisdiction.

FULL EMPLOYMENT

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on S. 50, the Full Employment and Balanced Growth Act, and H.R. 50, House companion measure, which is being held at the Senate desk, receiving testimony from Lew Foy, The Business Roundtable, Washington, D.C.; Hugh P. Donaghue, Control Data Corporation, Arlington, Va.; George Hagedorn, National Association of Manufacturers, Washington, D.C.; and Arnold A. Saltzman, Seagrave Corporation, New York City.

Hearings were recessed subject to call.

NORTH PACIFIC FISHERIES

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the International North Pacific Fisheries Convention, after receiving testimony from John Negroponte, Deputy Assistant Secretary of State for Oceans and Fisheries Affairs; Robert Schoning, National Marine Fisheries Service, Washington, D.C.; Robert Eisenbud, Marine Mammal Commission, Washington, D.C.; Bianca Berry, Society for Animal Protective Legislation, Washington, D.C.; and Harold Sparck, J. C. Foster, Harold Wild, and Axel Johnson, all western Alaska salmon fishermen.

U.S.-CANADA FISHING AGREEMENT

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the Reciprocal Fishing Agreement for 1978 between the U.S. and Canada, after receiving testimony from Ambassador Lloyd N. Cutler, Special Representative for Maritime Boundary and Resource Negotiations with Canada, Lucy Sloan, National Federation of Fishermen, Cambridge, Massachusetts; Scott Stafne, Washington State Trollers Association, Seattle; and Henry Haugen, Washington State Ground Fishermen's Association, Seattle.

GOLD AND SILVER LABELING

Committee on Commerce, Science, and Transportation: Subcommittee on the Consumer concluded hearings on S. 2782, to protect consumers from misrepresentative advertising of gold and silver jewelry, after receiving testimony from Senator Pell; Edward D. Steinman, Division of Marketing Abuses, Federal Trade Commission; Arthur Altman, The Court of King Arthur, New York City; George R. Frankovich, Manufacturing Jewelers and Silversmiths of America, Inc., Providence; R. Normand Alie, Dover, New Hampshire, representing the Retail Jewelers of America, Inc.; Dr. Donald A. Corrigan, Handy and Harman, Inc., Fairfield, Connecticut; Edward W. Mulligan, Towle Manufacturing Company, Newburyport, Massachusetts; Bernard Chalson, Jewelers Vigilance Committee, Inc., New York City; and Edward L. Kohrn and Seymour Globus, Metals and Jewels, Baltimore.

COMMITTEE BUSINESS

Committee on Energy and Natural Resources: Committee ordered favorably reported S. 2820, authorizing $100 million for the Secretary of the Interior to construct, restore, operate, and maintain new or modified features at existing Federal reclamation dams for the safety of such dams.

Also, committee continued consideration of S. 2692, authorizing funds for civilian programs of the Department of Energy for fiscal year 1979, but did not complete action thereon and will meet again tomorrow to consider this bill and other pending measures.

Prior to these actions, Subcommittee on Public Lands and Resources approved for full committee consideration S. 2820, after receiving testimony from R. Keith Higginson, Commissioner, Bureau of Reclamation, and Donald A. Giampaoli, Director, Office of Dam Safety, Engineering and Science, both of the U.S. Department of the Interior.

ENERGY IMPACT ASSISTANCE

Committee on Environment and Public Works: Subcommittee on Regional and Community Development resumed hearings on S. 1493, to establish a comprehensive program to provide financial and technical assistance to States, local governments, and Indian tribes to manage impacts caused by energy development, and on the Administration's proposal concerning energy impact assistance. Witnesses heard were Governor Richard D. Lamm, of Colorado; Walter G. Farr, Chief Counsel, Economic Development Administration, Department of Commerce; Philip S. Hughes, Assistant Secretary of Energy for Intergovernmental and Institutional Relations; Edward Gabriel, representing the Council of Energy Resources Tribes, Washington, D.C.; and C. W. Brennen, Colorado County Commission, Rifle, Colorado, representing the National Association of Counties.

Hearings were recessed subject to call.

IRS DISTRICT REORGANIZATION

Committee on Finance: Subcommittee on Administration of the Internal Revenue Code held hearings on the proposed reorganization of the twelve smallest IRS districts. Witnesses heard were Senator Pell; Jerome Kurtz, Commissioner of Internal Revenue, Department of the Treasury; Vincent L. Connery, National Treasury Employees Union, Washington, D.C; Charles B. Campbell, Wilmington Trust Company, Wilmington, Delaware; Thomas P. Sweeney, Wilmington, Delaware; and Harold C. Arcaro, Providence, R.I.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

An original bill authorizing $1.96 billion for fiscal year 1979 for the Department of State, the International Communication Agency, and the Board for International Broadcasting, and authorizing approximately $37 million in supplemental funds for fiscal year 1978 for the U.S. National Commission for UNESCO; and

An original resolution waiving section 402(a) of the Congressional Budget Act to provide for consideration of the above described bill.

Committee began markup of S. 2646, authorizing funds for fiscal year 1979 for international development assistance programs, but did not complete action thereon and will meet again tomorrow on this and other pending measures.

Also, committee, in closed session, further discussed the proposed sale of arms to nations in the Middle East, and will meet tomorrow to vote on this proposal.

COMMITTEE BUSINESS

Committee on Governmental Affairs: Committee ordered favorably reported the following measures:

S. Res. 244, calling for Treasury Department study of Federal retirement systems, with amendments one of which would change the reporting date to Dec. 20, 1979;

S. 990, to provide special allowances to certain physicians employed by the Federal Government, with amendments;

H.R. 3161, to improve the basic workweek of firefighting personnel of executive agencies, with amendments;

S. 2511, to restrict the possession and carrying of firearms and dangerous weapons by members of the D.C. Department of Corrections to periods when they are on duty and authorized by the Director of such Department;

S. 2512, to authorize the arrest in the District of Columbia of material witnesses in criminal cases;

S. 2556, changing the name of the District of Columbia Bail Agency to the District of Columbia Pretrial Service Agency;

H.R. 2931, to establish uniformity in benefits and coverage under the Federal employees' health benefits program, with amendments;

H.R. 3447, to grant an annuitant the right to elect within one year after remarriage whether such annuitant's new spouse shall be entitled to a survivor annuity, and to eliminate the annuity reduction made by an unmarried annuitant to provide a survivor annuity to an individual having an insurable interest in cases where such individual predeceases the annuitant, amended to change the effective date from Oct. 1, 1977 to Oct. 1, 1978; and

H.R. 3755, to restore survivor annuities under the civil service retirement provisions to certain surviving spouses whose annuities were terminated because of remarriage prior to July 18, 1966, amended to change the effective date from Oct. 1, 1977, to Oct. 1, 1978.

Also, committee began consideration of S. 2971, to require public disclosure of certain lobbying activities, and S. 2236, to strengthen Federal programs and policies for combating international and domestic terrorism, but did not complete action thereon and will meet again tomorrow to consider these and other pending bills.

COMMITTEE BUSINESS

Committee on Human Resources: Committee ordered favorably reported the following measures:

S. 2850, authorizing funds through fiscal year 1980 for programs administered under the Older Americans Act, with amendments. As approved by the committee, the bill would authorize $802.2 million for fiscal year 1979 and $922.2 million for fiscal year 1980;

An original bill extending certain vocational rehabilitation programs and establishing a comprehensive service program for the severely handicapped;

S. 2915, authorizing funds through fiscal year 1981 for programs administered under the Alcohol and Drug Abuse Education Act; as approved by the committee the bill would authorize $10 million for fiscal year 1979, $14 million for fiscal year 1980, and $18 million for fiscal year 1981;

S. 2916, authorizing $223 million for fiscal year 1979 for the Office of Drug Abuse and for drug treatment programs.

Committee agreed to report without recommendation H.R. 10569, House companion measure to S. 2915.

ALIEN ADJUSTMENT

Committee on the Judiciary: Committee continued hearings on S. 2252, to permit the creation of a record of residence for certain aliens requesting permanent residence in the U.S., receiving testimony from Deputy Secretary of State Warren Christopher and Attorney General Griffin Bell.

Hearings continue tomorrow.

INSURANCE HOLDERS' RIGHTS AND REMEDIES

Committee on the Judiciary: Subcommittee on Citizens and Shareholders Rights and Remedies resumed oversight hearings on the rights and remedies of insurance policy holders. Witnesses heard were Lawrence M. Cohen, Utica, New York; Laura B. Phillips, Birmingham, Alabama; Warrant Officer Larue Ulshafer, Fort Bragg, North Carolina; Raymond Shrock, Manassas, Virginia; J. Hoyett Goggans, Birmingham, Alabama; Robert Bridges, Manassas, Virginia; Robert A. Beck, the Prudential Insurance Company of America, Newark, N.J.; Richard R. Shinn, Metropolitan Life Insurance Company, New York City; Dean W. Jeffers, Nationwide Mutual Insurance Company, Columbus, Ohio; Frank C. Farwell, Liberty Mutual Insurance Company, Boston; Professor Joseph M. Belth, Indiana University School of Business, Bloomington; Morton Greenspan, New York Department of Insurance, New York City; and Gary P. Kreider, Keating, Muething, and Klekamp, Cincinnati.

Hearings were recessed subject to call.

VETERANS' LEGISLATION

Committee on Veterans' Affairs: Committee ordered favorably reported with an amendment in the nature of a substitute H.R. 5029, the proposed Veterans' Program Extension Act. The bill as approved by the committee contains the following Titles: I—Extension of Certain Veterans' Programs in the Philippines; II—Making Certain Benefits Payable to Persons Outside the U.S.; III—Health Care Amendments; and IV—Veterans' Readjustment Appointments and Pension Reform Implementation. Portions of S. 2398 and 2836 are included in this measure.

SBA AUTHORIZATION

Select Committee on Small Business: Committee ordered favorably reported with an amendment in the

nature of a substitute H.R. 11445, authorizing funds for programs administered by the Small Business Administration for fiscal year 1979. As approved by the committee, the bill would authorize $2,289,600,000. Certain provisions of S. 972, 1726, and 2157 are incorporated in this measure.

House of Representatives

Chamber Action

Bills Introduced: 36 public bills, H.R. 12641–12676; 1 private bill, H.R. 12677; and 8 resolutions, H.J. Res. 895 and 896, H. Con. Res. 618 and 619, and H. Res. 1172–1175 were introduced. Pages 13256–13257

Bills Reported: Reports were filed as follows:

H.R. 10787, to authorize appropriations for activities and programs carried out by the Secretary of the Interior through the Bureau of Land Management, amended (H. Rept. 95–1121);

H.R. 10587, to improve the range conditions of the public grazing lands, amended (H. Rept. 95–1122);

H.R. 12011, to amend section 601 of title 38 of the United States Code in order to provide for a continuation of the authority of the Administrator to furnish hospital care to certain veterans living in a State, territory, Commonwealth, or possession of the United States not contiguous to the 48 contiguous States (H. Rept. 95–1123);

H.R. 12452, to extend and amend the Comprehensive Employment and Training Act of 1973, amended (H. Rept. 95–1124);

H.R. 11153, to authorize the Secretary of the Interior to construct, restore, operate, and maintain new or modified features at existing Federal reclamation dams for safety of dams purposes, amended (H. Rept. 95–1125);

S. 2093, to provide that the Exchange Stabilization Fund shall not be available for payment of administrative expenses, amended (H. Rept. 95–1126);

H.R. 12299, Domestic Violence Assistance Act of 1978, amended (H. Rept. 95–1127);

H. Res. 1072, to disapprove the action of the Commissioner of Education in consolidating certain advisory councils as proposed in the Commissioner's annual report under section 448 of the General Education Provisions Act (H. Rept. 95–1128);

H.R. 12426, New York Financial Assistance Act of 1978 (H. Rept. 95–1129);

H.R. 12641, to provide for a temporary increase in the public debt limit (H. Rept. 95–1130);

H. Res. 1172, providing for the consideration of H.R. 11983, to amend the Federal Election Campaign Act of 1971 to extend the authorization of appropriations contained in such Act (H. Rept. 95–1131);

H. Res. 1173, providing for the consideration of H.R. 10392, to establish a Hubert H. Humphrey Fellowship in Social and Political Thought at the Woodrow Wilson International Center for Scholars at the Smithsonian Institution and to establish a trust fund to provide a stipend for such fellowship (H. Rept. 95–1132); and

H. Res. 1174, providing for the consideration of H.R. 11686, to authorize appropriations for the Department of Energy for national security programs for fiscal year 1979 (H. Rept. 95–1133). Page 13255

First Budget Resolution: By a yea-and-nay vote of 201 yeas to 197 nays, Roll No. 300, the House agreed to H. Con. Res. 559, setting forth the congressional budget for the United States Government for the fiscal year 1979.

On a demand for a separate vote, rejected an amendment that sought to reduce budget authority and outlays for HEW programs by $3.15 billion (rejected by a yea-and-nay vote of 192 yeas to 205 nays, Roll No. 299). This amendment had previously been agreed to in the Committee of the Whole on Tuesday, May 9, by a recorded vote of 198 ayes to 189 noes.

By a yea-and-nay vote of 392 yeas to 4 nays, Roll No. 295, the House agreed to resolve itself into the Committee of the Whole.

Rejected:

An amendment that sought to reduce budget authority by $8 billion and outlays by $7 billion, by making proportionate reductions in all categories except national defense, agriculture, and veterans benefits;

An amendment to the previous amendment that sought to reduce budget authority for defense by $3.15 billion and outlays by $1.2 billion (rejected by a division vote of 30 ayes to 36 noes);

An amendment that sought to reduce budget authority and outlays by $56 million for the purpose of deleting Food For Peace funds for South Korea (rejected by a recorded vote of 146 ayes to 254 noes, Roll No. 296);

An amendment to the previous amendment that sought to further reduce budget authority by $32.8 million and outlays by $4 million for the purpose of deleting all foreign aid to South Korea (rejected by a division vote of 16 ayes to 66 noes);

An amendment in the nature of a substitute that sought to set revenues at $464.6 billion, budget authority at $520.4 billion, and outlays at $464.6 billion, with a zero deficit and a tax reduction of $38.7 billion (rejected by a recorded vote of 170 ayes to 226 noes with 1 voting "present", Roll No. 298); and

A substitute amendment to the previous amendment that sought to set revenues at $464.5 billion, budget authority at $523.8 billion, outlays at $462.7 billion, with a zero deficit and a tax reduction of $9 billion (rejected by a recorded vote of 45 ayes to 352 noes, Roll No. 297).

Subsequently, this passage was vacated and S. Con. Res. 80, a similar Senate-passed measure, was agreed to after being amended to contain the language of the House resolution as agreed to.

House then insisted on its amendment to S. Con. Res. 80, and asked a conference. Appointed as conferees: Representatives Giaimo, Mitchell of Maryland, Holtzman, Derrick, Obey, Lehman, Simon, Fisher, Mattox, Latta, Conable, Rousselot, and Burgener. Pages 13212–13245

Referrals: Two Senate-passed measures were referred to the appropriate House committees. Page 13255

Adjournment: Adjourned at 8:52 p.m.

Committee Meetings

COMMODITY EXCHANGE ACT

Committee on Agriculture: Met and ordered reported favorably to the House H.R. 10285 as amended, to extend the Commodity Exchange Act, as amended.

ARMY REPROGRAMING REQUEST

Committee on Armed Services: Subcommittee on Investigations continued hearings on Army reprograming request to increase the fiscal year 1978 Tank Gun Cooperative Development Program. Testimony was heard from representatives of Departments of the Army and Defense.

FINANCIAL SITUATION OF JUNIOR ENLISTED PERSONNEL

Committee on Armed Services: Subcommittee on Military Compensation held a hearing on the financial situation of junior enlisted personnel stationed overseas. Testimony was heard from representatives of Department of Defense and U.S. Air Force.

KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr., continued hearings in executive session, and will resume tomorrow.

HOUSING AND COMMUNITY DEVELOPMENT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Met and ordered reported favorably to the House H.R. 12433 amended, Housing and Community Development Amendments of 1978; and

H.R. 6784, Fire Prevention Safety Act of 1978, as amended.

FEDERAL PAYMENT TO DISTRICT OF COLUMBIA

Committee on the District of Columbia: Met for markup of H.R. 11127, to amend Section 502 of the District of Columbia Self-Government and Governmental Reorganization Act, and will resume tomorrow.

ECONOMIC OPPORTUNITY AND COMMUNITY SERVICES AMENDMENTS

Committee on Education and Labor: Met and ordered reported favorably to the House H.R. 7577, amended, Economic Opportunity and Community Services Amendments of 1978.

WAGES FOR BLIND PERSONS

Committee on Education and Labor: Subcommittee on Labor Standards held a hearing on H.R. 8104 and 11523, to provide that blind persons may not be employed at less than the applicable minimum wage. Testimony was heard from representatives of National Federation of the Blind; Blind Industries and Services of Maryland; Mississippi Industries for the Blind; American Council of the Blind; American Foundation for the Blind; and National Industries for the Blind.

LONGSHOREMEN'S AND HARBOR WORKERS' COMPENSATION ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety continued oversight hearings on the Longshoremen's and Harbor Workers' Compensation Act. Testimony was heard from a panel representing National Association of Stevedores.

Hearings continue Monday, May 22.

REQUIRED USE OF CONSUMER PRICE INDEX

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on and approved for full committee action H.R. 12438, to require the use of the Consumer Price Index for all-urban consumers in certain Federal programs. Testimony was heard from W. Bowman Cutter, OMB; and officials of Bureau of Labor Statistics, Department of Labor.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Personnel and Police met for consideration of pending business.

Subcommittee on Contracts met on pending business.

AUTOMATED DATA PROCESSING

Select Committee on Intelligence: Subcommittee on Evaluation continued hearings in executive session on automated data processing.

INTERIOR MISCELLANY

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House the following bills, as amended:

H.R. 11392, to authorize appropriations to the Department of Energy and the Federal Energy Regulatory Commission pursuant to section 660 of the Department of Energy Organization Act;

H.R. 12163, to authorize appropriations to the Department of Energy for energy research and development;

S. 785, lands held in trust by the United States for the

Paiute and Shoshone Tribes of the Fallon Indian Reservation, Nevada; and

H.R. 12536, National Parks and Recreation Act of 1978.

INTERNATIONAL INVESTMENT SURVEY ACT AMENDMENTS

Committee on International Relations: Met and ordered reported favorably to the House H.R. 12589, International Investment Survey Act Amendments of 1978.

PROPOSED AIRCRAFT SALES

Committee on International Relations: Continued hearings on proposed aircraft sales to Israel, Egypt and Saudi Arabia. Testimony was heard from former Secretary of State Henry Kissinger; and public witnesses.

Hearings continue tomorrow.

FUELS TRANSPORTATION SAFETY AMENDMENTS

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House H.R. 11622 amended, Fuels Transportation Safety Amendments Act of 1978; and

Began markup of H.R. 12355 NRC authorization, and will resume tomorrow.

AMTRAK AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce met and approved for full committee action a draft bill to be introduced authorizing appropriations for Amtrak for fiscal year 1979.

TORT CLAIMS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued hearings on H.R. 9219, to provide for an exclusive remedy against the United States in suits based upon acts or omissions of United States employees. Testimony was heard from William H. Webster, Director, FBI; and Assistant Secretary of the Treasury Richard J. Davis.

MERIT SELECTION OF U.S. ATTORNEYS

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice held a hearing on H.R. 5576 and related bills, merit selection of U.S. attorneys and Marshals. Testimony was heard from Representative Moffett; David Cohen, President, Common Cause; and Fletcher G. Rush, President, American Judicature Society.

FAIR HOUSING AMENDMENTS

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held a hearing on H.R. 3504, Title II, Fair Housing Amendments Act of 1977. Testimony was heard from Edward Holmgren, executive director, National Committee Against Discrimination in Housing; and Avery S. Friedman, Chief Counsel, the Housing Advocates, Inc.

MERCHANT MARINE MISCELLANY

Committee on Merchant Marine and Fisheries: Met and ordered reported favorably to the House the following bills:

H.R. 3633 amended, to provide additional funds to the States for carrying out restoration projects and programs;

H.R. 10661 amended, Marine Protection, Research and Sanctuaries Act authorization for fiscal years 1979 and 1980;

A clean bill in lieu of H.R. 10905, to establish a conservation program for the living marine resources of the Arctic and Southern Oceans;

H.R. 185, to provide the Secretary of the Department in which the Coast Guard is operating with the authority to transport Coast Guard employees to and from certain places of employment;

H.R. 188, amended, to implement the Protocol Relating to Intervention on the High Seas in cases of Marine Pollution by substances other than oil; and

H.R. 12631, to provide for the coordination of federally supported research efforts regarding the Chesapeake Bay.

FEDERAL STATISTICAL ACTIVITY CONTROL ACT—INDIAN PREFERENCE

Committee on Post Office and Civil Service: Met and ordered reported favorably to the House the following bills:

H.R. 11253 amended, Federal Statistical Activity Control Act of 1978; and

S. 666 amended, to extend special retirement benefits to certain preference employees of the Bureau of Indian Affairs and the Indian Health Service whose careers have been adversely affected by Indian preference laws.

PUBLIC WORKS MISCELLANY

Committee on Public Works and Transportation: Met and ordered reported favorably to the House the following bills:

H.R. 12342 as amended, to provide additional authorization for the Library of Congress James Madison Memorial Building;

H.R. 12138, to name a certain Federal building in Laguna Niguel, California, the "Chet Holifield Building";

H.R. 4270, to designate the Federal building and United States Courthouse in Hato Rey, Puerto Rico, the "Federico Degetau Federal Building";

H.R. 7674, to designate the Federal Aviation Administration Aeronautical Center in Oklahoma City, Okla., the "Mike Monroney Aeronautical Center";

H.R. 12106 amended, to amend the Independent Safety Board Act of 1974 to authorize additional appropriations; and

H.R. 11871, to amend the Hazardous Materials Transportation Act to authorize appropriations for fiscal year 1979.

The Committee also approved 2 11(b) resolutions; and 2 building project surveys.

TUITION TAX CREDIT

Committee on Rules: Granted a modified rule providing two hours of general debate; providing that no amendment to the bill shall be in order except the following amendments which shall not be subject to amendment but which may be debated by the offering of pro forma amendments: (1) an amendment printed in the Congressional Record of April 26, 1978 by Representative Vanik beginning on page E-2171, to provide a tax credit for tuition at elementary and secondary schools; (2) an amendment printed in the Congressional Record of April 26, 1978 by Representative Vanik beginning on page E-2172, to increase the percentage of tuition allowable as a credit; (3) amendments recommended by the Committee on Ways and Means; and (4) an amendment printed in the Congressional Record of April 18, 1978 by Representative Mikva, and waiving all points of order against the amendments described in (1) and (4) above for failure to comply with clause 7, Rule XVI and providing for a motion to recommit with or without instructions, on H.R. 12050, Tuition Tax Credit Act of 1978. Testimony was heard from Chairman Ullman and Representatives Vanik, Waggonner, Mikva, Luken, Conable, Frenzel, Ketchum, Quie, Ashbrook, Erlenborn, Coughlin, and Kindness. Statements for the record were submitted by Representatives Mikva, Luken, and Frenzel.

DOE AUTHORIZATION FOR NATIONAL SECURITY PROGRAMS

Committee on Rules: Granted an open rule providing one hour of general debate and providing that the bill be read for amendment by titles instead of by sections on H.R. 11686, authorizing appropriations for the Department of Energy for national security programs for fiscal year 1979. Testimony was heard from Chairman Price and Representative Bob Wilson.

PUBLIC DEBT LIMITATION—DEBT MANAGEMENT

Committee on Ways and Means: Met and ordered favorably to the House the following bills:

H.R. 12641, to provide for a temporary increase in the public debt limit; and

H.R. 12642, to improve debt management.

Joint Committee Meeting

ADDITIONAL JUDGESHIPS

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 7843, to provide for the appointment of additional Federal circuit and district court judges, but did not complete action thereon and recessed subject to call.

Thursday, May 11, 1978

Senate

Chamber Action

Routine Proceedings, pages 13370–13450

Bills Introduced: Thirteen bills and two resolutions were introduced, as follows: S. 3056–3068; S. Con. Res. 86; and S. Res. 449. **Pages 13402–13403, 13429, 13448–13449**

Bills Reported: Reports were made as follows:

S. 74, to amend Public Law 94–565 so as to include payments for lands on which certain semiactive or inactive military installations are located, with amendment (S. Rept. 95–803).

S. 286, to repeal certain requirements for publication of notice to railroads and other carriers doing business in areas quarantined by the Secretary of Agriculture for reason of animal disease or insect infestation (S. Rept. 95–804).

S. Res. 431, to implement Senate Rule 50 relating to Senate employment practices, without recommendation (S. Rept. 95–805).

S. Con. Res. 86, disapproving the President's proposals to sell military aircraft and related defense articles to Egypt, Israel, and Saudi Arabia, without recommendation (S. Rept. 95–806). **Page 13402**

Bills Passed:

Marine pollution: Senate passed with committee amendment and cleared for the House S. 2380, to implement the protocol relating to intervention on the high seas in cases of marine pollution by substances other than oil. **Pages 13370–13371**

Appropriations—SBA loans: Senate passed with committee amendments H.J. Res. 873, making urgent supplemental appropriations for the disaster loan program of the Small Business Administration for fiscal year 1978.

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Magnuson, Hollings, Sasser, Young, and Brooke. **Page 13371–13373**

Appropriations—U.S. Railway Association: Senate passed without amendment and cleared for the Presi-

dent H.J. Res. 859, making supplemental appropriations for fiscal year 1978 for the U.S. Railway Association.

Page 13373

Taxation: Senate passed and returned to the House H.R. 9251, to extend the effective date of several provisions of the Tax Reform Act of 1976, after agreeing to committee amendments and to Ribicoff unprinted amendment No. 1312, to limit the extension of certain provisions relating to the income of citizens earned abroad to one year, instead of two years.

Pages 13375–13402

Senate Financial Disclosure Reports: Senate agreed to S. Res. 449, to amend Senate rule 42 relating to authority of Select Committee on Ethics to grant extensions of time for filing Financial Disclosure Reports.

Pages 13448–13449

Congressional Budget: Senate disagreed to the House amendment to S. Con. Res. 80, setting forth recommended levels for Federal revenues, new budget authority, total budget outlays, the budget deficit, and the public debt for fiscal year 1979, agreed to conference with the House, and appointed as conferees Senators Muskie, Magnuson, Hollings, Cranston, Chiles, Abourezk, Bellmon, Dole, Domenici, and Heinz. Page 13374

Senate Authorizations: During the forthcoming recess of the Senate, until 10 a.m. on Monday, May 15, Secretary of the Senate is authorized to receive and refer messages from the President and House of Representatives; and Vice President, President pro tempore, and Acting President pro tempore are authorized to sign duly-enrolled bills and joint resolutions. Page 13374

Also, all committees are authorized until midnight, Friday, May 12, to file reports. Page 13448

Consideration of Labor Reform Bill: Senate vitiated its recent order authorizing majority leader to call up on Monday, May 15, S. 2467 or H.R. 8410, to amend the National Labor Relations Act to strengthen the remedies and expedite the procedures under such Act, and majority leader was then authorized to call up this proposed legislation at any time on Tuesday or Wednesday, May 16 or 17, respectively. Page 13450

Appointment: The President pro tempore appointed Russell W. Laxson, of Minnesota, to be a member of the National Commission on Social Security.

Page 13402

Commission on Civil Rights: S. 3067, to extend for five years the U.S. Commission on Civil Rights, was introduced and objection was heard to request for its immediate consideration (held at desk). Page 13449

Message From the House: Page 13402

Amendments Submitted for Printing:

Pages 13429–13431

Statements on Introduced Bills: Pages 13403–13429

Additional Statements: Pages 13432–13443

Nominations: Senate received the following nominations:

Richard W. Murphy, of Maryland, to be Ambassador to the Philippines; and

Terence A. Todman, of the Virgin Islands, to be Ambassador to Spain. Page 13450

Recess: Senate met at 10:45 a.m. and recessed at 5:22 p.m. Page 13450

Committee Meetings

RAIL CAR SHORTAGE

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Production, Marketing, and Stabilization of Prices continued hearings on the rail car shortage and other transportation problems affecting American farmers, receiving testimony from Representative Long, of Louisiana; Stanley D. Simpson, Dodge City Area Chamber of Commerce Agri-Business Community, Kansas; Maurice Stein, Right Cooperative, Wright, Kansas; John V. Harding, First National Bank, Dodge City; Thomas D. Martin, Fidelity State Bank and Trust Company, Dodge City; Phillip Corby, Kansas Grain and Feed Dealers Association, Salina; Ted White, FARMARCO, Kansas City, Kansas; Kermit Adelgren, Collingwood Grain, Inc., Hutchinson, Kansas; and Kenneth Herman, Farmers Cooperative Association, Hays, Kansas.

Hearings continue on Tuesday, May 16.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the Department of Transportation, receiving testimony on the Minority Business Resource Center from Raymond K. Jones, Chief Counsel, William H. FitzGerald, Director of Planning and Budget Development, Kenneth E. Bolton, Executive Director, Minority Business Resource Center, and William R. Ballerini, Budget Officer, all of the Federal Railroad Administration, DOT.

Subcommittee will meet again on Monday, May 15.

COMMITTEE BUSINESS

Committee on Armed Services: Committee ordered favorably reported the following bills:

S. 2636, authorizing funds for fiscal year 1979 for construction at certain military installations, with amendments. As approved by the committee, the bill would authorize approximately $4 billion; and

H.R. 4895, to establish within the General Services Administration a program to acquire strategic and critical stockpile materials through barter with foreign countries.

ENERGY AUTHORIZATION

Committee on Energy and Natural Resources: Committee continued consideration of S. 2692, authorizing funds for civilian programs of the Department of Energy for fiscal year 1979, but did not complete action thereon and will meet again on Monday, May 15.

ELECTRICAL POWER

Committee on Energy and Natural Resources: Subcommittee on Energy Conservation and Regulation held oversight hearings on emergency sales of electric power, receiving testimony from Representative Byron, Dr. William W. Lindsay, Federal Energy Regulatory Commission, Department of Energy; Gregory S. Vassell, A. J. Dowd, and D. P. Nofsinger, American Electric Power Service Corporation, New York City; Justin T. Rogers and Clyde W. Frederickson, Ohio Edison Company, Akron; William A. Spratley, Office of the Consumers' Counsel, Columbus, Ohio; Sylvia F. Hancock, Organization for Consumer Justice, Sharpsburg, Maryland; Mayor Robert J. Quirk, Cuyahoga Falls, Ohio; and David C. Sweet, Ohio Public Utility Commission, Columbus.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Environment and Public Works: Committee ordered favorably reported the following business items:

S. 2973, authorizing funds for services necessary to the nonperforming arts functions of the John F. Kennedy Center for Performing Arts, with an amendment. As approved by the committee, the bill would authorize $4.2 million for fiscal year 1979; and

An original bill authorizing approximately $8.4 billion for fiscal year 1979 and $8.3 billion for fiscal year 1980 for the federal-aid-highway program.

Committee approved a building prospectus for New York City and a building prospectus for San Francisco.

Also, committee began consideration of S. 2899, authorizing funds for fiscal years 1978–1981 for programs administered under the Endangered Species Act, and to establish an Endangered Species Interagency Committee, but did not complete action thereon and recessed subject to call.

SUGAR STABILIZATION

Committee on Finance: Subcommittee on Tourism and Sugar began hearings on S. 2990, to implement the International Sugar Agreement between the U.S. and foreign countries, to protect the welfare of consumers of sugar and of those engaged in the domestic sugar-producing industry, and to promote the export trade of the U.S. Witnesses heard were Senator Church, Representative Stangeland! Julius Katz, Assistant Secretary of State for Economic and Business Affairs; Howard Hjort, Director of Economic, Policy Analysis, and Budget, Department of Agriculture; and numerous witnesses representing sugar growers, the sugar industry, and related industries.

Hearings were recessed subject to call.

ARMS SALES AND AUTHORIZATION BILLS

Committee on Foreign Relations: Committee agreed to report without recommendation an original resolution disapproving the proposed sale of arms to Middle East nations.

Also, committee ordered favorably reported with amendments S. 2646, authorizing funds for fiscal year 1979 for international development assistance programs. As approved by the committee, the bill would authorize $2.8 billion.

Committee began consideration of S. 2846, authorizing funds for fiscal year 1979 for security supporting assistance, but did not complete action thereon and will meet again on Monday, May 15.

LOBBYING ACTIVITIES

Committee on Governmental Affairs: Committee began consideration of S. 2971, to require public disclosure of certain lobbying activities, but did not complete action thereon and will meet again on Monday, May 15.

COMMITTEE BUSINESS

Committee on Human Resources: Committee ordered favorably reported with amendments: S. 2090, extending through fiscal year 1981 certain programs administered under the Economic Opportunity Act; and S. 2570, authorizing funds through fiscal year 1979 for the Comprehensive Employment and Training Act.

CAPITAL PUNISHMENT

Committee on the Judiciary: Committee resumed hearings on S. 1382, to establish criteria for the imposition of the sentence of death, receiving testimony from Hans Zeisel, School of Law, University of Chicago; Professor Hugo Adam Bedau, Tufts University, Medford, Massachusetts; and Henry Schwarzschild, National Coalition Against the Death Penalty, New York City.

Hearings were recessed subject to call.

ALIEN ADJUSTMENT

Committee on the Judiciary: Committee continued hearings on S. 2252, to permit the creation of a record of admission for permanent residence in the case of certain aliens who have entered the U.S., receiving testimony from Senator McClure; Secretary of Labor F. Ray Marshall; and Donald Wortman, Acting Commissioner of the Social Security Administration, who was accompanied by Kenneth Levine, Deputy Assistant Secretary for Legislation, both of the Department of HEW.

Hearings continue on Tuesday, May 16.

LABELING OF EXPLOSIVES

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures resumed hearings on S. 2013, to require the additional labeling of explosive materials for the purpose of identification and detection, receiving testimony from Captain James Helbock, New York City Police Department; and Thomas Brodie, Sheriff's Office, Dade County, Florida.

Hearings continue on Tuesday, May 16.

COMMITTEE BUSINESS

Select Committee on Ethics: Committee held a business meeting where it took the following actions:

(1) Determined that the Vice President of the U.S. is not covered by the Code of Official Conduct and that his office is a separate employee agency for purpose of treatment of gifts from foreign nations;

(2) Agreed that a Senator could purchase, under certain conditions, a voter registration list that was not coded by party affiliation;

(3) Approved a revised advisory opinion on the use of Senate letterhead. (Advisory opinion appeared in *Congressional Record* of April 13);

(4) Considered use by a Senator of a vacation home owned by another person;

(5) Agreed that extensions can be granted in connection with filing of Financial Disclosure Statements;

(6) Agreed that franking regulations do not permit a Senator to make corrections in a mailing list supplied to him by a non-Senate organization for the benefit of that organization;

(7) Authorized the Comptroller General of the U.S. to open certain Financial Disclosure Statements filed under old Senate Rule 44 in order to identify the person filing the statement; and

(8) Agreed to a committee resolution granting testimonial immunity to Hancho Kim in connection with its investigation of alleged attempts by representatives of the Republic of Korea to improperly influence Members and employees of the Senate.

Committee will meet again on Thursday, May 18.

COMMITTEE BUSINESS

Select Committee on Indian Affairs: Committee ordered favorably reported the following bills:

S. 2358, to declare that the U.S. hold in trust for the Pueblo of Zia certain public domain lands in New Mexico, amended;

S. 2588, to declare that the U.S. hold in trust for the Pueblo of Santa Ana certain public domain lands in New Mexico, amended; and

H.R. 8397, to declare certain lands in Arizona a part of the Papago Indian Reservation.

Committee agreed to hold further hearings on H.R. 11092 and S. 3043, authorizing additional funds for the Navajo and Hopi Indian Relocation Commission.

ANGOLA

Select Committee on Intelligence: Committee, in closed session, received a report on Angola prepared by its Subcommittee on Special Investigations, and will further consider this report on Wednesday, May 17.

House of Representatives

Chamber Action

Bills Introduced: 19 public bills, H.R. 12678–12696; 1 private bill, H.R. 12697; and 6 resolutions, H.J. Res. 897 and 898, H. Con. Res. 620 and 621, and H. Res. 1176 and 1177 were introduced. Page 13368–13369

Bills Reported: Reports were filed as follows:

H.R. 11209, to provide for the establishment, ownership, operation, and governmental oversight and regulation of international maritime satellite telecommunications services, amended (H. Rept. 95–1134);

H.R. 12232, to amend the Unemployment Compensation Amendments of 1976 with respect to the National Commission on Unemployment Compensation (H. Rept. 95–1135);

H.R. 12353, to amend title 38, United States Code, to extend the period of eligibility for veterans readjustment appointments in the Federal Government for veterans of the Vietnam era (H. Rept. 95–1136);

H.R. 15, Elementary and Secondary Education Act of 1977, amended (H. Rept. 95–1137);

H. Res. 1176, providing for the consideration of H.R. 12641, to provide for a temporary increase in the public debt limit (H. Rept. 95–1138); and

Conference report on H.R. 9005, District of Columbia Appropriation Act, 1978 (H. Rept. 95–1139).

Page 13367

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright as the Speaker pro tempore for today. Page 13304

Journal: By a yea-and-nay vote of 377 yeas to 15 nays, Roll Call No. 301, approved the Journal of Wednesday, May 10. Pages 13304–13305

Bill Rereferred: Committee on House Administration was discharged from further consideration of S. 1029, to authorize the Smithsonian Institution to construct museum support facilities. Subsequently, the bill was referred to the Committee on Public Works and Transportation. Page 13305

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 9005, District of Columbia Appropriation Act, 1978.

Page 13306

Aldo Moro Assassination: By a yea-and-nay vote of 398 yeas, Roll No. 302, the House agreed to H. Con. Res. 617, denouncing the assassination of Aldo Moro.

Page 13308–13312

Foreign Aid Authorization: House completed all general debate and began reading for amendment on H.R. 12222, International Development and Food Assistance Act of 1978, but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Friday, May 12.

Pending when the Committee of the Whole rose was an amendment to make tobacco and tobacco products ineligible for use in the Food for Peace Program.

Agreed to:

An amendment that encourages the use of solar energy technology where feasible in the Worldwide and Latin American housing guaranty programs;

An amendment that authorizes $1 million for contributions to the United Nations World Assembly on Aging; and

An amendment clarifying that none of the funds for international organizations and programs will be used to support any activities of the Southwest African Peoples Organization.

Rejected:

An amendment that sought to cut $7.5 million from the authorization for the United Nations University;

An amendment that sought to require the United Nations University to report to Congress an accounting of its program and intended use of authorized funds;

An amendment that sought to reduce the authorization for population planning to $205 million, international disaster assistance to $8 million, and the Economic Security Fund to $1.82 billion (rejected by a recorded vote of 183 ayes to 212 noes, Roll No. 303). Previously, agreed to by a division vote of 25 ayes to 14 noes;

An amendment that sought to make assistance to countries in Southeast Asia dependent upon their making the fullest possible accounting of MIA's (rejected by a division vote of 15 ayes to 36 noes);

An amendment that sought to prohibit assistance to nations that do not make reasonable progress toward eliminating domestic impediments to agriculture production (rejected by a recorded vote of 141 ayes to 236 noes, Roll No. 304); and

An amendment that sought to limit United States aid to Panama to 25 percent of the revenues Panama receives from the Canal (rejected by a recorded vote of 187 ayes to 187 noes, Roll No. 305).

H. Res. 1164, the rule under which the bill is being considered, was agreed to earlier by a voice vote.

Pages 13313–13344

Adjournment: Adjourned at 5:40 p.m.

Committee Meetings

VOLUNTEERS IN THE NATIONAL FORESTS

Committee on Agriculture: Met for markup of S. 2370 and other pending legislation but took no action, and will meet again tomorrow.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on update of the 1979 Defense budget.

MILITARY CONSTRUCTION AUTHORIZATION

Committee on Armed Services: Met and ordered reported favorably to the House H.R. 12602, to authorize certain construction at military installations.

THREAT TO NATO

Committee on Armed Services: Special Subcommittee on NATO Standardization, Interoperability and Readiness met in open session for organizational purposes; and in executive session for a briefing on the threat to NATO by Lt. Col. Frederick Walker, USA, Senior Military Analyst, Soviet Warsaw Pact Area, Defense Intelligence Agency.

KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr. continued hearings in executive session.

U.S. CONTRIBUTION TO TIN BUFFER STOCK

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on H.R. 9486, to authorize a contribution by the United States to the Tin Buffer Stock established under the Fifth International Tin Agreement. Testimony was heard from Stephen W. Bosworth, Deputy Assistant Secretary of State for International Resources and Food Policy.

FEDERAL PAYMENT TO DISTRICT OF COLUMBIA

Committee on the District of Columbia: Met and ordered reported favorably to the House H.R. 12594, to increase the authorization for the annual Federal payment to the District of Columbia from $300,000,000 to $317,000,000.

HANDICAPPED WORKERS' WAGES

Committee on Education and Labor: Subcommittee on Labor Standards held a hearing on Section 14(c) of the Fair Labor Standards Act, certification for subminimum wages for handicapped workers and sheltered workshops. Testimony was heard from representatives of U.S. Department of Labor; Committee for Purchase

from the Blind and Other Severely Handicapped; National Association for Retarded Citizens; Association of Rehabilitation Facilities; National Industries for the Severely Handicapped; and Goodwill Industries of America.

COMMITTEE BUSINESS

Committee on House Administration: Met and approved payment of attorneys' fees in Young v. Mikva; and Lowe v. Fowler contested elections; Reaffirmed committee position on travel by committee staff; and acted on other committee business.

TERRORISM

Select Committee on Intelligence: Subcommittee on Oversight held an executive hearing on terrorism with testimony from CIA officials.

PROPOSED AIRCRAFT SALES

Committee on International Relations: Continued hearings in executive session on proposed aircraft sales to Israel, Egypt, and Saudi Arabia. Testimony was heard from CIA Director Stansfield Turner; and Jerome Stolarow, Deputy Director for Procurement and Systems Acquisition Division, GAO.

INTERSTATE MISCELLANY

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House the following bills:

H.R. 12355, amended, to authorize appropriations to the Nuclear Regulatory Commission;

H.R. 12577, amended, Federal Railroad Safety Authorization of 1978;

H.R. 12647, Noise Control Act Authorization, in lieu of H.R. 12068, previously ordered reported; and

Began markup of H.R. 11392, DOE authorization, and will resume tomorrow.

MERIT SELECTION OF U.S. ATTORNEYS

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice continued hearings on H.R. 5576 and related bills, merit selection of U.S. attorneys. Testimony was heard from Samuel K. Skinner, former U.S. Attorney, Northern District of Illinois; and Representative Edgar.

FAIR HOUSING AMENDMENTS ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on H.R. 3504, Title II, Fair Housing Amendments Act. Testimony was heard from Glenn Galbreath, staff attorney, and Michael Frank, Director, Advocates for Basic Legal Equality; and William North, Esq., National Association of Realtors.

PORTS AND WATERWAYS SAFETY AMENDMENTS

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation met for markup of S. 682, an act to amend the Ports and Waterways Safety Act of 1972, and will resume on Wednesday, May 17.

FOREIGN OCEANBORNE COMMERCE OF THE UNITED STATES

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine continued hearings on H.R. 11422, to authorize the formation and implementation of closed conferences and shippers' councils in the foreign oceanborne commerce of the United States. Testimony was heard from representatives of port authorities.

Hearings continue Thursday, May 18.

EXECUTIVE LEVEL PERSONNEL

Committee on Post Office and Civil Service: Subcommittee on Employee Ethics and Utilization continued hearings on Administration requests for executive level personnel. Testimony was heard from Representative Hanley, Thomas S. McFee, HEW; Bette B. Anderson, Treasury; Janice Mendenhall, GSA; Jack Pleasant, FDIC; and Anne P. Jones, Federal Home Loan Bank Board.

MAILING OF SOLICITATIONS

Committee on Post Office and Civil Service: Subcommittee on Postal Personnel and Modernization held a hearing on H.R. 12190, relating to the mailing of solicitations disguised as invoices or statements of accounts. Testimony was heard from Representative Mikulski; John Ruth, Maryland Assistant Attorney General; Kenneth H. Fletcher, Regional Chief Postal Inspector; George C. Davis, Assistant General Counsel, U.S. Postal Service, and public witnesses.

SURFACE TRANSPORTATION ASSISTANCE ACT

Committee on Public Works and Transportation: Met for markup of H.R. 11733, Surface Transportation Assistance Act of 1978, and other pending legislation, and will resume tomorrow.

PUBLIC DEBT LIMIT

Committee on Rules: Granted a modified rule providing one hour of general debate; waiving all points of order against the bill for failure to comply with the provisions of clause 5 of Rule XXI and providing that no amendments to the bill shall be in order except amendments recommended by the Committee on Ways and Means and said amendments shall not be subject to amendment, on H.R. 12641, to provide for a temporary increase in the public debt limit. Testimony was heard from Chairman Ullman and Representative Conable.

ALASKA NATIONAL INTEREST LANDS CONSERVATION ACT

Committee on Rules: Held a hearing but took no action on H.R. 39, Alaska National Interest Lands Conservation Act, and will resume consideration tomorrow. Testimony was heard from Chairman Udall, Chairman Murphy, and Representatives Seiberling, Symms, Leggett, Breaux, and Forsythe. A statement for the record was submitted by Representative Leggett.

COMPUTERS IN HEALTH CARE

Committee on Science and Technology: Subcommittee on DISPAC continued hearings on computers in health care. Testimony was heard from Ruth Hanft, Deputy Assistant Secretary for Health Policy, Research and Statistics, HEW; and public witnesses.

SOCIAL SECURITY FINANCING

Committee on Ways and Means: Met for consideration of Social Security financing adjustments.

Joint Committee Meetings

DISTRICT OF COLUMBIA APPROPRIATIONS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 9005, making appropriations for the District of Columbia for fiscal year 1978.

CONGRESSIONAL BUDGET

Conferees met to resolve the differences between the Senate- and House-passed versions of S. Con. Res. 80, setting forth recommended levels for Federal revenues, new budget authority, total budget outlays, the budget deficit, and the public debt for fiscal year 1979, but did not complete action thereon and will meet again tomorrow.

Friday, May 12, 1978

Senate

Chamber Action

Senate was not in session today. It will next meet at 10 a.m. on Monday, May 15, 1978.

Bills Reported: Reports were filed on Friday, May 12, during recess of the Senate, as follows:

H.R. 11877, authorizing funds for fiscal year 1979 for the Peace Corps, with amendments (S. Rept. 95-807).

S. 975, to make units of the National Park System more accessible through use of modes of transportation other than motor vehicles, with an amendment (S. Rept. 95-808).

S. 2566, authorizing funds to further implement the Pennsylvania Avenue Development Plan, with an amendment (S. Rept. 95-809).

S. 2820, authorizing $100 million for the Secretary of the Interior to construct, restore, operate, and maintain new or modified features at existing Federal reclamation dams for the safety of such dams, with an amendment (S. Rept. 95-810).

S. 2876, to increase ceilings on authorizations of certain units of the National Park System, and to modify boundaries of such units, with amendment (S. Rept. 95-811).

H.R. 8336, to establish the Chattahoochee River National Recreation Area in Georgia, with amendment (S. Rept. 95-812).

H.R. 11662, to establish the Lowell National Historical Park in Massachusetts, with amendments (S. Rept. 95-813).

S. 1896, authorizing funds for fiscal year 1979 for programs administered under the Hazardous Materials Transportation Act, with amendment (S. Rept. 95-814).

H.R. 10732, authorizing funds for fiscal year 1979 to carry out programs administered under the Fishery Conservation and Management Act, with amendment (S. Rept. 95-815).

H.R. 10878, to extend until October 1, 1981, the voluntary insurance program provided by the Fishermen's Protective Act, with amendments (S. Rept. 95-816).

H.R. 11465, authorizing $1.4 billion for fiscal year 1979 for the Coast Guard, with amendments (S. Rept. 95-817).

H.R. 11657, authorizing funds through fiscal year 1982 for the Central, Western, and South Pacific Fisheries Development Act, with an amendment (S. Rept. 95-818).

Pages 13723–13724

Committee Meetings

FOREIGN RELATIONS—AFRICA

Committee on Foreign Relations: Subcommittee on African Affairs held closed hearings to review U.S. policy in Africa, with particular reference to Southern Africa, receiving testimony from Secretary of State Cyrus R. Vance; Richard M. Moose, Assistant Secretary of State for African Affairs; and Ambassador Andrew Young, U.S. Representative to the United Nations.

Subcommittee recessed subject to call.

CONGLOMERATE MERGERS

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly held hearings on conglomerate mergers and their effect on the economy, on a commu-

nity, and on employees. Witnesses heard were Edward F. Kelly, Ohio Public Interest Campaign, Cleveland; Mayor J. Phillip Richley, Youngstown, Ohio; Gerald Dickey, United Steelworkers of America, Youngstown, Ohio; Bishop James Malone, Catholic Diocese of Youngstown; Herman Wouk, representing the Authors' Guild, New York City; William F. Mueller, University of Wisconsin, Madison; William O'Shea, Brewers Association of America, Chicago; F. X. Matt, II, West End Brewing Company, Utica, New York; Howard M. Wachtel, American University, Washington, D.C.; and Charles Graypo, Pennsylvania State University, University Park.

Hearings were recessed subject to call.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Committee held closed hearings on S. 2525, to improve the intelligence system of the U.S. by establishing a statutory basis for U.S. intelligence activities, receiving testimony from Richard Garwin, IBM Research Center, Yorktown Heights, New York; and W. O. Baker, Bell Laboratories, Edison, New Jersey.

Committee will meet again on Tuesday, May 16.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 12698–12711; 2 private bills, H.R. 12712 and 12713; and 5 resolutions, H.J. Res. 899–902, and H. Res. 1178 were introduced.

Page 13516

Bills Reported: Reports were filed as follows:

H.R. 12432, Civil Rights Commission Act of 1978, amended (H. Rept. 95–1140);

H.R. 12514, International Security Assistance Act of 1978 (H. Rept. 95–1141);

H. Res. 1178, providing for the consideration of H.R. 12050, Tuition Tax Credit Act of 1978 (H. Rept. 95–1142);

H.R. 11827, to amend the Surface Mining Control and Reclamation Act of 1977 (Public Law 95–87) to raise certain authorized funding levels contained therein, amended (H. Rept. 95–1143);

H.R. 12642, to improve debt management (H. Rept. 95–1144);

H.R. 10661, Amending the Marine Protection, Research, and Sanctuaries Act of 1972, amended (H. Rept. 95–1145);

H.R. 12557, Naval Petroleum Reserves Authorization Act, 1979 (H. Rept. 95–1146);

H.R. 12602, Military Construction Authorization Act, 1979 (H. Rept. 95–1147); and

H.R. 12005, to authorize appropriations for the purpose of carrying out the activities of the Department of Justice, amended (H. Rept. 1148).

Page 13516

Agricultural Credit Act: House disagreed to the Senate amendments to H.R. 11504, to amend the Consolidated Farm and Rural Development Act, provide an economic loan program to farmers and ranchers in the United States, and extend the Emergency Livestock Credit Act; and agreed to a conference. Appointed as conferees: Representatives Foley, Jones of Tennessee, Poage, de la Garza, Richmond, Baldus, Bedell, English, Panetta, Harkin, Fithian, Glickman, Brown of California, Wampler, Madigan, Jeffords, Kelly, Coleman, and Marlenee.

Page 13476

Late Reports: Committee on Agriculture received permission to file the following reports by midnight Monday, May 15: S. 2370, to remove the limitation on the amount authorized to be appropriated under the Volunteers in the National Forests Act of 1972; H.R. 11777, to authorize and direct the Secretary of Agriculture to provide cooperative forestry assistance to States and others; H.R. 11778, Forest and Rangeland Renewable Resources Research Act of 1978; H.R. 11779, Renewable Resources Extension Act of 1978; and H.R. 10285, to extend the Commodity Exchange Act, as amended, for four years; and

Committee on Education and Labor received permission to file reports by midnight Saturday, May 13, on H.R. 12255, Comprehensive Older Americans Act Amendments of 1978; and H.R. 12467, Comprehensive Rehabilitation Services Amendments of 1978.

Page 13476

Committee To Sit: Committee on Public Works and Transportation received permission to sit during proceedings of the House under the 5-minute rule today and on Monday, May 15.

Pages 13476–13477

Presidential Message—Budget Rescission: Received and read a message from the President wherein he transmits to Congress a proposal to rescind $30 million in budget authority in the Department of Agriculture's drought and flood assistance program—referred to the Committee on Appropriations and ordered printed (H. Doc. 95–335).

Page 13477

Foreign Aid Authorization: House continued consideration of H.R. 12222, International Development and Food Assistance Act of 1978; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Monday, May 15.

By a yea-and-nay vote of 300 yeas to 6 nays, Roll No. 307, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

An amendment that prohibits funds from being used to provide assistance to the Palestine Liberation Organization;

An amendment that authorizes an additional $10 million for refugee assistance to Cyprus;

An amendment that prohibits economic assistance to Angola, Mozambique, Tanzania, or Zambia, unless the President determines assistance would further the foreign policy interests of the United States and waives the prohibition;

An amendment, as amended, that prohibits funds from being used to aid, directly or indirectly, Vietnam, Cambodia, Uganda, or Cuba. Rejected a substitute amendment that sought to limit the prohibition only to direct aid (rejected by a recorded vote of 148 ayes to 155 noes, Roll No. 309, after having been previously agreed to by a division vote of 34 ayes to 15 noes);

A technical amendment;

An amendment that requires the President to annually report steps taken to implement the exchange (barter amendment) of certain materials;

An amendment that requires the Secretary of State to include all foreign countries in his annual report to the Congress on the status of human rights around the world;

An amendment that requires reporting of the policies of nations receiving aid that are disincentives to that nation's agricultural production, and an evaluation of that nation's efforts toward eliminating those policies; and

An amendment that establishes a unified personnel system for all employees of the agency.

A point of order was sustained against an amendment that sought to establish a Minority Resource Center to promote participation by minority businesses in bilateral aid programs.

Rejected:

An amendment that sought to make tobacco and tobacco products ineligible for use in the Food for Peace Program (rejected by a recorded vote of 126 ayes to 189 noes, Roll No. 308); and

An amendment that sought to reduce total authorizations by $73 million, with each specific authorization being proportionately reduced to achieve this reduction (rejected by a division vote of 26 ayes to 43 noes).

Pages 13477–13504

Late Reports: Committee on Armed Services received permission to file reports by midnight tonight on H.R. 12557, Naval Petroleum Reserves Authorization Act, 1979; and H.R. 12602, Military Construction Authorization Act, 1979; and

Conferees received permission to file a conference report by midnight tonight or midnight Saturday, May 13, on S. Con. Res. 80, setting forth the congressional budget for the United States Government for the fiscal year 1979. Subsequently, it was made in order to consider the conference report on Monday, May 15, or any day thereafter.

Page 13504

SBA Disaster Loans: House cleared for the President H.J. Res. 873, making an urgent supplemental appropriation for the disaster loan program of the Small Business Administration for the fiscal year ending September 30, 1978, by agreeing to the Senate amendments thereto.

Pages 13504–13505

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of May 17.

Page 13505

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 13516

Adjournment: Adjourned at 3:21 p.m.

Committee Meetings

TOXIC SUBSTANCES CONTROL AUTHORIZATION

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House H.R. 12441, Toxic Substances Control Act authorization of appropriations; and

Began markup of H.R. 11493, Amtrak Authorization, but did not complete action, and will meet again on Monday, May 15.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice met for markup of H.R. 6869 and 2311, Criminal Code revision, and will resume on Wednesday, May 17.

CIVIL SERVICE REFORM

Committee on Post Office and Civil Service: Continued hearings on H.R. 11280, Civil Service reform, with testimony from representatives of Federal employee unions.

Hearings continue Monday, May 15.

SURFACE TRANSPORTATION ASSISTANCE ACT

Committee on Public Works and Transportation: Met and ordered reported favorably to the House H.R. 11733 amended, Surface Transportation Assistance Act of 1978.

GENERAL AVIATION

Committee on Ways and Means: Subcommittee on Oversight held a hearing on general aviation. Testimony was heard from Representatives Lloyd of California and Goldwater; and public witnesses.

Hearings continue Friday, May 19.

Joint Committee Meeting

CONGRESSIONAL BUDGET

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. Con. Res. 80, setting forth recommended levels for Federal revenues, new budget authority, total budget outlays, the budget deficit, and the public debt for fiscal year 1979, but did not complete action thereon and will meet again on Monday, May 15.

Monday, May 15, 1978

Senate

Chamber Action

Routine Proceedings, pages 13623–13775

Bills Introduced: Seventeen bills and four resolutions were introduced, as follows: S. 3069–3085; and S. Res. 450–454. Pages 13726, 13731–13733

Bills Reported: Reports were made as follows:

S. 2915, authorizing funds through fiscal year 1981 for programs administered under the Alcohol and Drug Abuse Education Act, with amendments (S. Rept. 95–819).

S. 2916, authorizing $223 million for fiscal year 1979 for the Office of Drug Abuse and for drug treatment programs, with amendments (S. Rept. 95–820).

H.R. 10569, authorizing funds through fiscal year 1981 for programs administered under the Alcohol and Drug Abuse Education Act, without recommendation (S. Rept. 95–821).

S. 2522, authorizing funds through fiscal year 1983 for programs administered under the Family Planning Services and Population Research Act, with amendment (S. Rept. 95–822).

S. 2617, authorizing such sums as may be necessary through fiscal year 1981 for the Domestic Volunteer Service, with an amendment (S. Rept. 95–823).

S. 2759, to authorize Federal grants to State and local governments to coordinate programs designed to prevent domestic violence, with an amendment (S. Rept. 95–824).

H.R. 5029, to extend for one year authority to provide benefits to the Philippines for medical care and treatment of eligible veterans, with amendment (S. Rept. 95–825).

S. 2571, authorizing funds for fiscal year 1979 for military procurement, with an amendment (S. Rept. 95–826).

H.R. 11445, authorizing funds for programs administered by the Small Business Administration for fiscal year 1979, with an amendment (S. Rept. 95–827).

H.R. 11713, to authorize grants to individuals and small business concerns for development of solar energy equipment and energy-related inventions, with an amendment (S. Rept. 95–828).

S. 1816, authorizing funds for fiscal years 1979–1982 for a program of research, development, and demonstration of guayule rubber production, with an amendment (S. Rept. 95–829).

S. 2444, authorizing the Chief of the Army Corps of Engineers to carry out a national program of inspection of dams, with an amendment (S. Rept. 95–830).

S. 2973, authorizing funds for services necessary to the nonperforming arts functions of the John F. Kennedy Center for Performing Arts, with an amendment (S. Rept. 95–831).

S. 3072, authorizing funds for fiscal years 1979 and 1980 for programs administered under the Marine Protection, Research, and Sanctuaries Act (S. Rept. 95–832).

S. 3073, authorizing approximately $8.4 billion for fiscal year 1979 and $8.3 billion for fiscal year 1980 for the Federal-aid-highway program (S. Rept. 95–833).

S. 2437, to provide Federal assistance to the States for the development and implementation of effective dam safety programs, with amendments (S. Rept. 95–834).

S. 2701, authorizing funds for fiscal year 1979 for the Water Resources Planning Council, with amendments (S. Rept. 95–835).

S. 2704, to promote a more adequate and responsive national program of water research and development, with amendments (S. Rept. 95–836).

S. 2534, extending through fiscal year 1984 health maintenance organization programs, with an amendment (S. Rept. 95–837).

S. 2450, authorizing funds for fiscal years 1979–1981 for Community Mental Health Centers and for biomedical research, with an amendment (S. Rept. 95–838).

S. 2466, to establish a National Institute for Health Care Research, with an amendment (S. Rept. 95–839).

S. 3074, authorizing funds for fiscal year 1979 for international development assistance programs (S. Rept. 95–840).

S. 3075, authorizing funds for fiscal year 1979 for international security assistance programs (S. Rept. 95–841).

S. 3076, to authorize funds for fiscal year 1979 for the Department of State, the International Communication Agency, and the Board for International Broadcasting (S. Rept. 95–842).

H.R. 11832, authorizing $18.4 million for fiscal year 1979 for the Arms Control and Disarmament Agency, with amendments (S. Rept. 95–843).

S. 3077, extending until September 30, 1983, the authority of the Export-Import Bank to make new commitments, together with additional views (S. Rept. 95–844).

S. 2410, authorizing funds through fiscal year 1981 for health planning and health resources development programs administered under the Public Health Service Act, with an amendment, together with additional views (S. Rept. 95–845).

H.R. 4895, to establish within the General Services Administration a program to acquire strategic and critical stockpile materials through barter with foreign countries, with amendment (S. Rept. 95–846).

S. 3079, authorizing approximately $4.0 billion for construction at certain military installations (S. Rept. 95–847).

S. 2584, authorizing funds for fiscal year 1979 for the Nuclear Regulatory Commission, with amendment (S. Rept. 95–848).

S. 3045, to extend to 15 years the term for production credit association loans to producers or harvesters of aquatic products, with amendment (S. Rept. 95–849).

S. 2391, extending through fiscal year 1984 the life of the Commodity Futures Trading Commission, with an amendment (S. Rept. 95–850).

S. 2549, authorizing funds for fiscal years 1979 and 1980 for the National Science Foundation, with an amendment, together with minority views (S. Rept. 95–851).

S. 2579, to establish a President's Commission for the Protection of Human Subjects of Biomedical and Behavioral Research, with amendments (S. Rept. 95–852).

H.R. 11400, authorizing funds for the National Science Foundation, with recommendation (S. Rept. 95–853).

S. 2833, authorizing $3 million for each fiscal year through 1981 for the Farmer-to-Consumer Direct Marketing program, with amendment (S. Rept. 95–854).

S. 2850, authorizing funds through fiscal years 1979 and 1980 for programs administered under the Older Americans Act, with an amendment (S. Rept. 95–855).

S. 1753, authorizing funds through fiscal year 1983 for elementary and secondary education programs, with an amendment, together with additional views (S. Rept. 95–856).

S. 2441, to reshape the Government's assistance programs for mass transit and highways, with an amendment, together with additional views (S. Rept. 95–857).

S. 2883, authorizing funds for fiscal years 1979–1983 for the Corporation for Public Broadcasting, with amendments (S. Rept. 95–858).

S. 2416, to extend through fiscal year 1980 programs of assistance for nurse training, with amendments (S. Rept. 95–859).

S. 2474, to authorize funds for the extension through fiscal year 1983 of numerous programs administered under the Public Health Service Act, with amendment (S. Rept. 95–860).

S. 2604, authorizing funds through fiscal year 1980 for programs administered under the National Traffic and Motor Vehicle Safety Act and the Motor Vehicle Information and Cost Savings Act, with amendment (S. Rept. 95–861).

H.R. 10823, authorizing $572,000 for fiscal year 1979 for the National Advisory Committee on Oceans and Atmosphere, with an amendment (S. Rept. 95–862).

S. 2928, authorizing funds through fiscal year 1981 for programs administered under the International Investment Survey Act for the collection and dissemination of information on foreign investments in the U.S. and American investment overseas, with an amendment (S. Rept. 95–863).

S. 990, to provide special allowances to certain physicians employed by the Federal Government, with an amendment (S. Rept. 95–864).

S. 3081, authorizing funds for programs administered under the Federal Railroad Safety Act for fiscal years 1979 and 1980 (S. Rept. 95–865).

Conference report on S. Con. Res. 80, setting forth recommended levels for Federal revenues, new budget authority, total budget outlays, the budget deficit, and the public debt for fiscal year 1979 (S. Rept. 95–866).

H.R. 3161, to improve the basic workweek of firefighting personnel of executive agencies, with an amendment (S. Rept. 95–867).

H.R. 11003, to clarify the authority for employment of personnel in the White House and by the President, with amendments (S. Rept. 95–868).

S. 2316, proposing reform in the District of Columbia retirement system, with an amendment (S. Rept. 95–869).

S. 2541, authorizing funds for fiscal years 1979–1982 for certain highway safety programs, with amendments (S. Rept. 95–870)—Committee on Environment and Public Works discharged by unanimous consent.

S. 3084, authorizing funds for fiscal year 1979 for housing programs (S. Rept. 95–871).

S. 1140, to encourage and assist States to develop improved programs for the conservation of "nongame" species of fish and wildlife, with amendments (S. 95–872).

S. 2987, authorizing funds for fiscal years 1979–1982 to carry out conservation and rehabilitation program on military reservations and certain public lands, with amendments (S. Rept. 95–873).

S. 2899, authorizing funds for fiscal years 1979–1982 for programs administered under the Endangered Species Act, and to establish an Endangered Species Interagency Committee, with amendments (S. Rept. 95–874).

S. 3083, authorizing funds through fiscal year 1980 for programs administered under the Noise Control Act (S. Rept. 95–875).

H.R. 10884, authorizing funds through fiscal year 1981 for the Council on Environmental Quality, with an amendment (S. Rept. 95–876).

H.R. 11302, authorizing funds for fiscal year 1979 for research and development programs of the Environmental Protection Agency, with amendments (S. Rept. 95–877).

S. 2912, increasing the target prices for producers of wheat, feed grains and upland cotton, with an amendment (S. Rept. 95–878).

S. 3033, authorizing funds through fiscal year 1988 for the Secretary of Agriculture to provide cooperative forestry assistance to States, with amendments (S. Rept. 95–879).

S. 3034, authorizing funds through fiscal year 1988 for the Secretary of Agriculture to carry out forest and rangeland renewable resources research, and to provide

cooperative forest resources assistance to States, with amendment (S. Rept. 95-880).

S. 3035, authorizing funds through fiscal year 1988 for the Secretary of Agriculture to expand comprehensive extension programs concerning forest and rangeland renewable resources, with an amendment (S. Rept. 95-881).

S. 2946, authorizing the Secretary of Agriculture to relinquish exclusive legislative jurisdiction over lands or interests under his control (S. Rept. 95-882).

S. 2951, authorizing the Secretary of Agriculture to accept and administer on behalf of the U.S. gifts or devises of real or personal property for the benefit of the Department of Agriculture (S. Rept. 95-883).

S. 3085, extending through fiscal year 1982 the special supplemental and child care food programs (S. Rept. 95-884).

S. 2788, authorizing the purchase of an additional $600 million of series A preferred stock of the Consolidated Rail Corporation, with an amendment (S. Rept. 95-885).

S. 2767, authorizing funds for fiscal years 1979 and 1980 for programs administered under the Marine Protection, Research, and Sanctuaries Act, with an amendment (S. Rept. 95-886).

H.R. 10822, authorizing funds for fiscal years 1979 and 1980 for the National Sea Grant College Program, with an amendment (S. Rept. 95-887).

H.R. 10730, authorizing funds through fiscal year 1981 to carry out programs administered under the Marine Mammal Protection Act, with an amendment (S. Rept. 95-888).

S. 2796, authorizing funds through fiscal year 1981 for the Consumer Product Safety Commission, with amendments (S. Rept. 95-889).

S. 2600, extending certain vocational rehabilitation programs and establishing a comprehensive service program for the severely handicapped, with amendment (S. Rept. 95-890).

S. 2570, authorizing funds for programs administered under the Comprehensive Employment and Training Act, with an amendment (S. Rept. 95-891).

S. 2090, extending through fiscal year 1981 certain programs administered under the Economic Opportunity Act, with an amendment (S. Rept. 95-892).

S. Res. 450, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 11877, Peace Corps Act Amendments (without written report—referred to Committee on the Budget). Filed during recess of the Senate on Friday, May 12.

S. Res. 451, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 11445, authorizing funds for programs administered by the Small Business Administration for fiscal year 1979 (without written report—referred to Committee on the Budget).

S. Res. 453, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3075, authorizing funds for fiscal year 1979 for international security assistance programs (without written report—referred to Committee on the Budget).

Bills Passed: Pages 13724–13726

Middle East arms sales: By 44 yeas to 54 nays, Senate rejected S. Con. Res. 86, to disapprove the President's proposal for the sale of aircraft and related defense articles to Egypt, Israel, and Saudi Arabia. Page 13624

During debate of this measure today, Senate held a closed door session from 2:04 until 4:27 p.m. Page 13652

Unanimous consent agreement was reached for Senate staff to render a sanitized version of the transcript of the closed door session for future release to the public. Page 13775

Standard Reference Data: Senate passed with committee amendment and returned to the House H.R. 11232, authorizing funds for fiscal years 1979–1981 to carry out programs administered under the Standard Reference Data Act. Pages 13773–13774

Southwestern Power Administration: Senate passed with committee amendment and cleared for the House S. 2249, to prohibit rate discrimination among customers of the Southwest Power Administration. Pages 13774–13775

Congressional Budget: Senate agreed to the conference report, filed in disagreement, on S. Con. Res. 80, setting forth recommended levels for Federal revenues, new budget authority, total budget outlays, the budget deficit, and the public debt for fiscal year 1979. Senate agreed to the House amendment with an amendment, thereby clearing the measure for action of the House. Page 13710–13722

Presidential Message: Senate received a message from the President reporting a proposal to rescind budget authority previously provided by the Congress, four new deferrals of budget authority, and two revisions of previously transmitted budget authority deferrals—referred jointly to Committees on Appropriations; The Budget; Agriculture, Nutrition, and Forestry; Commerce, Science, and Transportation; Environment and Public Works; Energy and Natural Resources; and Foreign Relations (PM-176). Page 13722

Older Americans Act: By unanimous consent it was agreed that when H.R. 12255, Older Americans Act Amendments, is received by the Senate, it will be held at the desk. Page 13723

Bills Referred: H. Con. Res. 617, denouncing the assassination of Aldo Moro, was referred to Committee on Foreign Relations. Page 13723

Also, S. 3003, Cooperative Forestry Assistance Act, now pending before Committee on Agriculture, Nutrition, and Forestry, was jointly referred to that committee and to Committee on Commerce, Science, and Transportation. Page 13773

Messages From the House: Page 13723

Amendments Submitted for Printing: Pages 13733–13734

Communications: Page 13723

Statements on Introduced Bills: Pages 13726–13730

Additional Statements: Pages 13735–13764

Nominations: Senate received the following nominations:

On May 12, 1978

Peter F. Vaira, Jr., of Illinois, to be U.S. attorney for the eastern district of Pennsylvania; and

Philip B. Heymann, of Massachusetts, to be an Assistant Attorney General. Page 13775

On May 15, 1978

The following-named persons to be members of the National Council on Educational Research: Carl H. Pforzheimer, Jr., of New York; Wilson C. Riles, of California; Alonzo A. Crim, of Georgia; Betsy Levin, of North Carolina; and Catharine C. Stimpson, of Washington; and

Sundry nominations in the Army, Navy, and Marine Corps. Pages 13776–13778

Record Vote: One record vote was taken today. Page 13710

Recess: Senate met at 10 a.m. and recessed at 10:02 p.m. Page 13775

Committee Meetings

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of Transportation, receiving testimony from Senator Gravel, Representative Oberstar, and public witnesses.

Subcommittee adjourned subject to call.

ENERGY AUTHORIZATION

Committee on Energy and Natural Resources: Committee held hearings to question Deputy Secretary of Energy Jack O'Leary with regard to certain budgetary matters contained in S. 2692, authorizing funds for civilian programs of the Department of Energy for fiscal year 1979, following which committee resumed consideration of this bill, but did not complete action thereon and will meet again tomorrow.

ENDANGERED SPECIES AND SIKES ACT

Committee on Environment and Public Works: Committee ordered favorably reported, with amendments, the following bills:

S. 2899, authorizing funds for fiscal years 1978–1981 for programs administered under the Endangered Species Act, and to establish an Endangered Species Interagency Committee. As approved, the bill would authorize $25.5 million for fiscal year 1979, $28 million for fiscal year 1980, and $30.5 million for fiscal year 1981; and

S. 2987, authorizing funds for fiscal years 1979–1980 to carry out conservation and rehabilitation programs on military reservations and certain public lands. As approved by the committee, the bill would authorize $51 million for fiscal year 1979 and $61 million for fiscal year 1980.

SECURITY AND DEVELOPMENT ASSISTANCE

Committee on Foreign Relations: Committee ordered favorably reported two measures, as follows:

An original bill (S. 3074) authorizing funds for fiscal year 1979 for international development assistance programs; and

An original bill (S. 3075) authorizing funds for fiscal year 1979 for international security assistance programs.

On May 11, *Daily Digest* reported that S. 2646, international development assistance authorization, had been ordered favorably reported that day. Actually, the original bill described above was ordered reported today.

FREIGHT RATE COMPETITION

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly resumed oversight hearings on ICC price regulation in the motor common carrier industry, receiving testimony from Charles Fields, American Farm Bureau Federation, Washington, D.C.; Rod Ernst, Oakland, Calif., representing the Committee Urging Regulatory Reform for Efficient National Trucking; C. Robert Looney, Pittsburgh, National Industrial Traffic League; Henry M. Karel, Memphis, and Richard S. Marek, Chicago, National Small Shipments Traffic Conference, Inc.; Lee Cisneros, Akron, Ohio, representing Transportation Association of America; Wayne Clevenger, Imco Container Co., Kansas City, Mo.; Melvin Mitchell, Brown Shoe Co., St. Louis, Mo.; Jerry Ratledge, Dakota City, Nebr., representing Iowa Beef Processors, Inc.; and Anthony Santone, Allied Tube and Conduit Co., Harvey, Ill.

Hearings continue on Monday, May 22.

House of Representatives

Chamber Action

Bills Introduced: 17 public bills, H.R. 12714–12730; 1 private bill, H.R. 12731; and 4 resolutions. H.J. Res. 903–905, and H. Con. Res. 622 were introduced. Pages 13622–13623

Bills Reported: Reports were filed as follows:

H.R. 12467, to amend the Rehabilitation Act of 1973 to extend certain programs established in such Act, to establish a community service employment program for handicapped individuals, and to provide for independent living rehabilitation services for the severely handicapped, amended (H. Rept. 95-1149);

H.R. 12255, to amend the Older Americans Act of 1965 to provide for improved programs for older persons, amended (H. Rept. 95-1150, foregoing filed on Saturday, May 13);

H.R. 7577, to amend the Economic Opportunity Act of 1964, amended (H. Rept. 95-1151);

H.R. 11922, Domestic Volunteer Service Amendments of 1978, amended (H. Rept. 95-1152);

H.R. 12511, to extend for one year the child care food program of the National School Lunch Act and the women, infants, and children program of the Child Nutrition Act of 1966, amended (H. Rept. 95-1153);

H.R. 12589, to authorize appropriations for fiscal year 1979 under the International Investment Survey Act of 1976 (H. Rept. 95-1154);

H.R. 10729, Maritime Appropriation Authorization Act for fiscal year 1979, amended (H. Rept. 95-1155);

H.R. 11226, to promote a more adequate and responsive national program of water research and development, amended (H. Rept. 95-1156);

H.R. 11972, to authorize appropriations to the Department of Energy in accordance with section 660 of the Department of Energy Organization Act, amended (H. Rept. 95-1157);

H.R. 11655, to amend the Water Resources Planning Act (75 Stat. 244, as amended), amended (H. Rept. 95-1158);

H.R. 12594, Increasing the Authorization for the Federal Payment to the District of Columbia (H. Rept. 95-1159);

H.R. 12598, to authorize appropriations for fiscal year 1979 for the Department of State, the International Communication Agency, and the Board for International Broadcasting (H. Rept. 95-1160); and

H.R. 12433, to amend and extend certain Federal laws relating to housing, community and neighborhood development and preservation, and related programs, amended (H. Rept. 95-1161). **Pages H3948–H3949**

H.R. 11286, to amend the National Traffic and Motor Vehicle Safety Act of 1966 and the Motor Vehicle Information and Cost Savings Act to authorize appropriations for fiscal years 1979 and 1980, amended (H. Rept. 95-1162);

H.R. 12441, to amend the Toxic Substances Control Act to increase the authorization of appropriations contained in such Act (H. Rept. 95-1163);

H.R. 12442, to amend the Consumer Product Safety Act to extend the authorization of appropriations contained in such Act, amended (H. Rept. 95-1164);

H.R. 12536, to provide for increases in appropriations ceilings, development ceilings, land acquisition, and boundary changes in certain Federal park and recreation areas, amended (H. Rept 95-1165);

H.R. 11392, to authorize appropriations to the Department of Energy and the Federal Energy Regulatory Commission pursuant to section 660 of the Department of Energy Organization Act, amended (H. Rept. 95-1166);

H.R. 11622, to amend the Natural Gas Pipeline Safety Act of 1968 to provide for the safe operation of pipelines transporting natural gas, petroleum, petroleum products, and certain other materials, and to provide standards with respect to the siting, construction, and operation of liquefied natural gas and liquid petroleum gas facilities, amended (H. Rept. 95-1167);

H.R. 12342, to amend the Act of October 19, 1965, to provide additional authorization for the Library of Congress James Madison Memorial Building, amended (H. Rept. 95-1168);

H.R. 12106, to amend the Independent Safety Board Act of 1974 to authorize additional appropriations, amended (H. Rept. 95-1169);

H.R. 11871, to amend the Hazardous Materials Transportation Act to authorize appropriations for fiscal year 1979, amended (H. Rept. 95-1170);

H.R. 12647, to extend provisions of the Noise Control Act of 1972 for 1 year (H. Rept. 95-1171);

H.R. 11870, to amend the Act of July 19, 1940, to authorize additional appropriations, amended (H. Rept. 95-1172);

Conference report on S. Con. Res. 80, setting forth the congressional budget for the United States Government for the fiscal year 1979 (H. Rept. 95-1173);

H.R. 12162, to amend the Interstate Commerce Act to authorize additional appropriations for the Office of Rail Public Counsel, amended (H. Rept. 95-1174);

H.R. 12161, to amend the Regional Rail Reorganization Act of 1973 to authorize additional appropriations to the United States Railway Association for purposes of purchasing securities of the Consolidated Rail Corporation (H. Rept. 95-1175);

H.R. 12577, to amend the Federal Railroad Safety Act of 1970 to authorize additional appropriations, amended (H. Rept. 95-1176);

H.R. 12631, to provide for the coordination of federally supported and conducted research efforts regarding the Chesapeake Bay (H. Rept. 95-1177);

H.R. 12605, to amend the Communications Act of 1934 to extend and improve the provisions of such Act relating to long-term financing for the Corporation for Public Broadcasting and relating to certain grant programs for public telecommunications, amended (H. Rept. 95-1178);

H.R. 11778, to authorize and direct the Secretary of Agriculture to carry out forest and rangeland renewable resources research, and to provide cooperative assistance for such research to States and others, amended (H. Rept. 95-1179);

S. 2370, to remove the limitation on the amount authorized to be appropriated under the Volunteers in the National Forests Act of 1972 (H. Rept. 95-1180);

H.R. 10285, to extend the Commodity Exchange Act, as amended, for 4 years, amended (H. Rept. 95-1181);

H.R. 11493, to amend the Rail Passenger Service Act to extend the authorization of appropriations for an additional fiscal year, and to provide for public consideration and implementation of a rail passenger service study, amended (H. Rept. 95-1182);

H.R. 11777, to authorize and direct the Secretary of Agriculture to provide cooperative forestry assistance to States and others, amended (H. Rept. 95-1183);

H.R. 11779, to provide for an expanded and comprehensive extension program for forest and rangeland renewable resources, amended (H. Rept. 95-1184);

H.R. 11488, to amend titles XV and XVI of the Public Health Service Act to revise and extend the authorities and requirements under those titles for health planning and health resources development, amended (H. Rept. 95-1185);

H.R. 12460, to amend the Public Health Service Act and the Community Mental Health Centers Act to revise and extend the programs under those Acts for health care delivery centers, amended (H. Rept. 95-1186);

H.R. 12348, to amend the Drug Abuse Office and Treatment Act of 1972 to extend the programs of assistance under that Act for drug abuse prevention. education, treatment, and rehabilitation (H. Rept. 95-1187);

H.R. 12326, to amend the Developmental Disabilities Services and Facilities Construction Act to revise and extend the programs under that Act (H. Rept. 95-1188);

H.R. 12303, to amend title VIII of the Public Health Service Act to extend for 2 fiscal years the program of assistance for nurse training (H. Rept. 95-1189);

H.R. 12584, to amend the Public Health Service Act to revise and extend the authorities under that Act relating to health services research and health statistics and to establish a National Center for Health Care Technology (H. Rept. 95-1190);

H.R. 12370, to amend the Public Health Service Act and related health laws to revise and extend the programs of financial assistance for the delivery of health services (H. Rept. 95-1191);

H.R. 12347, to amend the Public Health Service Act to revise and extend the programs of assistance for libraries of medicine and the programs of the National Heart, Lung, and Blood Institute and the National Cancer Institute, and to revise and extend the program for National Research Service Awards, amended (H. Rept. 95-1192);

H.R. 12008, to amend the Comprehensive Drug Abuse Prevention and Control Act of 1970 and other laws to meet obligations under the Convention on Psychotropic Substances relating to regulatory controls on the manufacture, distribution, importation, and exportation of psychotropic substances (H. Rept. 95-1193);

H.R. 12637, to amend the North Pacific Fisheries Act of 1954, amended (H. Rept. 95-1194);

H.R. 12668, to establish a conservation program for the living marine resources of the Arctic and Southern Oceans (H. Rept. 95-1195);

H.R. 3633, to provide additional funds to the States for carrying out restoration projects and programs, amended (H. Rept. 95-1196);

H.R. 8394, to provide for payments to local governments based upon the acreage of the National Wildlife Refuge System which is within their boundaries, amended (H. Rept. 95-1197); and

H.R. 10898, to amend the Regional Rail Reorganization Act of 1973 to authorize appropriations for the United States Railway Association for fiscal year 1979, amended (H. Rept. 95-1198). **Pages 13621–13622, 13947**

Consent Calendar: On the call of the Consent Calendar, the House passed the following bills:

Cleared for the President:

Lake Herbert G. West: S. 1568 (in lieu of H.R. 10838), to name the lake located behind Lower Monumental Lock and Dam, Washington, Lake Herbert G. West.

Sent to the Senate without amendment:

Lake Moomaw: H.R. 12112, designating Gathright Lake on the Jackson River, Virginia, as Lake Moomaw; and

Ventura Harbor: H.R. 11241, to change the name of the harbor at Ventura Marina, California, to Ventura Harbor.

Sent to the Senate, amended:

Oklahoma lands: H.R. 4691, relating to the disposition of certain recreational demonstration project lands by the State of Oklahoma. Subsequently, this passage was vacated, and S. 920, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed.

Eligible bill not considered:

Passed over without prejudice: H.R. 10343.

Pages 13556–13558

Committee To Sit: All committees received permission to sit today during proceedings of the House under the 5-minute rule. **Page 13558**

Late Reports: All committees received permission to file reports by midnight tonight; and

Conferees received permission to file a conference report by midnight tonight on S. Con. Res. 80, setting forth the congressional budget for the United States Government for the fiscal year 1979. **Pages 13558, 13559**

Joint Referrals: H.J. Res. 848, H. Con. Res. 558, and H. Con. Res. 560, disapproving proposed regulations of the Department of the Treasury requiring centralized governmental registration of firearms, which have been

referred to the Committee on Ways and Means, were jointly referred to the Committee on the Judiciary.

Page 13560

Maritime Satellite Telecommunications: By a yea-and-nay vote of 350 yeas, Roll No. 311, the House voted to suspend the rules and pass H.R. 11209, to provide for the establishment, ownership, operation, and governmental oversight and regulation of international maritime telecommunications services. Pages 13560–13566

Foreign Aid Authorization: By a yea-and-nay vote of 225 yeas to 148 nays, Roll No. 313, the House passed H.R. 12222, International Development and Food Assistance Act of 1978.

Rejected a motion to recommit the bill to the Committee on International Relations.

Agreed to an amendment that reduces authorized funding for programs by 5 percent, with the exception of funds for food and nutrition, and American schools and hospitals abroad (agreed to by a recorded vote of 200 ayes to 172 noes, Roll No. 312, after having been previously rejected by a division vote of 15 ayes to 33 noes).

The Clerk was authorized to correct section numbers, punctuation, and cross references, and to insert appropriate section and title headings in the engrossment of the bill. Pages 13566–13570

Hubert H. Humphrey Fellowship: By a yea-and-nay vote of 222 yeas to 152 nays, Roll No. 314, the House passed H.R. 10392, to establish a Hubert H. Humphrey Fellowship in Social and Political Thought at the Woodrow Wilson International Center for Scholars at the Smithsonian Institution and to establish a trust fund to provide a stipend for such fellowship.

H. Res. 1173, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 13570–13573

Fire Prevention Authorization: By a yea-and-nay vote of 360 yeas to 11 nays, Roll No. 315, the House passed H.R. 11291, to authorize appropriations for the Federal Fire Prevention and Control Act of 1974, and to change the name of the National Fire Prevention and Control Administration to the United States Fire Administration.

H. Res. 1118, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 13573–13579

Meeting Hour: By unanimous consent, the House will meet at 10 a.m. on Tuesday, May 23. Pages 13579–13580

Suspensions: House voted to suspend the rules and pass the following:

International Trade Commission: H.R. 11005, amended, to provide authorization of appropriations for the United States International Trade Commission for fiscal year 1979; Pages 13580–13581

Duty suspension: H.R. 5551, amended, to suspend for a three-year period the duty on 2-Methyl, 4-chlorophenol. Agreed to amend the title of the bill; and

Page 39581

Older Americans: H.R. 12255, amended, to amend the Older Americans Act of 1965 to provide for improved programs for older persons (passed by a yea-and-nay vote of 361 yeas to 6 nays, Roll No. 317).

Pages 13581–13604, 13607–13608

Suspension Failed: By a yea-and-nay vote of 218 yeas to 145 nays, Roll No. 318, the House failed to suspend the rules and pass H.R. 4030, amended, to amend the Internal Revenue Code of 1954 to increase the amount of stock which certain private foundations may hold in certain public utilities without being subject to the excise tax on excess business holdings.

Earlier, by a yea-and-nay vote of 334 yeas to 16 nays, Roll No. 316, agreed to order a second.

Pages 13604–13607, 13608–13609

Adjournment: Adjourned at 5:21 p.m.

Committee Meetings

U.S. CONTRIBUTION TO TIN BUFFER STOCK

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials held a hearing on H.R. 9486, to authorize a contribution by the United States to the Tin Buffer Stock established under the Fifth International Tin Agreement. Testimony was heard from Stephen W. Bosworth, Deputy Assistant Secretary of State for International Resources and Food Policy; Ronald Royal, Assistant Director for Civil Crisis Preparedness, GSA; and R. D. Coursen, Director, Malaysian Tin Bureau.

THREAT TO NATO

Committee on Armed Services: Subcommittee on NATO Standardization, Interoperability and Readiness met for continued briefing on the threat to NATO, by Lt. Col. Frederick Walker, USA, Senior Military Analyst, Soviet Warsaw Pact Area, Defense Intelligence Agency.

AMTRAK IMPROVEMENT ACT—PUBLIC TELECOMMUNICATIONS FINANCING ACT—DOE AUTHORIZATIONS

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House the following bills:

H.R. 11493 amended, Amtrak Improvement Act of 1978; and

H.R. 12605 amended, Public Telecommunications Financing Act of 1978;

H.R. 11392 as amended, Department of Energy Civilian Programs Authorization; and

H.R. 12163 as amended, Department of Energy authorization.

FAIR HOUSING AMENDMENTS

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on H.R. 3504, Title II, Fair Housing Amendments Act. Testimony was heard from Dr. Robert L. Okin, Massachusetts Commissioner of Mental Health; Reese Robrahn, American Council of the Blind; and Brian Linn, The National Center for Law and The Handicapped, Inc.

NORTH PACIFIC FISHERIES ACT

Committee on Merchant Marine and Fisheries: Met and ordered reported favorably to the House H.R. 12637 amended, to amend the North Pacific Fisheries Act of 1954.

NUCLEAR WASTE DISPOSAL

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held a hearing on nuclear waste disposal in the oceans. Testimony was heard from representatives of Department of State; Nuclear Regulatory Commission; U.S. Department of Energy; Sandia National Laboratory; Harvard University; and Environmental Protection Agency.

CIVIL SERVICE REFORM

Committee on Post Office and Civil Service: Continued hearings on H.R. 11280, Civil Service reform. Testimony was heard from National Association of Government Employees; National Association of Concerned Veterans; American Veterans Committee; and AFL-CIO.

UNION STATION IMPROVEMENT ACT—AIR SERVICE IMPROVEMENT ACT—COAL PIPELINE ACT

Committee on Public Works and Transportation: Met and ordered reported favorably to the House the following bills:

H.R. 11207 amended, Union Station Improvement Act of 1978;

H.R. 12611 amended, Air Service Improvement Act of 1978; and began markup of H.R. 1609, Coal Pipeline Act; and will continue tomorrow; and approved a public building prospectus; and a resolution project report.

QUALITY OF URBAN LIFE

Committee on Science and Technology: Subcommittee on DISPAC continued hearings on the role of research and development in improving the quality of urban life. Testimony was heard from William Gorham, Urban Institute; Henry Eschewege, GAO; and Jack Sanderson, National Science Foundation.

MINORITY PARTICIPATION IN RAILROAD PROCUREMENTS

Committee on Small Business: Subcommittee on Minority Enterprise and General Oversight held a hearing on minority participation in railroad procurements. Testimony was heard from representatives of Federal Railroad Administration; minority business trade organizations; and minority business persons.

Joint Committee Meeting

CONGRESSIONAL BUDGET

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. Con. Res. 80, setting forth recommended levels for Federal revenues, new budget authority, total budget outlays, the budget deficit, and the public debt for fiscal year 1979.

As agreed to by the conferees, the resolution would provide $447.9 billion for revenues, $568.85 billion in new budget authority, $498.8 billion in outlays, $50.9 billion budget deficit, and $849.1 billion public debt.

Tuesday, May 16, 1978

Senate

Chamber Action

Routine Proceedings, pages 13801–13882

Bills Introduced: Four bills were introduced, as follows: S. 3886–3889. Page 13853

Bills Reported: Reports were made as follows:

S. 2511, to restrict the possession and carrying of firearms and dangerous weapons by members of the D.C. Department of Corrections to periods when they are on duty and authorized by the Director of such Department (S. Rept. 95–893).

S. 2512, to authorize the arrest in the District of Columbia of material witnesses in criminal cases (S. Rept. 95–894).

S. 2556, changing the name of the District of Columbia Bail Agency to the District of Columbia Pretrial Service Agency (S. Rept. 95–895). Page 13853

Bills Passed:

Surface Mining: Senate passed with committee amendment and cleared for the House S. 2463, authorizing funds to implement the Federal Surface Mining Control and Reclamation Act. Pages 13801–13802

Museum of African Art: Senate passed with committee amendments and cleared for the House S. 2507,

authorizing the Smithsonian Institution to acquire the Museum of African Art. Pages 13802–13806

Hubert H. Humphrey Fellowship: Senate passed without amendment and cleared for the President, H.R. 10392, to establish a Hubert H. Humphrey Fellowship in Social and Political Thought at the Woodrow Wilson International Center for Scholars at the Smithsonian Institution.

S. 2730, Senate companion bill, was indefinitely postponed. Pages 13806–13807

Labor Reform: Senate began consideration of H.R. 8410, to amend the National Labor Relations Act so as to strengthen remedies and expedite procedures under such Act, agreeing to Williams unprinted amendment No. 1315, in the nature of a substitute, embodying the text of the Senate companion measure, S. 2467, as reported. By unanimous consent it was agreed that the bill, as so amended, will be considered as original text for purpose of further amendment, and that all amendments submitted to date to S. 2467 are considered to be in order to the pending substitute. Pages 13811–13851

Vice Presidential Appointments: Vice President appointed Senator Abourezk as a Congressional Adviser to the U.N. General Assembly Special Session on Disarmament, to be held in New York City, May 23–June 28, 1978; and Senator Sparkman as a Congressional Adviser to the SALT Delegation in Geneva during 1978. Page 13875

Bills to be Held at Desk: By unanimous consent it was agreed that the following three bills (House messages) will be held at the desk when received: H.R. 11291, Fire Prevention and Control Act authorizations; S. 2093, Exchange Stabilization Fund amendments; and S. 2401, insulation standards. Page 13882

Messages From the House: Page 13852

Amendments Submitted for Printing: Pages 13854–13858

Communications: Pages 13852–13853

Statements on Introduced Bills: Pages 13853–13854

Additional Statements: Pages 13858–13875

Nominations: Senate received one Army nomination in the rank of General; three Navy in the rank of Admiral; and two Air Force in the rank of General. Page 13882

Adjournment: Senate met at 11:30 a.m. and adjourned at 6:20 p.m. Page 13881

Committee Meetings

RAIL CAR SHORTAGE

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Production, Marketing, and Stabilization of Prices resumed hearings on the rail car shortage and other transportation problems affecting American farmers, receiving testimony from Governor Bob Bennett of Kansas, and Raymond Cooper, National Cotton Council, Washington, D.C.

Hearings were adjourned subject to call.

APPROPRIATIONS—D.C.

Committee on Appropriations: Subcommittee held hearings on proposed budget estimates for fiscal year 1979 for the District of Columbia, receiving testimony from Kenneth Back, Director, Department of Finance and Revenue, Comer S. Coppie, Director, Office of Budget and Management Systems, and Sam D. Starobin, Director, Department of General Services, all of the District of Columbia Government.

Hearings continue on Thursday, May 18.

APPROPRIATIONS—ENERGY

Committee on Appropriations: Subcommittee on the Interior resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of Energy, receiving testimony from Secretary of Energy James R. Schlesinger, who was accompanied by several of his associates of the Department of Energy.

Hearings continue tomorrow.

TECHNOLOGY EXPORTS

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance held joint oversight hearings with Science, Technology, and Space Subcommittee of Committee on Commerce, Science, and Technology on the competitiveness of U.S. high technology exports in world markets. Witnesses heard were Dr. Gary C. Hufbauer, Deputy Assistant Secretary of the Treasury for Trade and Raw Materials Policy; Dr. Jack Baranson, Developing World Industry and Technology, Inc., Washington, D.C.; H. Eugene Douglas, Memorex Corporation, McLean, Virginia; Dr. Klaus Heiss, ECON, Inc., Princeton, New Jersey; and Dr. L. W. Steele, General Electric Company, Schenectady, New York.

Hearings continue tomorrow.

DOE AUTHORIZATIONS

Committee on Environment and Natural Resources: Committee continued consideration of S. 2692, authorizing funds for civilian programs of the Department of Energy for fiscal year 1979, and S. 2693, authorizing funds for national security programs of the Department of Energy for fiscal year 1979, but did not complete action thereon and recessed subject to call.

SOUTHWEST BORDER EDUCATION ASSISTANCE

Committee on Environment and Public Works: Subcommittee on Regional and Community Development began hearings on S. 2997, authorizing funds for emergency assistance to southwest border State school districts educating immigrant children born in Mexico, receiving testimony from Thomas Anderson, Texas Education Agency, Austin; Raul A. Besteiro, Brownsville Independent School District, Texas; Dr. Gonzalo Garza, Eagle Pass Independent School District, Texas; and James K. Clark, Nogales Unified School District, Arizona.

Hearings were recessed subject to call.

DEPARTMENT OF EDUCATION

Committee on Governmental Affairs: Committee resumed hearings on S. 991, to create a separate Cabinet-level Department of Education, receiving testimony from James Joseph, Under Secretary of the Interior; Dr. Gerald Gipp, Office of Indian Education, Department of Health, Education, and Welfare; P. Sam Deloria, National Congress of American Indians, Albuquerque; Patricia Locke, National Tribal Chairmen's Association, Denver; Billie Nave Masters, National Education Association, Washington, D.C.; Joseph Dupris, Coalition of Indian Controlled School Boards, Denver; Lionel Bordeaux, National Indian Education Association, Minneapolis; Leroy Clifford, American Indian Higher Education Consortium, Denver; William E. York, Mississippi Band of Choctaw Indians, Philadelphia, Mississippi; Samuel Billison, The Navajo Nation, Window Rock, Arizona; Frank Tenorio, All-Indian Pueblo Council, Albuquerque; Ferdinand Martineau, The Minnesota Chippewas, Cass Lake, Minnesota; and Skip Skanen, Affiliated Tribes of Northwest Indians, Desmith, Idaho.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on the Judiciary: Committee ordered favorably reported S. 1826, 2237, 2247, 2379, 2687, and H.R. 3996, all private immigration bills, and H.R. 3994, a private claims bill.

Also, committee approved the following nominations:

Donald W. Banner, of Illinois, to be Commissioner of Patents and Trademarks; Ellen B. Burns, to be U.S. district judge for the district of Connecticut; Robert F. Collins, to be U.S. district judge for the eastern district of Louisiana; Cristobal C. Duenas, to be Judge of the district court of Guam; Daniel M. Friedman, of the District of Columbia, to be Chief Judge of the U.S. Court of Claims; Harold H. Greene, to be U.S. District Judge for the District of Columbia; Alfred Laureta, of Hawaii, to be Judge for the district court for the Northern Mariana Islands; George H. Lowe, to be U.S. attorney for the northern district of New York; Peter J. McLaughlin, to be U.S. marshal for the district of Delaware; and Leonard B. Sand, to be U.S. District Judge for the southern district of New York.

Committee indefinitely postponed action on 20 private immigration bills, as follows: S. 134, 171, 193, 227, 401, 423, 451, 475, 1299, 1355, 1389, 1524, 1777, 1823, 2244, 2255, 2299, 2325, 2681, and H.R. 7794.

Committee began consideration of the proposed authorization for fiscal year 1979 for the Department of Justice, but did not complete action thereon and will meet again tomorrow.

ALIEN ADJUSTMENT

Committee on the Judiciary: Committee resumed hearings on S. 2252, to permit the creation of a record of admission for permanent residence in the case of certain aliens who have entered the U.S., receiving testimony from Senator Schmitt; Delegate Ron de Lugo; A. Michael Romo, National Congress of Hispanic American Citizens, Washington, D.C.; Martin J. Carr, Board of Supervisors, Los Angeles County; Ruben Torres, Legal Alien Student Population for Texas Region I Education Service Center; and Domingo Gonzalez, American Friends Service Committee, Washington, D.C.

Hearings continue tomorrow.

LABELING OF EXPLOSIVES

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures resumed hearings on S. 2013, to require the additional labeling of explosive materials for the purpose of identification and detection, receiving testimony from Dr. Russell Dietz, Brookhaven Laboratory, Upton, New York, and James Landry, Air Transport Association of America, Washington, D.C.

Hearings continue on Thursday, May 18.

EDUCATIONAL ASSISTANCE

Select Committee on Indian Affairs: Committee concluded hearings on S. 857, to provide Federal financial educational assistance to native Hawaiians, after receiving testimony from Myron Thompson, Dr. Pauline King Joerger, and Manu Goodness, all of Alu Like, Inc., Honolulu; and Van Horn Diamond, Hawaii State Federation of Labor, AFL–CIO, Honolulu.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Committee resumed hearings on S. 2525, to improve the intelligence systems of the U.S. by establishing a statutory basis for U.S. intelligence activities, receiving testimony from Richard Helms, Washington, D.C.

Hearings continue on Thursday, May 18.

MEDI-GAP

Special Committee on Aging: Committee began hearings on the degree to which older Americans are purchasing more private health insurance than needed to supplement gaps in the Medicare programs, receiving testimony from Robert Lowry, Raleigh, North Carolina; Jules L. Klowden, Senior Service Center, San

Diego; Duane Chapman, accompanied by William E. Grubbs, Bankers Life and Casualty Co., Chicago; Harold R. Wilde, Wisconsin Commission of Insurance, Madison; and W. W. Cooper, Florida State Insurance Department, Tallahassee.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 12 public bills, H.R. 12732–12743; and 19 resolutions, H.J. Res. 906–915, H. Con. Res. 623, and H. Res. 1179–1186 were introduced. Pages 13947–13949

Report Filed: One report was filed as follows: H. Res. 1186, providing for the consideration of H.R. 39, Alaska National Interest Lands Conservation Act (H. Rept. 95–1199). Page 13947

Journal: By a yea-and-nay vote of 348 yeas to 12 nays, Roll No. 319, the House approved the Journal of Monday, May 15. Page 13882

Late Report: Committee on Rules received permission to file a privileged report by midnight tonight. Page 13883

Private Calendar: On the call of the Private Calendar, the House passed over without prejudice H.R. 1798, 3084, 3995, 5612, 10210, 1415, and 10160. Pages 13883–13884

Suspensions: House voted to suspend the rules and pass the following bills:

Rehabilitation services: H.R. 12467, amended, to amend the Rehabilitation Act of 1973 to extend certain programs established in such Act, to establish a community service employment program for handicapped individuals, and to provide for independent living rehabilitation services for the severely handicapped (passed by a yea-and-nay vote of 382 yeas to 12 nays, Roll No. 320); Pages 13885–13906, 13914–13915

Exchange Stabilization Fund: S. 2093, amended, to provide that the Exchange Stabilization Fund shall not be available for payment of administrative expenses; Pages 13906–13909

Excise tax on certain trucks and buses: H.R. 1337, to amend the Internal Revenue Code of 1954 with respect to excise tax on certain trucks, buses, tractors, et cetera; and Pages 13909–13910

Insulation safety standards: H.R. 11998, amended, to amend the Consumer Products Safety Act to establish an interim consumer product safety rule relating to the standards for flame resistance and corrosiveness of certain insulation. Subsequently, this passage was vacated and S. 2401, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Pages 13910–13914

District of Columbia Appropriations: By a voice vote, the House agreed to the conference report on H.R. 9005, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1978—clearing the measure for Senate action.

House receded in its disagreement and concurred in Senate amendments Nos. 2, 22, 28, and 39.

House receded from its disagreement and concurred, with amendment, in Senate amendments Nos. 20, 26, and 37 (on a division of the question, agreed to concur, with amendment, by a yea-and-nay vote of 199 yeas to 183 nays with 1 voting "present", Roll No. 322). Earlier, the House rejected a motion to table the motion to concur, with amendment, to No. 37 by a yea-and-nay vote of 190 yeas to 199 nays with 1 voting "present", Roll No. 321. Pages 13915–13924

DOE National Security Programs: House concluded all general debate and began reading for amendment on H.R. 11686, to authorize appropriations for the Department of Energy for national security programs for fiscal year 1979; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Wednesday, May 17.

Pending when the Committee of the Whole rose was an amendment that seeks to prohibit the use of any funds for the production of enhanced radiation weapons.

H. Res. 1174, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 378 yeas, Roll No. 323. Pages 13924–13933

Adjournment: Adjourned at 5:20 p.m.

Committee Meetings

CONSUMER NUTRITION INFORMATION

Committee on Agriculture: Met for markup and agreed to recommit to the Subcommittee on Domestic Marketing for further hearings H.R. 12428, National Consumer Nutrition Information Act.

TANK GUN COOPERATIVE DEVELOPMENT PROGRAM

Committee on Armed Services: Subcommittee on Investigations met and approved for full committee action report on the Army reprograming request to increase the fiscal year 1978 Tank Gun Cooperative Development Program.

KENNEDY ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of President John F. Kennedy continued hearings in executive session.

SAFE BANKING ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued markup of H.R. 9600, Safe Banking Act, and will resume tomorrow.

SMALL CITIES

Committee on Banking, Finance and Urban Affairs: Subcommittee on the City held a hearing on small cities: How can the Federal and State Governments respond to their diverse needs. Testimony was heard from a panel on impact of recent population and economics trend on small cities; a panel on the role of State and regional agencies in meeting small city needs, which included Governor James B. Hunt of North Carolina; and a panel of administration witnesses on the Federal response to small city needs.

U.S. COAL PRODUCTION

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining held an oversight hearing on U.S. coal production. Testimony was heard from Deputy Secretary John O'Leary, Department of Energy; Guy Martin, Assistant Secretary, Land and Water Resources, Department of the Interior; and public witnesses.

UGANDA VIOLATIONS OF HUMAN RIGHTS

Committee on International Relations: Met and ordered reported favorably to the House by unanimous voice vote H. Con. Res. 612, Condemning violations of rights by the Government of the Republic of Uganda and urging the President to take certain actions with respect to those violations.

PROPOSED AIRCRAFT SALE

Committee on International Relations: Concluded hearings in executive session and tabled various resolutions on the proposed aircraft sale to Israel, Egypt, and Saudi Arabia. Testimony was heard from Jerome Stolarow, Deputy Director for Procurement and Systems Acquisition Division, GAO.

MOZAMBIQUE

Committee on International Relations: Subcommittee on Africa held a hearing on perspectives on Mozambique. Testimony was heard from Richard Moose, Assistant Secretary of State, Bureau of African Affairs; and public witnesses.

SPECIAL PROSECUTOR ACT—WORLDWIDE CEILING ON IMMIGRATION

Committee on the Judiciary: Met and ordered reported favorably to the House the following bills:

H.R. 9705 as amended, Special Prosecutor Act of 1977; and

H.R. 12443 amended, to amend section 201(a), 202(c) and 203(a) of the Immigration and Nationality Act, as amended, and to establish a Select Commission on Immigration and Refugee Policy.

RECIPROCAL OCEAN AGREEMENTS ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 11862, Reciprocal Ocean Agreements Act of 1978. Testimony was heard from representatives of the Departments of Treasury, Transportation, Justice, Commerce, State and Federal Maritime Commission.

DRUG PREVENTION IN SCHOOLS

Select Committee on Narcotics Abuse and Control: Held a hearing on drug prevention programs in the schools. Testimony was heard from Arthur Jaffe, Director, SPARK program, N.Y.C.; Don Samuels, Coordinator of PRIDE, Dade County, Fla.; Dr. Stephen Newman, Director of the Ombudsman program, Charlotte, N.C.; Dr. Carmen Maymi, Coordinator, Center for Multicultural Awareness, Development Associates, Arlington, Va.; and Ms. Bunny Stalpes, Director of Elder Education, Center for Human Services, Chevy Chase, Maryland.

COAL PIPELINE ACT

Committee on Public Works and Transportation: Met and ordered reported favorably to the House H.R. 1609 amended, Coal Pipeline Act of 1977.

ALASKA NATIONAL INTEREST LANDS CONSERVATION ACT

Committee on Rules: Granted an open rule providing three hours of general debate; two hours to be equally divided and controlled by the chairman and ranking minority member of the Committee on Interior and Insular Affairs and one hour to be equally divided and controlled by the chairman and ranking minority member of the Committee on Merchant Marine and Fisheries; waiving sections 401(a) and 402(a) of the Congressional Budget Act of 1974; providing that in lieu of the amendment in the nature of a substitute recommended by the Committee on Interior and Insular Affairs now printed in italic in the bill, it shall be in order to consider the text of the bill H.R. 12625 if offered as an amendment in the nature of a substitute for the bill; providing that the bill be read for amendment by titles instead of by sections; waiving all points of order against the substitute or any amendment in the nature of a substitute offered thereto, for failure to comply with the provisions of clause 7, Rule XVI and clause 5, Rule XXI; providing it shall be in order to consider as amendments to said substitute provisions contained in the text of the bill H.R. 39 as introduced, in the text of the amendment in the nature of a sub-

stitute recommended by the Committee on Interior and Insular Affairs now printed in the bill H.R. 39, and in the text of the amendments recommended by the Committee on Merchant Marine and Fisheries now printed in the bill H.R. 39 and waiving all points of order against said amendments for failure to comply with the provisions of clause 7, Rule XVI and clause 5, Rule XXI and providing one motion to recommit with or without instructions, on H.R. 39, Alaska National Interest Lands Conservation Act. Testimony was heard from Chairman Udall and Representatives Seiberling, Santini and Young of Alaska.

DOT'S EFFORTS TO IMPROVE AIR NAVIGATION FACILITIES

Committee on Public Works and Transportation: Subcommittee on Navigation held a hearing on Department of Transportation's efforts to improve air navigation facilities. Testimony was heard from James B. King, Chairman, National Transportation Safety Board, and public witnesses.

Hearings continue tomorrow.

FEDERAL DISASTER RELIEF PROGRAM

Committee on Public Works and Transportation: Subcommittee on Investigations and Review held an oversight hearing on the Federal disaster relief program. Testimony was heard from Representative Applegate; Rev. Emanuel Cleaver, United Methodist Church, Kansas City, Mo.; and Rev. James Blair, Metropolitan Inter-Church Agency, Kansas City, Mo.

Hearings continue tomorrow.

CRIMINAL SENTENCING

Committee on Science and Technology: Subcommittee on DISPAC began hearings on research into criminal sentencing. Testimony was heard from Representative Conyers; U.S. Federal Court District Judge Marvin Frankel; Dr. Milton Burdman, President, the American Justice Institute; and Harvard University Professor of Law Alan Dershowitz.

Hearings continue tomorrow.

INTERNATIONAL SPACE PROGRAMS

Committee on Science and Technology: Subcommittee on Space Science and Applications held a hearing on international space programs. Testimony was heard from Ambassador Peter Jankowitsch, U.N. Committee on Peaceful Uses of Outer Space; Professor Hubert Curien, President, CNES, France; and Dr. Minoru Oda, Chairman, Space Science Committee, University of Tokyo, Japan.

Hearings continue tomorrow.

NATIONAL LABORATORIES

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy Research, Development and Demonstration continued hearings on national laboratories. Testimony was heard from Dr. Alan Lovelace, Deputy Administrator, NASA; and Dr. Ruth M. Davis, Deputy Under Secretary of Defense.

GI EDUCATIONAL LOAN PROGRAM

Committee on Veterans' Affairs: Subcommittee on Education and Training held an oversight hearing on GAO report on the GI educational loan program. Testimony was heard from representatives of Veterans' Administration and General Accounting Office.

NEW YORK CITY FINANCIAL ASSISTANCE ACT

Committee on Ways and Means: Met and ordered reported favorably to the House H.R. 12426, amended, New York City Financial Assistance Act of 1978.

Wednesday, May 17, 1978

Senate

Chamber Action

Routine Proceedings, pages 14014–14094

Bills Introduced: Nine bills and three resolutions were introduced, as follows: S. 3090–3098; S. J. Res. 134; and S. Res. 455–456. **Pages 14056–14057, 14076**

Bills Reported: Reports were made as follows:

S. 1826, 2247, 2379, 2687, 2237, H.R. 3994 and 3996, private bills (S. Repts. 95-896 to 95-902, respectively).

S. Res. 455, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3076, to authorize funds for fiscal year 1979 for the Department of State, the International Communication Agency, and the Board for International Broadcasting (without written report—referred to Committee on the Budget). **Page 14056**

Bill Passed:

Archaeological preservation: Senate passed without amendment and cleared for the House S. 2699, authorizing funds for fiscal years 1979–1983 for continued scientific preservation and study of significant archaeological materials which may be adversely affected by Federal construction. **Page 14014**

Labor Reform: Senate continued consideration of H.R. 8410, to amend the National Labor Relations Act so as to strengthen remedies and expedite procedures under such Act. **Pages 14019–14052**

Bill Referred: H.R. 12222, International Development and Food Assistance Act, was referred to Committee on Foreign Relations. **Page 14054**

Bill Placed on Calendar: S. 3067, to extend for five years the Commission on Civil Rights, was read the second time and placed on the Senate Calendar. **Page 14019**

Messages From the House: **Page 14054**

Amendments Submitted for Printing: **Page 14076**

Statements on Introduced Bills: **Pages 14057–14076**

Additional Statements: **Pages 14076–14093**

Bills Held at Desk: H.R. 5551, to suspend until June 30, 1980, the duty on 2-methyl 4-chlorophenol, was received and ordered to be held at the desk for not to exceed 48 hours; and H.R. 11291, Fire Prevention and Control Act authorizations, and H.R. 12255, Older Americans Act amendments, were also received and held at the desk. **Page 14015**

Also, it was agreed that when Senate receives H.R. 39, Alaska National Interest Lands Conservation Act, it be held at the desk for not to exceed 24 hours. **Page 13054**

Confirmations: Senate confirmed the following nominations:

Daniel M. Friedman, of the District of Columbia, to be Chief Judge of the U.S. Court of Claims;

Jack E. Tanner, to be U.S. district judge for the eastern and western districts of Washington;

Robert F. Collins, to be U.S. district judge for the eastern district of Louisiana;

Ellen B. Burns, to be U.S. district judge for the district of Connecticut;

Harold H. Greene, to be U.S. district judge for the District of Columbia;

Cristobal C. Duenas, to be judge of the district court of Guam;

Leonard B. Sand, to be U.S. district judge for the southern district of New York;

Alfred Laureta, of Hawaii, to be judge for the district court for the Northern Mariana Islands;

Peter J. McLaughlin, to be U.S. marshal for the district of Delaware; and

David G. Gartner, of Virginia, to be a Commissioner of the Commodity Futures Trading Commission. **Pages 14094–14095**

Nominations: Senate received the following nominations:

Russell T. Baker, Jr., to be U.S. attorney for the district of Maryland.

To be U.S. Representatives to the Tenth Special Session of the U.N. General Assembly Devoted to Disarmament: Andrew J. Young, of Georgia; W. Averell Harriman, of New York; Senator McGovern; Representative Whalen; and Paul Newman, of Connecticut;

To be Alternate Representatives of the U.S. to the Tenth Special Session of the U.N. General Assembly Devoted to Disarmament: Adrian S. Fisher, of the District of Columbia; James F. Leonard, Jr., of New York; Senator Mathias; Representative Simon; and Marjorie Craig Benton, of Illinois;

Shane Devine, to be U.S. district judge for the district of New Hampshire;

To be Members of the Federal Farm Credit Board, Farm Credit Administration: George W. Lacey, of Montana; John D. Naill, Jr., of Arkansas; and Dwight L. Tripp, Jr., of Maine;

To be Members of the National Commission on Libraries and Information Science: Robert W. Burns, Jr., of Colorado; Horace E. Tate, of Georgia, Joan H. Gross, of New York; Clara Stanton Jones, of Michigan; and Frances Healy Naftalin, of Minnesota; and

Two Air Force nominations in the rank of General. **Page 14094**

Recess: Senate met at 11:30 a.m. and recessed at 5:55 p.m. **Page 14094**

Committee Meetings

COMMITTEE BUSINESS

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the following business items:

S. 1835, directing the Secretary of Agriculture to compile and publish information relating to the adequacy of the transportation system to meet the needs of agricultural and rural development in the U.S.;

An original resolution expressing the sense of the Senate concerning the shortage of rail cars and the status of the rural rail transportation system; and

The nomination of David G. Gartner, of Virginia, to be a Commissioner of the Commodity Futures Trading Commission.

Also, committee received a report on the activities of the Farm Credit Administration from C. K. Cardwell, Deputy Governor, Credit and Operations, and C. T. Fredrickson, Director, Supervisory Division, Office of Credit and Operations, both of the Farm Credit Administration. Committee also received a report on conservation programs from M. Rupert Cutler, Assistant Secretary of Agriculture for Conservation, Research, and Education.

Prior to these actions committee held hearings on the nomination of Mr. Gartner, where the nominee, who was introduced by Senator Humphrey, testified and answered questions on his own behalf.

APPROPRIATIONS—ENERGY

Committee on Appropriations: Subcommittee on the Interior continued hearings on proposed budget estimates for fiscal year 1979 for the Department of Energy, receiving testimony from Donald J. Beattie, Acting Assistant Secretary, Conservation and Solar Applications, David J. Bardin, Administrator, Economic Regulatory Administration, and Lincoln E. Moses, Administrator, Energy Information Administration, all of the Department of Energy.

Subcommittee will meet again tomorrow.

FINANCIAL PRIVACY

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Institutions resumed hearings on S. 2293, to modernize the banking laws with regard to the geographic placement of electronic fund transfer systems, and S. 2096 and 1460, prescribing procedures and standards for Government disclosure of certain financial information to Government agencies by financial institutions, receiving testimony from Senator Mathias; Representative Pattison; Robert Carswell, Deputy Secretary of the Treasury; Benjamin R. Civiletti, Deputy Attorney General, Department of Justice; Harold M. Williams, Chairman, Securities and Exchange Commission; Jeremiah Gutman, Privacy Committee, American Civil Liberties Union, New York City; Robert Ellis Smith, Privacy Journal, Washington, D.C.; James L. Brown, Center for Consumer Affairs, Milwaukee, Wisconsin; and Thomas D. Rath, Attorney General of New Hampshire, Concord, and John D. Degnan, Attorney General of New Jersey, Trenton, representing The National Association of Attorneys General.

Hearings were recessed subject to call.

FOREIGN BARRIERS—U.S. EXPORTS

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance held oversight hearings on restrictions employed by foreign countries to hold down imports of U.S. goods, receiving testimony from Alan W. Wolff, Deputy Special Representative for Trade Negotiations; William R. Cline, Brookings Institution, Washington, D.C.; Peter F. McCloskey, Electronic Industries Association, Washington, D.C.; and Nessim Levy, Level Export Sales Corporation, New York City.

Hearings adjourned subject to call.

OCEAN SHIPPING

Committee on Commerce, Science, and Transportation: Subcommittee on Merchant Marine and Tourism began hearings on S. 2873, to provide for the regulation of rates or charges by certain State-owned carriers in the foreign commerce of the U.S., receiving testimony from James R. Atwood, Deputy Assistant Secretary of State for Transportation Affairs; Ky P. Ewing, Jr., Deputy Assistant Attorney General, Antitrust Division, Department of Justice; and Leslie Kanuk and Thomas Moakley, Commissioners, Federal Maritime Commission.

Hearings continue tomorrow.

COAL SLURRY PIPELINES

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Resources began hearings on S. 3046 and 707, granting the power of eminent domain to coal slurry pipelines in certain circumstances, receiving testimony from Wyoming Governor Ed Herschler; Guy Martin, Assistant Secretary of the Interior for Land and Water; John O'Leary, Deputy Secretary of Energy; and Alan Olsen, Attorney General of North Dakota, Bismarck.

Hearings continue on Thursday, May 25.

DEPARTMENT OF EDUCATION

Committee on Governmental Affairs: Committee resumed hearings on S. 991, to create a separate Cabinet-level Department of Education, receiving testimony from James T. McIntyre, Jr., Director, Office of Management and Budget.

Committee recessed subject to call.

RETIREMENT CREDIT

Committee on Governmental Affairs: Subcommittee on Civil Service and General Services held hearings on S. 224 and H.R. 9471, to provide that Japanese-Americans shall be allowed civil service retirement credit for time spent in World War II internment camps, receiving testimony from Senators Inouye and Matsunaga; Representative Mineta; and Mutsuto Furiya, Committee for Internment Credit, San Francisco.

Hearings were recessed subject to call.

DRUG REGULATION REFORM

Committee on Human Resources: Subcommittee on Health and Scientific Research resumed hearings on S. 2755, to revise and reform the Federal law applicable to drugs for human use, and to establish a National Center for Clinical Pharmacology within the Department of Health, Education, and Welfare, receiving testimony from Al Kramer, Director, Bureau of Consumer Protection, Federal Trade Commission; Fred Wegner, National Retired Teachers Association, and American Association of Retired Persons, Washington, D.C.; Barbara Moulton, National Consumers League, Washington, D.C.; Doris Haire, American Foundation for Maternal and Child Health, Washington, D.C.; Robert J. Creevy, National Association of Pharmaceutical Manufacturers, New York City; Elmore Rouse, National Pharmaceutical Alliance, Washington, D.C.; and Gene H. Schwach, Facts and Comparisons, Inc., St. Louis, Missouri.

Hearings were recessed subject to call.

NOMINATIONS

Committee on the Judiciary: Committee held hearings on the nominations of Adrian G. Duplantier, to be U.S. district judge for the eastern district of Louisiana, and Gilbert G. Pompa, of Texas, to be Director, Community Relations Service, where the nominees testified and answered questions on their own behalf. Senators Long and Johnston introduced Mr. Duplantier, and testimony on his nomination was received from Aaron Kohn, Metropolitan Crime Commission of New Orleans, Inc. Senators Tower and Bentsen introduced Mr. Pompa.

Hearings were recessed subject to call.

ALIEN ADJUSTMENT

Committee on the Judiciary: Committee continued hearings on S. 2252, to permit the creation of a record of admission for permanent residence in the case of certain aliens who have entered the U.S., receiving testimony from Governor Juan Luis, of the Virgin Islands; Rudy Oswald, AFL-CIO, Washington, D.C.; Ronald H. Brown, National Urban League, Washington, D.C.; Perry R. Ellsworth, National Council of Agricultural Employers, Washington, D.C.; and Frank Shaffer-Corona, Member-at-Large, D.C. Government Board of Education.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Rules and Administration: Committee ordered favorably reported the following measures:

An original bill authorizing an additional $10 million for fiscal year 1978 for construction of the Library of Congress James Madison Memorial Building;

An original resolution waiving section 402(a) of the Congressional Budget Act to provide for consideration of the above-described original bill; and

Two original resolutions authorizing the payment of gratuities to survivors of deceased Senate employees.

Prior to these actions, committee received testimony on the legislation concerning funds for the Library of Congress building from Daniel J. Boorstin, Librarian of Congress, who was accompanied by Donald C. Curran, Assistant Librarian of Congress, and Paul L. Berry, Director, Library Environment Research, all of the Library of Congress; and George M. White, Architect of the Capitol.

ANGOLA REPORT

Select Committee on Intelligence: Committee, in a closed business meeting, approved for transmission to the President and to the Director of Central Intelligence a classified committee report on U.S. involvement in Angola in 1975–1976.

Committee recessed subject to call.

COMMITTEE BUSINESS

Special Committee on Aging: Committee held a business meeting to discuss its future program plans, including proposed hearings on retirement policies in the U.S. and additional hearings on gaps in the Medicare program.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 28 public bills, H.R. 12744–12771; 3 private bills, H.R. 12772–12774; and 11 resolutions, H.J. Res. 916–920, H. Con. Res. 624, and H. Res. 1187–1191 were introduced. Pages 14192–14193

Bills Reported: Reports were filed as follows:

H. Res. 1187, providing for the consideration of H.R. 8099, relating to the settlement between the United States and the Ak-Chin Indian community of certain water right claims of such community against the United States (H. Rept. 95–1200);

H.R. 11253, Federal Statistical Activity Control Act of 1978, amended (H. Rept. 95–1201);

H. Res. 1188, providing for the consideration of H.R. 10929, Department of Defense Appropriation Authorization Act, 1979 (H. Rept. 95–1202);

H. Res. 1190, providing for the consideration of H.R. 10729, Maritime Appropriation Authorization Act for fiscal year 1979 (H. Rept. 95–1203); and

H. Res. 1191, providing for the consideration of H.R. 12481, authorizing appropriations for certain insular areas of the Unted States (H. Rept. 95–1204). Page 14192

DOE National Security Programs: By a yea-and-nay vote of 248 yeas to 46 nays, Roll No. 326, the House passed H.R. 11686, to authorize appropriations for the Department of Energy for national security programs for fiscal year 1979.

By a yea-and-nay vote of 355 yeas to 4 nays, Roll No. 324, the House agreed to resolve itself into the Committee of the Whole.

Rejected:

An amendment that sought to prohibit the use of any funds for the production of enhanced radiation weapons, by removing the exception contained in the bill (rejected by a recorded vote of 90 ayes to 306 noes, Roll No. 325); and

An amendment that sought to provide for a congressional veto within 45 days if the President notifies Congress he intends to begin production of enhanced radiation weapons (rejected by a division vote of 12 ayes to 54 noes). Pages 14096–14115

Subcommittee To Sit: Subcommittee on Advanced Energy Technologies and Energy Conservation Research, Development and Demonstration of the Committee on Science and Technology received permission to sit during proceedings of the House under the 5-minute rule today and Thursday, May 18. Page 14115

First Budget Resolution: By a yea-and-nay vote of 201 yeas to 198 nays, Roll No. 327, the House agreed to the

Senate amendment to the House amendment to S. Con. Res. 80, setting forth the congressional budget for the United States Government for the fiscal year 1979—clearing the measure. Pages 14116–14133

Temporary Debt Limit: By a yea-and-nay vote of 167 yeas to 228 nays, Roll No. 329, the House failed to pass H.R. 12641, to provide for a temporary increase in the public debt limit.

Agreed to an amendment that would have set the temporary increase in the debt ceiling at $449.1 billion to conform to the First Budget Resolution.

H. Res. 1176, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 320 yeas to 77 nays, Roll No. 328. Pages 14136–14139

Subcommittees To Sit: Subcommittee on the City of the Committee on Banking, Finance and Urban Affairs received permission to sit during proceedings of the House under the 5-minute rule on Friday, May 19, and Friday, May 26; and

Subcommittee on Government Activities and Transportation of the Committee on Government Operations and the Subcommittee on Economic Stabilization of the Committee on Banking, Finance and Urban Affairs received permission to sit during proceedings of the House under the 5-minute rule on Thursday, May 18. Page 14133

Late Reports: Committee on Rules received permission to file certain privileged reports by midnight tonight. Page 14135

Alaska National Interest Lands Conservation: House concluded all general debate and began reading for amendment on H.R. 39, to designate certain lands in the State of Alaska as units of the National Park, National Wildlife Refuge, Wild and Scenic Rivers, and National Wilderness Preservation System; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, May 18.

Pending when the Committee of the Whole rose was a request for a recorded vote on a motion that the Committee rise and report the bill back to the House with the recommendation that the enacting clause be stricken.

H. Res. 1186, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 354 yeas to 42 nays, Roll No. 330. Pages 14146–14173

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 14191

Adjournment: Adjourned at 9:47 p.m.

Committee Meetings

GERIATRIC MEDICINE

Select Committee on Aging: Subcommittees on Health and Long Term Care and on Human Services held a joint hearing on health care and the elderly. Testimony was heard from Dr. Robert Butler, NIA; Dr. Henry Foley, Administrator, Health Resources Administration, and public witnesses.

RURAL DEVELOPMENT POLICY ACT

Committee on Agriculture: Met and rereferred to Subcommittee H.R. 10885, Rural Development Policy Act.

COMMITTEE BUSINESS

Select Committee on Assassinations: Met in executive session on committee business.

FINANCIAL SITUATION OF JUNIOR ENLISTED SERVICEMEMBERS OVERSEAS

Committee on Armed Services: Subcommittee on Military Compensation continued hearings on the financial situation of junior enlisted servicemembers stationed overseas. Testimony was heard from RAdm. C. J. Seiberlich, U.S. Navy; and Brig. Gen. H. S. Aitken, U.S. Marine Corps.

SAFE BANKING ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued markup of H.R. 9600, Safe Banking Act, and will resume tomorrow.

DOLLAR COIN

Committee on Banking, Finance and Urban Affairs: Subcommittee on Historic Preservation and Coinage held a hearing on H.R. 12444, to change the size, weight, and design of the one-dollar coin. Testimony was heard from Bette Anderson, Under Secretary of the Treasury; Stella Hackel, Director of the Mint; G. Richard Schreiber, President, Automatic Merchandising Association; Federal Reserve Board Member Philip E. Coldwell; Grover Criswell, President, Numismatic Association; and representatives of coin magazines.

EMPLOYEE RETIREMENT INCOME SECURITY ACT

Committee on Education and Labor: Subcommittee on Labor Standards, Pension Task Force, held an oversight hearing on the Employee Retirement Income Security Act. Testimony was heard from Secretary of Labor Marshall and other Labor officials; S. A. Winborne, Acting Assistant Commissioner, IRS; Daniel I. Halperin, Tax Legislative Counsel, Treasury Department; and Mathew M. Ling, Pension Benefit Guaranty Corporation.

FEDERAL ACCOUNTING AND AUDITING ACT

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on H.R. 12171, Federal Accounting and Auditing Act of 1978. Testimony was heard from U.S. Comptroller General Staats.

FOREIGN INTELLIGENCE SURVEILLANCE ACT

Select Committee on Intelligence: Ordered reported favorably to the House H.R. 7308, Foreign Intelligence Surveillance Act of 1977.

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations met in executive session on investigation of Korean-American relations.

ILLEGAL ALIENS

Committee on International Relations: Subcommittee on Inter-American Affairs held a hearing on illegal aliens; implications for U.S. policy in the Western Hemisphere. Testimony was heard from Deputy Assistant Secretary of the Treasury Arnold Nachmanoff; INS Commissioner Castillo; and Charles B. Knapp, Special Assistant to the Secretary, Department of Labor.

Hearings continue tomorrow.

AGRICULTURAL EXPORTS

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on agricultural exports and U.S. foreign economic policy. Testimony was heard from Representatives Findley and Stangeland; Mark Sandstrom, General Counsel, East-West Trade Council; and Richard C. Arsenault, Vice President, American Express International Banking Corporation.

POLITICAL AND REFUGEE DEVELOPMENTS

Committee on International Relations: Subcommittee on Asian and Pacific Affairs held a hearing on political and refugee developments in Vietnam, Cambodia, and Laos. Testimony was heard from Robert B. Oakley, Deputy Assistant Secretary of State for East Asian and Pacific Affairs, and other State Department officials.

NO-FAULT INSURANCE

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance met for markup of H.R. 6601, Standards for No-Fault Motor Vehicle Accident Benefits Act, and will resume tomorrow.

ERA RATIFICATION EXTENSION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on H.J. Res. 638, to extend the time period for ratification of ERA. Testimony was heard from Arizona State Representative Donna J. Carlson; Illinois Senator Robert Egan; Oklahoma Representative William J. Wiseman, Jr.; Liz Carpenter, Co-Chair, ERAmerica; Dorothy McDermott, Virginia House of Delegates; and Marilyn Heath, ERA Coordinator, Business and Professional Women's Federation.

TORT CLAIMS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued hearings on H.R. 9219, to provide for an exclusive remedy against the United States in suits based upon acts or omissions of U.S. employees. Testimony was heard from Representative Zeferetti and public witnesses.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued markup of H.R. 6869 and 2311, Criminal Code revision, and will resume tomorrow.

PORTS AND WATERWAYS SAFETY ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation continued markup of S. 682, to amend the Ports and Waterways Safety Act of 1972, and will resume tomorrow.

US/USSR AGREEMENT ON WORLD OCEANS

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held an oversight hearing on US/USSR Agreement for Cooperation in the Studies of World Oceans. Testimony was heard from Richard Frank, Director, NOAA; Dr. John Slaughter, Director, National Science Foundation; and Dr. William Hargis, former NACOA member.

DOT EFFORTS TO IMPROVE AIR NAVIGATION FACILITIES

Committee on Public Works and Transportation: Subcommittee on Aviation continued hearings on Department of Transportation's efforts relative to improving air navigation facilities. Testimony was heard from public witnesses.

FEDERAL DISASTER RELIEF PROGRAM

Committee on Public Works and Transportation: Subcommittee on Investigations and Review continued oversight hearings on the Federal disaster relief program. Testimony was heard from representatives of Small Business Administration; HUD, and public witnesses.

Hearings continue tomorrow.

DOD AUTHORIZATION

Committee on Rules: Granted an open rule providing three hours of general debate; making the committee amendment in order as an original bill for the purpose of amendment; providing that the bill be read for amendment by titles instead of by sections; waiving all points of order against the substitute for failure to comply with the provisions of clause 5, Rule XXI and clause 7, Rule XVI; providing it shall be in order when

consideration of substitute begins to make a point of order that section 805 of substitute would be in violation of clause 7, Rule XVI if offered as a separate amendment to H.R. 10929 as introduced; providing if such point of order is sustained, it shall be in order to consider said substitute without section 805 included therein as an original bill for the purpose of amendment, said substitute shall be read for amendment by titles instead of by sections and all points of order against the substitute for failure to comply with the provisions of clause 7, Rule XVI and clause 5, Rule XXI are waived; providing one motion to recommit with or without instructions and providing it shall be in order to consider the amendment printed in the Congressional Record of May 17, 1978 by Representative Carr if offered as an amendment in the nature of a substitute for the amendment in the nature of a substitute recommended by the Committee on Armed Services, on H.R. 10929, Department of Defense Appropriation Authorization Act, 1979. Testimony was heard from Representatives Bennett, Stratton, Carr, Schroeder, Zablocki, Wolff, and Bob Wilson, who also submitted a statement for the record.

U.S. INSULAR AREAS AUTHORIZATION

Committee on Rules: Granted an open rule providing one hour of general debate; waiving section 402(a) of the Congressional Budget Act; and waiving all points of order against section 3(b)(2) of the bill for failure to comply with the provisions of clause 5, Rule XXI on H.R. 12481, Authorizing appropriations for certain insular areas of the United States. Testimony was heard from Representatives Phillip Burton, Don H. Clausen and Lagomarsino.

AK-CHIN INDIAN COMMUNITY WATER RIGHT CLAIMS

Committee on Rules: Granted an open rule providing one hour of general debate; waiving sections 401(a) and 402(a) of the Congressional Budget Act; making the committee amendment in order as an original bill for the purpose of amendment; providing one motion to recommit with or without instructions and after passage of H.R. 8099, the House shall proceed to the consideration of the bill S. 1582, section 401(a) of the Congressional Budget Act of 1974 to the contrary notwithstanding, and it shall be in order in the House to move to strike out all after the enacting clause of said Senate bill and insert in lieu thereof the text of the bill H.R. 8099 as passed by the House, Relating to the settlement between the United States and the Ak-Chin Indian Community of certain water right claims of such community against the United States. Testimony was heard from Chairman Udall.

MARITIME AUTHORIZATION

Committee on Rules: Granted an open rule providing one hour of general debate; providing that it shall be in order to consider the amendment recommended by the Committee on Merchant Marine and Fisheries now printed in the bill on page 3, line 19 through page 4, line 4 and waiving all points of order against said amendment for failure to comply with the provisions of clause 7, Rule XVI, on H.R. 10729, Maritime Appropriation Authorization Act for Fiscal Year 1979. Testimony was heard from Representatives Leggett and Ruppe.

CRIMINAL SENTENCING

Committee on Science and Technology: Subcommittee on DISPAC continued hearings on research into criminal sentencing with testimony from public witnesses.

INTERNATIONAL SPACE PROGRAMS

Committee on Science and Technology: Subcommittee on Space Science and Applications continued hearings on international space programs. Testimony was heard from Dr. Wolfgang Finke, Director, Department of Space Transportation, Federal Republic of Germany, and public witnesses.

Hearings continue tomorrow.

SOLAR ENERGY

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation R.D. & D. held a hearing on H.R. 10830, Solar Photovoltaic Energy Research, Development and Demonstration Act of 1978. Testimony was heard from Dr. Leon Crossman, Dow Corning, Hemlock, Michigan; and Dr. Brown F. Williams, David Sarnoff Research Center, Princeton, N.J.

Hearings continue tomorrow.

FUTURE OF SMALL BUSINESS

Committee on Small Business: Subcommittee on Antitrust, Consumers and Employment continued hearings on the future of small business in America. Testimony was heard from John Kenneth Galbraith, Ph. D., Professor Emeritus of Economics, Harvard University; and Willard F. Mueller, Ph. D., Vilas Professor, Department of Agriculture Economics, University of Wisconsin at Madison.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met for consideration of committee business.

SOCIAL SECURITY FINANCING

Committee on Ways and Means: Met and voted not to report H.R. 12736, to make temporary reductions in Social Security payroll taxes.

Joint Committee Meetings

URBAN POLICY

Joint Economic Committee: Subcommittee on Economic Growth and Stabilization resumed hearings on urban policies, receiving testimony on urban crime policy from Lyn Curtis, Urban Policy Advisor to the Secretary, Department of Housing and Urban Development; Louis Harris, Louis Harris and Associates, New York City; Robert Morgenthau, District Attorney, Manhattan County, New York; George Smith, Prosecuting Attorney, Columbus, Ohio; and Norman A. Caron, Police Chief of Kansas City, Missouri.

Hearings were recessed subject to call.

ADDITIONAL JUDGESHIPS

Conferees continued to resolve the differences between Senate- and House-passed versions of H.R. 7843, to provide for the appointment of additional Federal circuit and district court judges, but did not complete action thereon and will meet again on Wednesday, May 24.

Thursday, May 18, 1978

Senate

Chamber Action

Routine Proceedings, pages 14263–14373

Bills Introduced: Seven bills and three resolutions were introduced, as follows: S. 3099–3105; S.J. Res. 135; and S. Con. Res. 87–88. Pages 14331–14332, 14345–14348

Bills Reported: Reports were made as follows:

H.R. 2931, to establish uniformity in benefits and coverage under the Federal employees' health benefits program, with amendment (S. Rept. 95–903).

H.R. 3447, to grant an annuitant under the civil service retirement system the right to elect within one year after remarriage whether such annuitant's new spouse shall be entitled to a survivor annuity, with an amendment (S. Rept. 95–904).

H.R. 3755, to restore survivor annuities under the civil service retirement system to certain surviving spouses whose annuities were terminated because of remarriage prior to July 18, 1966, with an amendment (S. Rept. 95–905). Page 14331

Bills Passed:

Agriculture quarantine notices: Senate passed without amendment and cleared for the House S. 286, to repeal certain requirements for publication of notice to railroads and other carriers doing business in areas quarantined by the Secretary of Agriculture for reason of animal disease or insect infestation. Pages 14263–14264

Pennsylvania Avenue development: Senate passed with committee amendment and cleared for the House S. 2566, authorizing funds to further implement the Pennsylvania Avenue Development Plan. Pages 14264–14265

NASA authorizations: Senate passed with committee amendment and returned to the House H.R. 11401, authorizing funds for fiscal year 1979 for the National Aeronautics and Space Administration. Pages 14364–14369

Lowell National Historical Park: Senate passed with committee amendments and returned to the House H.R. 11662, to establish the Lowell National Historical Park in Massachusetts. Pages 14369–14371

Hazardous materials transportation: Senate passed with committee amendment and cleared for the House S. 1896, authorizing funds for fiscal year 1979 for programs administered under the Hazardous Materials Transportation Act. Pages 14371–14372

Pacific Fisheries Development: Senate passed with committee amendment and returned to the House H.R. 11657, authorizing funds through fiscal year 1982 for the Central, Western, and South Pacific Fisheries Development Act. Pages 14372–14373

Labor Reform: Senate continued consideration of H.R. 8410, to amend the National Labor Relations Act so as to strengthen remedies and expedite procedures under such Act. Pages 14274–14303, 14323–14331

Appointments: The Chair, on behalf of the Vice President, pursuant to Executive Order 12022, recommended the following Senators for appointment by the President of the U.S. to the National Commission for the Review of Antitrust Laws and Procedures: Senators Kennedy, Morgan, Metzenbaum, Thurmond, and Javits. Page 14364

Bill Held at Desk: By unanimous consent it was agreed that H.R. 5551, to suspend until June 30, 1980, the duty on 2-methyl 4-chlorophenol, will be held at the desk until not later than May 23. Page 14268

Amendments Submitted for Printing: Pages 14348–14350

Statements on Introduced Bills: Pages 14332–14344

Additional Statements: Pages 14350–14364

Recess: Senate met at 11 a.m. and recessed at 6:01 p.m. Page 14373

Committee Meetings

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee held hearings on proposed budget estimates for fiscal year 1979 for the District of Columbia, receiving testimony from Dr. Vincent E. Reed, Superintendent of Schools; Ben W. Gilbert, Director, Municipal Planning Office; Lorenzo W. Jacobs, Jr., Acting Deputy Director, Office of Housing and Community Development; and Lisle Carter, University of the District of Columbia.

Hearings continue on Monday, May 22.

APPROPRIATIONS—ENERGY

Committee on Appropriations: Subcommittee on the Interior continued hearings on proposed budget estimates for fiscal year 1979 for the Department of Energy,

receiving testimony from George S. McIsaac, Assistant Secretary for Resource Application, and Robert D. Thorne, Assistant Secretary for Energy Technology, who were accompanied by several of their associates of the Department of Energy.

Subcommittee adjourned subject to call.

NOMINATION

Committee on Armed Services: Committee, in open and closed session, began hearings on the nomination of General David C. Jones, USAF, to be Chairman of the Joint Chiefs of Staff, but did not complete action thereon and recessed subject to call.

SEC AUTHORIZATION

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Securities began hearings on S. 2715, authorizing funds for the Securities and Exchange Commission for fiscal years 1979–1981, receiving testimony from its Chairman, Harold M. Williams.

Hearings were recessed subject to call.

NUCLEAR SITING AND LICENSING

Committee on Environment and Public Works: Subcommittee on Nuclear Regulation began hearings on S. 2775, to improve the siting and licensing process for nuclear power reactors, receiving testimony from Secretary of Energy James R. Schlesinger and Deputy Secretary of Energy James O'Leary.

Hearings were recessed subject to call.

HEALTH MAINTENANCE ORGANIZATIONS

Committee on Finance: Subcommittee on Health held hearings to receive testimony on a report of the Committee on Governmental Affairs prepared by its Permanent Subcommittee on Investigations on its investigation and review of health maintenance organizations. Witnesses heard were Senator Nunn; Val Halamandaris, Special Counsel, House Select Committee on Aging, and Thomas S. Moore, Jr., San Francisco, Calif.

Hearings were recessed subject to call.

ENVIRONMENTAL IMPACT STATEMENTS

Committee on Foreign Relations: Subcommittee on Arms Control, Oceans, and International Environment, held hearings on S. Res. 49, favoring international agreement to a treaty requiring the propagation of an international environmental impact statement for any major project expected to have significant adverse effect on the physical environment, receiving testimony from Robert C. Brewster, Acting Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs; Alice Brandeis Popkin, Associate Administrator, Office of International Activities, Environmental Protection Agency; Eldon V. C. Greenberg, General Counsel, National Oceanic and Atmospheric Administration, Department of Commerce; Charles Warren, Chairman, Council on Environmental Quality; Thomas B. Stoel, Natural Resources Defense Council, Washington, D.C.; and Leonard Meeker, Center for Law and Social Policy, Washington, D.C.

Hearings were recessed subject to call.

ALIEN ADJUSTMENT

Committee on the Judiciary: Committee continued hearings on S. 2252, to permit the creation of a record of admission for permanent residence in the case of certain aliens who have entered the U.S., receiving testimony from Senator McClure; Robert T. Thompson, Chamber of Commerce of the U.S.; Eduardo Sandoval, Mexican-American Political Association, San Francisco; and E. Philip Riggin, The American Legion, Washington, D.C.

Hearings were adjourned subject to call.

LABELING OF EXPLOSIVES

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures resumed hearings on S. 2013, to require the additional labeling of explosive materials for the purpose of identification and detection, receiving testimony from Atley A. Peterson, Assistant Director, Bureau of Alcohol, Tobacco and Firearms, Department of the Treasury; and Dr. Robert Moler, Aerospace Corporation, Washington, D.C.

Hearings continue on Thursday, May 25.

COMMITTEE BUSINESS

Select Committee on Ethics: Committee held a business meeting where it took the following actions:

(1) Agreed that Senate Rule 48, concerning the use of the mail frank, is not applicable to a committee chairman when he uses his frank for committee mailings;

(2) Agreed that a Senator could use his frank to urge support for issues pending before the Congress; and

(3) Voted to make public the closed sessions transcripts relating to the Korean inquiry held on March 14–17, 22, 23, April 10, 11, and 27, except for classified portions and certain committee business.

House of Representatives

Chamber Action

Bills Introduced: 19 public bills, H.R. 12775–12793; and 12 resolutions, H.J. Res. 921–926, H. Con. Res. 625–627, and H. Res. 1192–1194 were introduced.

Pages 14483–14484

Bills Reported: Reports were filed as follows:

H. Res. 1193, providing for the consideration of H.R. 12602, to authorize certain construction at military installations for fiscal year 1979 (H. Rept. 95–1205);

H.R. 12443, to amend section 201(a), 202(c), and 203(a) of the Immigration and Nationality Act, as amended, and to establish a Select Commission on Immigration and Refugee Policy, amended (H. Rept. 95–1206); and

H.R. 6225, Federal Employees Administrative Hearing Rights Guarantee Act, amended (H. Rept. 95–1207).

Page 14483

Subcommittees To Sit: Subcommittee on Investigations and Review of the Committee on Public Works and Transportation and Subcommittee on Coast Guard and Navigation of the Committee on Merchant Marine and Fisheries received permission to sit today during proceedings of the House under the 5-minute rule.

Pages 14374–14375

Korean Investigation: A unanimous-consent request was made to consider H. Res. 1192, expressing the sense of the House that until the testimony of Kim Dong Jo is made available under oath to the Committee on Standards of Official Conduct, the transfer of anything of value to the Republic of Korea for non-military purposes should be made only where the refusal to do so would imperil the national security of the United States or the territorial integrity of the Republic of Korea; and that refusal of the United States to make such transfers, would not, under present circumstances imperil the national security of the United States or the territorial integrity of the Republic of Korea. Subsequently, by unanimous consent, this resolution was withdrawn.

Pages 14377–14381

Soviet Helsinki Groups: By a yea-and-nay vote of 399 yeas, Roll No. 334, the House agreed to H. Con. Res. 624, expressing the sense of the Congress that the Helsinki Final Act, as well as international law, guarantees the right of the members of the Public Groups To Promote Observance of the Helsinki Agreement in the Union of Soviet Socialist Republics to pursue their lawful activities, and urging the President to continue to express United States opposition to the imprisonment of members of the Soviet Helsinki Groups.

Agreed to an amendment to the preamble.

Pages 14381–14391

Alaska National Interest Lands Conservation: House continued consideration of H.R. 39, to designate certain lands in the State of Alaska as units of the National Park, National Wildlife Refuge, Wild and Scenic Rivers, and National Wilderness Preservation System; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Friday, May 19.

Pending when the Committee of the Whole rose:

An amendment in the nature of a substitute (text of H.R. 12625) from the Committees on Interior and Insular Affairs and Merchant Marine and Fisheries;

An amendment in the nature of a substitute to the previous amendment (text of H.R. 12703) that seeks to reduce the lands to be designated as wilderness to 33 million acres and to establish a process to permit mineral assessment, exploration, development, and extraction in national preserves, wildlife ranges, and refuges; as amended by an amendment that provides for congressional review of regulations issued by the Secretary; and

An amendment in the nature of a substitute to the previous substitute that contains essentially the provisions of H.R. 12625 and the provisions of title IX, concerning minerals assessments, exploration, development, and extraction, of the Interior Committee amendment to H.R. 39.

Agreed to the following amendments to the preceding substitute:

An amendment that creates the North Slope Wildlife Refuge to include all public lands within the National Petroleum Reserve;

A technical amendment relating to the definition of public lands; and

An amendment that combines lands in the Cape Krusenstern National Monument and lands in the Cape Krusenstern National Preserve to form the Cape Krusenstern National Monument.

Rejected the following amendments to the preceding substitute:

An amendment that sought to make certain boundary changes in order to reduce the total acreage within parks and wildlife refuges by approximately 5 million acres to permit selection of these lands by the State of Alaska (rejected by a recorded vote of 141 ayes to 251 noes, Roll No. 335, after having been previously agreed to by a division vote of 37 ayes to 30 noes); and

An amendment that sought to reduce lands to be designated as wilderness from approximately 66 million acres to 33 million acres (rejected by a recorded vote of 119 ayes to 240 noes, Roll No. 336, after having been previously agreed to by a division vote of 38 ayes to 30 noes).

Pages 14391–14470

Adjournment: Adjourned at 5:40 p.m.

Committee Meetings

AGRICULTURAL LAND RETENTION ACT

Committee on Agriculture: Began markup of H.R. 11122, Agricultural Land Retention Act, and will resume tomorrow.

TIN BUFFER STOCK

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization met and approved for full committee action H.R. 9486 amended, to authorize a contribution by the United States to the Tin Buffer Stock established under the Fifth International Tin Agreement.

SAFE BANKING ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision,

Regulation and Insurance continued markup of H.R. 9600, Safe Banking Act, and will resume on Monday, May 22.

MULTILATERAL DEVELOPMENT INSTITUTIONS

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development Institutions and Finance held a hearing on U.S. participation in multilateral development institutions. Testimony was heard from Ambassador Edwin M. Martin, and public witnesses.

TRIBALLY CONTROLLED COMMUNITY COLLEGE ACT

Committee on Education and Labor: Subcommittee on Postsecondary Education held a hearing on H.R. 9158, Tribally Controlled Community College Act. Testimony was heard from Thomas Shortbull, President, Oglala Sioux Community College, Pine Ridge, So. Dak.; Joe McDonald, Director, Blackfeet Community College, Browning, Montana; Lance Lujan, Indian Education, National Education Association; and Leroy Clifford, Executive Director, American Indian Higher Education Consortium, Denver, Colorado.

FEDERAL INFORMATION CENTERS

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on H.R. 12583, to authorize the permanent establishment of a system of Federal Information Centers. Testimony was heard from Chairman Brooks; Representative Horton; and representatives of GSA and OMB.

U.S. COAL PRODUCTION

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining continued hearings on U.S. coal production. Testimony was heard from Governor of Utah Scott M. Matheson; and coal industry leaders.

WASHAKIE WILDERNESS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held a hearing on H.R. 12349, DuNoir Addition to the Washakie Wilderness in Wyoming. Testimony was heard from Ambassador Gale W. McGee; Rupert Cutler, Assistant Secretary for Conservation, Research and Education, USDA; and public witnesses.

MAR-A-LAGO NATIONAL HISTORIC SITE

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs held a hearing on H.R. 1322, to provide for the transfer of the Mar-A-Lago National Historic Site from the United States to the Marjorie Merriweather Post Foundation of the District of Columbia. Testimony was heard from Representatives Yates, Rogers, and Bifalis; Benjamin Oehlert, Chairman, Palm Beach Civics Association; and William Cecil, Chairman, Historic House Association of America.

ILLEGAL ALIENS

Committee on International Relations: Subcommittee on Inter-American Affairs continued hearings on illegal aliens: implications for U.S. policy in the Western Hemisphere. Testimony was heard from Deputy Assistant Secretary of State Sally Shelton; and Ambassador Marshall Green, Coordinator for Population Affairs, Department of State.

ERA RATIFICATION EXTENSION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on H.J. Res. 638, extension of ratification period for the proposed Equal Rights Amendment. Testimony was heard from Representative Jordan; Phyllis Schlafly, Chairman, Stop ERA; Eleanor Smeal, President, National Organization for Women; Dr. Marjorie Bell Chambers, President, American Association of University Women; and Mariwyn Heath, ERA Coordinator, Business and Professional Women's Federation.

Hearings continue tomorrow.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued markup of H.R. 6869 and 2311, Criminal Code revision, and will resume on Wednesday, May 24.

TREASURY'S PROPOSED GUN REGULATIONS

Committee on the Judiciary: Subcommittee on Crime continued hearings on Treasury's proposed gun regulations. Testimony was heard from Richard J. Davis, Assistant Secretary for Enforcement and Operations, Treasury Department; Representatives Foley and Hansen; and representatives of National Sporting Guns Wholesalers; National Sporting Goods Association; and William Ruger, Sturm, Ruger and Company.

PORT AND WATERWAYS SAFETY ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation continued markup of S. 682, to amend the Ports and Waterways Safety Act of 1972, and will resume on Wednesday, May 24.

CLOSED CONFERENCES AND SHIPPERS' COUNCILS

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine continued hearings on H.R. 11422, to authorize the formation and implementation of closed conferences and shippers' councils in the foreign oceanborne commerce of the United States. Testimony was heard from representatives of Sea-Land Service, Inc.; Delta Steamship Lines, Inc.; National Industrial Traffic League; and American Importers Association.

FEDERAL DISASTER RELIEF

Committee on Public Works and Transportation: Subcommittee on Investigations and Review continued hearings on the Federal disaster relief program. Testimony was heard from representatives of HUD; Small Business Administration; Civil Preparedness Administration, DOD; and U.S. Corps of Engineers.

MILITARY CONSTRUCTION AUTHORIZATION

Committee on Rules: Granted an open rule providing two hours of general debate; waiving section 402(a) of the Congressional Budget Act of 1974; waiving all points of order against the bill for failure to comply with the provisions of clause 5, Rule XXI and providing that the bill be read for amendment by titles instead of by sections, on H.R. 12602, Military Construction Authorization Act, 1979. Testimony was heard from Representatives Nedzi and Whitehurst. A statement for the record was submitted by Representative Whitehurst.

INTERNATIONAL SPACE PROGRAMS

Committee on Science and Technology: Subcommittee on Space Science and Applications continued hearings on international space programs. Testimony was heard from Dr. Frank Press, Director, Office of Science and Technology Policy; Dr. Robert Frosch, Administrator, NASA; Deputy Under Secretary of State Dr. Joseph S. Nye; and Roy Gibson, Director General, European Space Agency.

SOLAR ENERGY

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation RD&D continued hearings on H.R. 10830, Solar Photovoltaic Energy Research, Development and Demonstration Act of 1978. Testimony was heard from Stanford R. Ovshinsky, President, Energy Conversion Devices, Troy, Michigan; Gordon Woodcock, Boeing Aerospace Company; and Dr. Joseph Lindmayer, President, Solarex Corporation, Rockville, Md.

FUTURE OF SMALL BUSINESS

Committee on Small Business: Subcommittee on Antitrust, Consumers and Employment continued hearings on the future of small business in America with testimony from Walter Adams, Ph. D., Department of Economics, Michigan State University.

Friday, May 19, 1978

Senate

Chamber Action

Routine Proceedings, pages 14539–14658

Bills Introduced: Fifteen bills and four resolutions were introduced, as follows: S. 3106–3120; and S. Res. 457–460. **Pages 14575, 14584, 14615**

Bills Reported: Reports were made as follows:

S. 3112, authorizing an additional $10 million for fiscal year 1978 for construction of the Library of Congress James Madison Memorial Building (S. Rept. 95–906).

S. 415, to make Vermont and New York eligible for funds to study fish in Lake Champlain that ascend streams to spawn (S. Rept. 95–907).

S. Res. 458 and 459, authorizing payment of gratuities to the survivors of two deceased Senate employees (without written report).

S. Res. 460, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3112 (without written report—referred to Committee on the Budget). **Page 14584**

Measures Passed:

Chiang Ching-Kuo: Senate agreed to S. Res 457, extending congratulations to the Republic of China on the inauguration of its duly elected President, Chiang Ching-Kuo. **Pages 14575–14576**

Coast Guard authorizations: Senate passed and returned to the House H.R. 11465, authorizing funds for fiscal year 1979 for the Coast Guard, after agreeing to committee amendments and Robert C. Byrd (for Magnuson) unprinted amendment No. 1316, increasing Coast Guard authorizations by $5,479,000 for fiscal year 1978, and by $11,720,000 for fiscal year 1979. **Pages 14577–14578**

National Parks access: Senate passed and sent to the House S. 975, to make units of the National Park System more accessible through use of modes of transportation other than motor vehicles, after agreeing to committee amendment and to Robert C. Byrd unprinted amendment No. 1317, of a technical nature. **Pages 14578–14579**

Grazing fees moratorium: Senate passed and returned to the House H.R. 9757, calling for a moratorium on increases in public lands grazing fees for the 1978 grazing year pending an appropriate review of such fees, after agreeing to committee amendment and to Bumpers unprinted amendment No. 1318, to authorize additional $9.9 million from the Land and Water Conservation Fund for the land acquisition program on the Buffalo National River, Arkansas. **Pages 14579–14580**

Payments in lieu of taxes: Senate passed and cleared for the House S. 74, to add three new categories of land to the Federal lands for which in lieu of tax payments are made, after agreeing to committee amendment and to Bumpers unprinted amendment No. 1319, setting effective dates for certain provisions of the bill. Page 14580

Labor Reform: Senate continued consideration of H.R. 8410, to amend the National Labor Relations Act so as to strengthen remedies and expedite procedures under such Act. Pages 14546–14573

Vice Presidential Appointment: Vice President appointed Senator Gravel as a Congressional Adviser to the General Assembly Special Session on Disarmament, to be held in New York City, May 22–June 28, 1978. Page 14581

Middle East Arms Sales Transcript: Expurgated transcript of proceedings of closed session of the Senate on Monday, May 15, 1978, relating to S. Con. Res. 86, Middle East arms sales. Page 13775

Bill Referred: H.R. 1337, excise taxes on trucks, buses, and tractors, was referred to Committee on Finance. Page 14581

Bill Placed on Calendar: H.R. 12467, Rehabilitation Services Amendments, was received and placed on the Senate Calendar.

Bill Held at Desk: H. Con. Res. 624, promoting observance of Helsinki Agreement, was received and ordered held at the desk pending its disposition on Monday, May 22. Page 14577

Messages From the House: Page 14581
Amendments Submitted for Printing: Page 14615
Executive Communications: Page 14581
Statements on Introduced Bills: Pages 14585–14615
Additional Statements: Pages 14616–14657

Confirmation: Senate confirmed the nomination of George H. Lowe, to be U.S. attorney for the northern district of New York. Page 14539

Nomination: Senate received the nominations of John F. Ahearne, of Virginia, to be a member of the Nuclear Regulatory Commission. Page 14658

Recess: Senate met at 10 a.m. and recessed at 4:43 p.m. Page 14658

Committee Meetings

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the Department of Agriculture, receiving testimony from Comptroller General Elmer B. Staats, General Accounting Office.

Subcommittee will meet again on Thursday, June 8.

NEUTRON BOMB

Committee on Armed Services: Committee met in closed session to receive testimony on the technical characteristics and military uses of the neutron bomb. Witnesses heard were Lt. General E. C. Meyer, Deputy Chief of Staff for Operations and Plans, Department of the Army, and Major General Joseph K. Bratton (USA), Director, Office of Military Application, Department of Energy.

Hearings were recessed subject to call.

DISTRICT OF COLUMBIA CRIMINAL CODE

Committee on Governmental Affairs: Subcommittee on Governmental Efficiency and the District of Columbia resumed hearings on the proposed new criminal code for the District of Columbia, receiving testimony from Oliver J. Neslage, Third District Police Advisory Committee, District of Columbia Government, and Jeffrey F. Liss, American Civil Liberties Union, Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 12794–12803; and 4 resolutions, H.J. Res. 927–929, and H. Con. Res. 628 were introduced. Page 14710

Bills Reported: Reports were filed as follows:

H.R. 4270, to designate the Federal building and United States courthouse in Hato Rey, Puerto Rico, the "Federico Degetau Federal Building" (H. Rept. 95–1208);

H.R. 7674, to designate the "Mike Monroney Aeronautical Center" (H. Rept. 95–1209);

H.R. 12138, to name a certain Federal building in Laguna Niguel, California, the "Chet Holifield Building" (H. Rept. 95–1210); and

H.R. 12611, to amend the Federal Aviation Act of 1958 to improve air service and provide flexibility in air fares, amended (H. Rept. 95–1211). Pages 14709–14710

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Brademas as Speaker pro tempore for today. Page 14658

Subcommittee To Sit: Subcommittee on Oversight and Investigations of the Committee on Interstate and Foreign Commerce received permission to sit today during proceedings of the House under the 5-minute rule. Page 14658

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of May 24. Page 14696

Former Members: It was made in order for the Speaker to declare a recess on Thursday, May 25, for the purpose of receiving former Members of Congress in the House Chamber. Page 14660

Alaska National Interest Lands Conservation: By a yea-and-nay vote of 277 yeas to 31 nays, Roll No. 340, the House passed H.R. 39, to designate certain lands in the State of Alaska as units of the National Park, National Wildlife Refuge, National Wild and Scenic Rivers, and National Wilderness Systems.

Rejected a motion to recommit the bill to the Committees on Interior and Insular Affairs and Merchant Marine and Fisheries with instructions to report it back forthwith containing an amendment in the nature of a substitute (text of H.R. 12703), previously offered in the Committee of the Whole (rejected by a yea-and-nay vote of 67 yeas to 242 nays, Roll No. 339).

By a yea-and-nay vote of 280 yeas to 8 nays, Roll No. 337, the House agreed to resolve itself into the Committee of the Whole.

Agreed to the amendment in the nature of a substitute from the Committees on Interior and Insular Affairs and Merchant Marine and Fisheries, as amended.

Agreed to:

An amendment that establishes a Bristol Bay cooperative management region to conserve fish and wildlife;

An amendment that continues minerals assessments provisions, and requires the President to submit a proposal to Congress by October 1, 1981, for a procedure for evaluating applications by individuals wishing to carry out mineral exploration or extraction on conservation system lands (agreed to by a recorded vote of 157 ayes to 150 noes with 1 voting "present", Roll No. 338);

An amendment that reduces the Innoko National Wildlife Refuge by 95,000 acres, the Selawik National Wildlife Refuge by 75,000 acres, and the Togiak National Wildlife Refuge by 65,000 acres;

An amendment that insures the mountain now named Mount McKinley retains that name in perpetuity;

An amendment that changes the boundary of the Yukon Flats National Wildlife Refuge;

A series of technical amendments;

An amendment that adds 47,000 acres to Kobuk Valley National Park; and

An amendment that insures that nothing in this bill can be construed as interfering with the ALCAN pipeline.

Rejected an amendment that sought to change the Utukok, Colville, and Etivluk rivers from study areas to the wild and scenic rivers system.

Agreed to amend the title.

The Enrolling Clerk was authorized to make the necessary conforming changes in map dates in title III. Pages 14660–14696

Pascua Yaqui Indians: House insisted on its amendment to S. 1633, to provide for the extension of certain Federal benefits, services and assistance to the Pascua Yaqui Indians of Arizona; and agreed to a conference. Appointed as conferees: Representatives Roncalio, Udall, Risenhoover, and Johnson of Colorado. Page 14696

Late Reports: Committee on Interstate and Foreign Commerce receive permission to file sundry reports by midnight tonight. Page 14696

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 14709

Adjournment: Adjourned at 1:06 p.m.

Committee Meetings

FIRESTONE STEEL BELTED RADIAL TIRES

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations held a hearing on the safety of Firestone steel belted radial tires. Testimony was heard from public witnesses.

ERA RATIFICATION EXTENSION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on H.J. Res. 638, extension of ratification period for the Equal Rights Amendment. Testimony was heard from Arthur Flemming, Chairman, and Frankie Freeman, Commissioner, U.S. Commission on Civil Rights; and William Stanmeyer, University of Indiana Law School.

GENERAL AVIATION

Committee on Ways and Means: Subcommittee on Oversight held a hearing on general aviation. Testimony was heard from Elwood T. Driver, Member, National Transportation Safety Board; Dr. John M. Klinebert, Deputy Associate Administrator for Aeronautics and Space Technology, NASA; Quentin Taylor, Deputy Administrator, and other FAA officials; and various State transportation and aviation officials.

MISCELLANEOUS REVENUE ACT

Committee on Ways and Means: Subcommittee on Miscellaneous Revenue Measures held a hearing on H.R. 12578, Miscellaneous Revenue Act of 1978. Testimony was heard from Dan Halperan, Treasury Department; Representative Jones of Oklahoma; John Nolan, American Bar Association; Charles R. Lees, American Institute of Certified Public Accountants; Robert Bothwell, National Committee for Responsive Philanthropy, and other public witnesses.

FARM LABORERS AND SUBSTITUTE TEACHERS EMPLOYMENT

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation held a hearing on H.R. 12357, 11305 and 12562, pertaining

to the treatment of certain farm laborers under the age of 16 and substitute teachers under the Federal Unemployment Compensation Law. Testimony was heard from Eugene Weigman, Department of Employment Security, State of Washington; and representatives of farm organizations.

Hearings continue Monday, May 22.

Joint Committee Meeting

SHIPBUILDING CLAIMS

Joint Economic Committee: Subcommittee on Priorities and Economy in Government held hearings to receive testimony on shipbuilding claims against the Navy filed by Litton, Tenneco, and General Dynamics. Witnesses heard were Senator Weicker; Vice Admiral C. R. Bryan, Commander, Naval Sea Systems Command; Charles Ballato, General Dynamics, Groton, Conn.; Albert Camara, International Association of Machinists and Aerospace Workers, Washington, D.C.; and Stanley W. Eno, Jr., Groton, Conn.

Hearings were recessed subject to call.

Monday, May 22, 1978

Senate

Chamber Action

Routine Proceedings, pages 14731–14841

Bills Introduced: Six bills and two resolutions were introduced, as follows: S. 3121–3126; S. J. Res. 136; and S. Res. 461. Pages 14814, 14815

Bills Passed:

Fishermen's Protective Act: Senate passed with committee amendment and returned to the House H.R. 10878, to extend until October 1, 1981, the voluntary insurance program provided by the Fishermen's Protective Act. Pages 14807–14808

Loans on Aquatic Products: Senate passed with committee amendment and cleared for the House S. 3045, to extend to 15 years the term for production credit association loans to producers or harvesters of aquatic products. Pages 14808–14809

Motor Vehicle Safety: Senate passed with committee amendment and cleared for the House S. 2604, authorizing funds through fiscal year 1980 for programs administered under the National Traffic and Motor Vehicle Safety Act and the Motor Vehicle Information and Cost Savings Act. Pages 14809–14812

Foreign Investments Survey: Senate passed with committee amendment and cleared for the House S. 2928, authorizing funds through fiscal year 1981 for programs administered under the International Investment Survey Act for the collection and dissemination of information on foreign investments in the U.S. and American investment overseas. Page 14812

Gratuities: Senate agreed to S. Res. 458 and 459, authorizing payments of gratuities to survivors of two deceased Senate employees. Page 14813

Observance of Helsinki Agreement: Senate agreed to H. Con. Res. 624, expressing the sense of the Congress that the Helsinki Final Act, as well as international law, guarantees the right of the members of the Public Groups To Promote Observance of the Helsinki Agreements in the Union of Soviet Socialist Republics to pursue their lawful activities, and urging the President to continue to express United States opposition to the imprisonment of members of the Soviet Helsinki Groups. Page 14813

Administrative Conference of the United States: Senate agreed to the House amendment with an amendment (Robert C. Byrd, for Abourezk, unprinted amendment No. 1320) to S. 1792, authorizing funds for expenses of the Administrative Conference of the United States through the fiscal year 1981, thereby clearing the measure for further action of the House. Pages 14732–14733

Tariff: H.R. 5551, to suspend until June 30, 1980, the duty on 2-methyl 4-chlorophenol, was read the first time. Pages 14765–14766

Labor Reform: Senate continued consideration of H.R. 8410, to amend the National Labor Relations Act so as to strengthen remedies and expedite procedures under such Act. Pages 14733–14741, 14747–14751, 14756–14798

Bill Referred: H.R. 11686, DOE National Security Program Authorizations, was referred to Committee on Armed Services. Page 14814

Messages From the House: Page 14814

Statements on Introduced Bills: Pages 14814–14815

Additional Statements: Pages 14816–14839

Nominations: Senate received one Navy nomination in the rank of Admiral, three Air Force and one Marine Corps in the rank of General, and routine nominations in the Navy and Air Force. Pages 14841–14844

Recess: Senate met at 10 a.m. and recessed at 6:15 p.m. Page 14841

Committee Meetings

CONSUMER AND AGRICULTURAL PROTECTION

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Production, Marketing, and Stabilization of Prices began hearings on S. 2626, to provide price and income protection for agricultural producers by assuring them a price for their commodities of not less than the cost of producing such commodities, receiving testimony from Senator Hodges; Ray Fitzgerald, Administrator, Agricultural Stabilization and Conservation Service, Department of Agriculture; Dr. J. C. Andersen and Dr. Frank A. Condie, Utah State University, Logan; L. W. Arbuthnot, Colorado American Agriculture Movement, Denver; Evan Koller, Dryland Wheat Farmer, Cornish, Utah; and James Wink, Rockport, Indiana.

Hearings continue tomorrow.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the District of Columbia, receiving testimony from Burtell Jefferson, Chief, Metropolitan Police Department, Jefferson Lewis, Chief, Fire Department, and Delbert Jackson, Director, Department of Corrections, all of the District of Columbia Government.

Subcommittee will meet again tomorrow.

NOMINATIONS

Committee on Armed Services: Committee continued hearings on the nominations of General David C. Jones, USAF, to be Chairman of the Joint Chiefs of Staff; Admiral Thomas B. Hayward, USN, to be Chief of Naval Operations; and General Lew Allen, Jr., USAF, to be Chief of Staff of the Air Force where the nominees testified and answered questions on their own behalf.

Hearings were recessed subject to call.

ANTI-INFLATION

Committee on Banking, Housing, and Urban Affairs: Committee began hearings on the current inflation situation in the United States and new anti-inflationary proposals, such as TIP—tax-based income policies. Witnesses heard were Henry C. Wallich, Member, Board of Governors of the Federal Reserve System; Emil M. Sunley, Deputy Assistant Secretary of the Treasury for Tax Analysis; Robert Strauss, Special Representative for Trade Negotiations; Dr. Arthur Okun, Brookings Institution, Washington, D.C.; and David Lilly, Minneapolis.

Hearings continue tomorrow.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of George S. Benton, of Maryland, to be Associate Administrator of the National Oceanic and Atmospheric Administration, after the nominee testified and answered questions on his own behalf.

GUAM CONSTITUTION

Committee on Energy and Natural Resources: Committee held hearings on the proposed constitution for the Territory of Guam, receiving testimony from Delegate Won Pat; Herman Marcuse, Office of Legal Counsel, Department of Justice; Ruth Van Cleve, Director, Office of Territorial Affairs, Department of the Interior; Carl T. C. Gutierrez, President, Guam Constitutional Convention; Tony Paloma, Guam Federal-Territorial Relations Commission; and Greg Perez, Guam Chamber of Commerce.

Hearings were recessed subject to call.

FOREIGN AFFAIRS—INDIA

Committee on Foreign Relations: Subcommittee on Arms Control, Oceans, and International Environment met in closed session to hear officials of the Central Intelligence Agency on the proposed export of enriched nuclear fuel to India for Tarapur reactors.

Subcommittee will meet again on Wednesday, May 24.

CIVIL SERVICE REFORM

Committee on Governmental Affairs: Committee began consideration of S. 2640, proposing reform of the Civil Service laws, but did not complete action thereon and recessed subject to call.

FREIGHT RATE COMPETITION

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly resumed oversight hearings on ICC price regulation in the motor common carrier industry, receiving testimony from Alfred F. Dougherty, Jr., Director, Bureau of Competition, Federal Trade Commission; Jesse J. Friedman, Friedman and Associates, Washington, D.C.; and Dr. James C. Miller, American Enterprise Institute for Public Policy Research, Washington, D.C.

Hearings were recessed subject to call.

PATENT POLICY

Select Committee on Small Business: Subcommittee on Monopoly and Anticompetitive Activities began hearings to examine Federal government agreements with universities which grant them commercial rights to discoveries resulting from federally-financed research and development. Witnesses heard were Norman Latker, Patent Counsel, Department of Health, Education, and Welfare; Charles H. Herz, General Counsel, and Jesse Lasken, Assistant to the General Counsel, both of the National Science Foundation; and Jay Solomon, Administrator, and Philip G. Read, Director, Federal Procurement Regulations, both of the General Services Administration.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 17 public bills, H.R. 12804–12820; and 9 resolutions, H.J. Res. 930–932, H. Con. Res. 629–632, and H. Res. 1195 and 1196 were introduced. Pages 14910–14911

Bill Reported: One report was filed as follows: H.R. 12796, to amend the National Visitor Center Facilities Act of 1968 (H. Rept. 95-1212). Page 14910

Suspensions: House voted to suspend the rules and pass the following:

Education advisory councils: H. Res. 1072, to disapprove the action of the Commissioner of Education in consolidating certain advisory councils as proposed in the Commissioner's annual report under section 448 of the General Education Provisions Act (agreed to by a yea-and-nay vote of 269 yeas to 109 nays with 1 voting "present", Roll No. 342); Pages 14845–18846, 14860–14861

Cooperative forestry assistance: H.R. 11777, amended, to authorize and direct the Secretary of Agriculture to provide cooperative forestry assistance to States and others (passed by a yea-and-nay vote of 373 yeas to 2 nays, Roll No. 343); Pages 14846–14851, 14861–14862

Renewable resources research: H.R. 11778, amended, to authorize and direct the Secretary of Agriculture to carry out forest and rangeland renewable resources research, and to provide cooperative assistance for such research to States and others (passed by a yea-and-nay vote of 373 yeas to 3 nays, Roll No. 344); Pages 14851–14853, 14862–14863

Renewable resources extension: H.R. 11779, amended, to provide for an expanded and comprehensive extension program for forest and rangeland renewable resources (passed by a yea-and-nay vote of 377 yeas to 7 nays, Roll No. 345); Pages 14853–14855, 14863

Forest Service volunteer program: S. 2370, to remove the limitation on the amount authorized to be appropriated under the Volunteers in the National Forests Act of 1972—clearing the measure for the President (passed by a yea-and-nay vote of 378 yeas to 5 nays, Roll No. 346); and Pages 14855–14856, 14863–14864

Veterans readjustment appointments: H.R. 12353, to amend title 38, United States Code, to extend the period of eligibility for veterans readjustment appointments in the Federal Government for veterans of the Vietnam era (passed by a yea-and-nay vote of 388 yeas, Roll No. 347). Pages 14856–14860, 14864–14865

Lowell Historical Park: House cleared for the President H.R. 11662, to provide for the establishment of the Lowell National Historical Park in the Commonwealth of Massachusetts; by agreeing to the Senate amendments thereto. Pages 14865–14866

United States-Hungary Trade Agreement: By a yea-and-nay vote of 209 yeas to 173 nays, Roll No. 348, the House agreed to H. Con. Res. 555, approving the extension of nondiscriminatory treatment with respect to the products of the Hungarian People's Republic. Pages 14868–14876

Military Construction Authorization: By a yea-and-nay vote of 363 yeas to 18 nays, Roll No. 350, the House passed H.R. 12602, to authorize certain construction at military installations for fiscal year 1979.

Agreed to sundry technical amendments.

H. Res. 1193, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 377 yeas to 1 nay, Roll No. 349. Pages 14878–14890

Maritime Authorization: House concluded all general debate and began reading for amendment on H.R. 10729, to authorize appropriations for the fiscal year 1979 for certain maritime programs of the Department of Commerce; but came to no resolution thereon.

Agreed To:

Committee amendment No. 1, as amended by an amendment that makes vessels eligible for construction subsidies if they are offered for enrollment in a Sealift Readiness program;

Committee amendment No. 2, as amended by an amendment that makes vessels eligible for funds for operation if they are offered for participation in a Sealift Readiness program; and

Committee amendments Nos. 3, 4, 5, and 6.

Rejected an amendment to committee amendment No. 6 that sought to strike the $3 billion increase in ship mortgage guarantee authority (rejected by a recorded vote of 126 ayes to 241 noes, Roll No. 351).

H. Res. 1190, the rule under which the bill is being considered, was agreed to earlier by a voice vote. Pages 14890–14902

White House Conference on Library and Information Services: The Speaker appointed Dr. Gregory Adamian as a member from private life to the Advisory Committee of the White House Conference on Library and Information Services; vice Mr. Gene Shalit resigned. Page 14902

North Atlantic Assembly: The Speaker appointed as members of the North Atlantic Assembly Conference in Brussels from May 25 to May 27, 1978, the following Members on the part of the House: Representatives Phillip Burton (chairman), Hamilton (vice chairman), Rodino, Brooks, Annunzio, Rose, Ireland, Oakar, Bob Wilson, Broomfield, Del Clawson, and Goodling. Page 14902

Referrals: Two Senate-passed measures were referred to the appropriate House committees. Page 14909

Adjournment: Adjourned at 6:30 p.m.

Committee Meetings

TREASURY APPROPRIATIONS

Committee on Appropriations: Met and ordered reported favorably to the House, amended, bill making appropriations for the Department of the Treasury, Postal Service and General Government for Fiscal Year 1979.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Trust Territory of the Pacific Islands-Bikini Island resettlement.

NATO'S MILITARY POSTURE

Committee on Armed Services: Subcommittee on NATO Standardization, Interoperability and Readiness held a hearing on the net assessment of NATO's military posture. Testimony was heard from Brig. Gen. R. W. Sennewald, Office of the Joint Chiefs of Staff, Department of Defense.

SAFE BANKING ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance, continued but did not complete markup of H.R. 9600, Safe Banking Act.

LONGSHOREMEN'S AND HARBOR WORKERS' COMPENSATION ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety held an oversight hearing on the Longshoremen's and Harbor Workers' Compensation Act. Testimony was heard from Donald Elisburg, Assistant Secretary of Labor for Employment Standards.

TAX LAWS RELATING TO LOBBYING

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs held a hearing on IRS's administration of tax laws relating to lobbying, hearing testimony from public witnesses.

INTELLIGENCE COMMUNITY STAFF REORGANIZATION

Select Committee on Intelligence: Subcommittee on Program and Budget Authorization met and approved for full committee action a reprograming request by the Director of Central Intelligence regarding the intelligence community staff reorganization.

NUCLEAR SITING AND LICENSING ACT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment continued hearings on H.R. 11704, Nuclear Siting and Licensing Act of 1978. Testimony was heard from Dr. Joseph Hendrie, Chairman, and Commissioners Dr. Victor Gilinsky, Peter Bradford and Richard Kennedy, Nuclear Regulatory Commission.

Hearings continue Wednesday, May 24.

FORMER SOUTH KOREAN AMBASSADOR KIM DONG JO TESTIMONY

Committee on International Relations: Held a hearing on H. Res. 1192 and 1194, expressing the sense of the House of Representatives with respect to the requested testimony of former South Korean Ambassador Kim Dong Jo. Testimony was heard from Warren Christopher, Deputy Secretary, and Herbert J. Hansell, Legal Adviser, Department of State; and Leon Jaworski, Special Counsel, Committee on Standards of Official Conduct.

LOCAL ENERGY POLICIES

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on local energy policies with testimony from public witnesses.

Hearings continue Monday, June 5.

FIRESTONE STEEL BELTED RADIAL TIRES

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on the safety of Firestone steel belted radial "500" tires. Testimony was heard from Clarence Ditlow and Tom Jones, Center for Auto Safety, D.C.; Phil Shimmin, Director of Purchasing for Pacific Theatres, Los Angeles, Calif., and Dr. Joseph Marshall, Falls Church, Va.

Hearings continue tomorrow.

NO-FAULT INSURANCE

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance met for markup of H.R. 6601, Standards for No-Fault Motor Vehicle Accident Benefits Act, and will resume Wednesday, May 24.

LEGAL SERVICES CORPORATION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice held an oversight hearing on Legal Services Corporation. Testimony was heard from David Petty, Jr., Esq., Chairman of the Board, and J. Gorman Rosenberger, Jr., Esq., Legal Aid Society of Greater Lynchburg; Charles Mangum, Esq. and Wallace Clair, Lynchburg, Va.; and Walker Thompson, Esq., Northern Virginia Region, Legal Services Corporation.

CIVIL SERVICE REFORM

Committee on Post Office and Civil Service: Continued hearings on H.R. 11280, Civil Service reform, with testimony from CSC Chairman Alan K. Campbell.

UNION STATION IMPROVEMENT ACT

Committee on Public Works and Transportation: Met and ordered reported favorably to the House H.R. 12796, Union Station Improvement Act of 1978.

MEAT MARKETING

Committee on Small Business: Subcommittee on General Small Business Problems continued hearings on

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meat marketing with testimony from committee staff member Nick Wiltick, and public witnesses.

FARM LABORERS AND SUBSTITUTE TEACHERS EMPLOYMENT

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation held a hearing on H.R. 12357, 11305 and 12562, pertaining to treatment of certain farm laborers under the age of 16, and substitute teachers under the Federal Unemployment Compensation Law. Testimony was heard from Representatives Conable, McCormack, Cohen and Dicks; and public witnesses.

MEAT IMPORT QUOTA ACT

Committee on Ways and Means: Subcommitee on Trade held a hearing on proposals amending the Meat Import Quota Act. Testimony was heard from representatives of USDA; Council on Wage and Price Stability; State Department, Special Assistant to President for Consumer Affairs; Special Trade Representative; Representatives Moorhead of Pa.; Pickle, Poage, Andrews of N. Dak., Kazen, Thone, Baucus, Harkin, Krueger, Pressler, Smith of Nebraska, Marlenee, Stangeland and Abdnor; and public witnesses.

MISCELLANEOUS REVENUE ACT

Committee on Ways and Means: Subcommitee on Miscellaneous Revenue Measures met and approved for full committee action H.R. 12578 amended, Miscellaneous Revenue Act of 1978.

Tuesday, May 23, 1978

Senate

Chamber Action

Routine Proceedings, pages 14943–15048

Bills Introduced: Ten bills and one resolution were introduced, as follows: S. 3127–3136; and S. Res. 462. Pages 15014, 15021

Bill Reported: Report was made as follows:

S. 2236, to strengthen Federal programs and policies for combating international and domestic terrorism, with amendment (S. Rept. 95-908)—Referred jointly to Committees on Commerce, Science, and Transportation and Foreign Relations through June 22, 1978, pursuant to previous order. Page 15013

Bills Passed:

JFK Center for Performing Arts: Senate passed with committee amendment and sent to the House S. 2973, authorizing funds for services necessary to the nonperforming arts functions of the John F. Kennedy Center for Performing Arts. Page 15001

Private bills: Senate passed five private relief bills, as follows: S. 1826, 2247, 2379, 2237, and H.R. 3994 (cleared for President). Pages 15001–15003

Alcohol and drug abuse education: Senate passed H.R. 10569, authorizing funds through fiscal year 1981 for programs administered under the Alcohol and Drug Abuse Education Act, after striking all after the enacting clause and inserting in lieu thereof text of Senate companion bill, S. 2915, as reported and as amended by Robert C. Byrd (for Cranston) unprinted amendment No. 1321, to provide that certain institutions now participating in the veterans' cost-of-instruction program do not lose eligibility as a result of declining enrollments between the present time and the end of that program's authorization.

S. 2915 was then indefinitely postponed. Pages 15003–15009

District of Columbia Appropriations: Senate agreed to the conference report on H.R. 9005, making appropriations for the District of Columbia for fiscal year 1978. Senate agreed to House amendments to Senate amendments Nos. 20, 26, and 37, thereby clearing the measure for the President. Pages 14978–14983

Insulation Standards: Senate disagreed to the House amendment to S. 2401, providing for the establishment of consumer product safety rules governing standards for flammable and corrosive cellulose insulation, requested conference with the House, and appointed as conferees Senators Ford, Cannon, and Packwood. Pages 15000–15001

Labor Reform: Senate continued consideration of H.R. 8410, to amend the National Labor Relations Act so as to strengthen remedies and expedite procedures under such Act. Pages 14954–14978, 14984–15000

Presidential Message: Senate received a message from the President transmitting his Reorganization Plan No. 2 of 1978, to reorganize the Civil Service Commission—referred to Committee on Governmental Affairs (PM-177). Pages 15009–15010

Vice Presidential Appointment: Vice President appointed Senator Hatch as a Congressional Adviser to the SALT Delegation meeting in Geneva, Switzerland, during 1978. Page 14954

Bill Held at the Desk: H.R. 39, Alaska National Interest Lands Conservation, was ordered to be held at the desk until the close of business on Wednesday, May 24. Page 15048

Also, it was agreed that when Senate receives H.R. 11922, Domestic Volunteer Service Amendments, and H.R. 12326, Developmental Disabilities Act Amendments, they be held at the desk. Page 15048

Bill Placed on Calendar: H.R. 12602, military construction authorizations, was received and placed on the Senate Calendar.

Bill Indefinitely Postponed: S. 2912, to increase target prices for producers of wheat, feed grains, and upland cotton, was indefinitely postponed. Page 15009

Bills Referred: H.R. 12353, Veterans' readjustment appointments, was referred to Committee on Veterans' Affairs; and H. Con. Res. 555, U.S.-Hungary Trade Agreement, was referred to Committee on Finance. Page 15010

Also, S. 3077, Export-Import Bank Act Amendments, was taken from the Calendar and referred to Committee on Environment and Public Works for 45 days. Page 15048

Messages From the House: Page 15010

Amendments Submitted for Printing: Pages 15021–10522

Communications: Pages 15010–15011

Statements on Introduced Bills: Pages 15014–15021

Additional Statements: Pages 15022–15038

Recess: Senate met at 9:30 a.m. and recessed at 6:28 p.m. Page 15048

Committee Meetings

CONSUMER AND AGRICULTURAL PROTECTION

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Production, Marketing, and Stabilization of Prices, continued hearings on S. 2626, to assure agricultural producers a price for their commodities of not less than the cost of producing such commodities, receiving testimony from L. A. Davis, Indianola, Mississippi; B. J. Fratesi, Pine Bluff, Arkansas; Thomas Willis, Brownsville, Tennessee; Jeffrey Wade, Boot Heel, Mississippi; Steve Rice, Potomac, Illinois; Billy Davis, Laurel, Mississippi; and Donnie Reed, Big Springs, Texas.

Hearings continue tomorrow.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1979 for the District of Columbia, receiving testimony from Albert Russo, Director, Department of Human Resources, and Gilbert Hahn, Chairman, D.C. General Hospital Commission, who were accompanied by several associates, all of the District of Columbia Government.

Hearings continue tomorrow.

APPROPRIATIONS—TREASURY/POSTAL SERVICE

Committee on Appropriations: Subcommittee approved for full committee consideration proposed appropriations for fiscal year 1979 for the Department of the Treasury and the Postal Service.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported the following nominations:

General David C. Jones, USAF, to be Chairman of the Joint Chiefs of Staff;

Admiral Thomas B. Hayward, USN, to be Chief of Naval Operations;

General Lew Allen, Jr., USAF, to be Chief of Staff, Air Force; and

8,442 routine nominations in the Army, Navy, Air Force, and Marine Corps.

STOCKPILE MATERIALS

Committee on Armed Services: Subcommittee on Military Construction and Stockpiles considered S. 2635, authorizing the disposal of eleven materials from the national and supplemental stockpiles.

ANTI-INFLATION

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on the current inflation situation in the U.S. and new anti-inflationary proposals, such as TIP—tax-based income policies. Witnesses heard were Dr. Barry P. Bosworth, Director, Council on Wage and Price Stability; Professor Albert Rees, Princeton University; and Professor Sidney Weintraub and Professor Laurence S. Seidman, University of Pennsylvania, Philadelphia.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee met and discussed the following measures:

S. 3050, to provide for the regulation of foreign fish processing vessels in the fishery conservation zone;

S. 3082, to provide for the implementation of the Protocol Amending the International Convention for the High Seas Fisheries of the North Pacific Ocean;

S. 3098, to provide for the implementation of the 1978 Reciprocal Fisheries Agreement between the U.S. and Canada;

H.R. 9518, to provide for a three-year period to reach a permanent solution of the rebating practices in the U.S. foreign trade; and

An original resolution waiving section 402(a) of the Congressional Budget Act to provide for consideration of S. 3082.

ALASKA NATIONAL INTEREST LANDS

Committee on Energy and Natural Resources: Committee resumed hearings on S. 499, 1500, 1546, 1787, and 2465, to designate or add certain lands in Alaska to the National Parks, National Wildlife Refuge, National Wild and Scenic Rivers, and National Wilderness Preservations Systems, receiving testimony from Senators Stevens and Gravel; David Klein, Cooperative Wildlife Research Unit, U.S. Fish and Wildlife Service, and Donald Barry, Solicitor's Office, both of the Department of the Interior; Robert LeResche, Alaska Department of Natural Resources, and Ronald O. Skoog, Alaska De-

partment of Fish and Game, Juneau; John Shiveley, Alaska Federation of Natives, Anchorage; Dr. Sam Harbo, Jr., University of Alaska, Fairbanks; and Steve Cowper, D-2 Lands Steering Committee, Juneau.

Hearings continue on Tuesday, June 6.

PUBLIC BUILDINGS

Committee on Environment and Public Works: Committee approved prospectuses for Federal leases of office buildings in Milwaukee, Wisconsin, and Providence, Rhode Island, prior to which action it received testimony on the Milwaukee building proposal from Representative Reuss and Robert Griffin, Deputy Administrator, General Services Administration; on the Providence building proposal from Mr. Griffin, and on a Federal office building construction project at Savannah, Georgia, from Representative Ginn, Mr. Griffin, and Robert Utley, Deputy Executive Director, Advisory Council on Historic Preservation.

NOMINATIONS

Committee on Foreign Relations: Committee ordered favorably reported the following nominations:

Richard F. Kneip, of South Dakota, to be Ambassador to the Republic of Singapore;

Richard W. Murphy, of Maryland, to be Ambassador to the Philippines; Nancy Ostrander, of Indiana, to be Ambassador to the Republic of Surinam;

Terence A. Todman, of the Virgin Islands, to be Ambassador to Spain;

Kenneth M. Curtis, of Maine, to be a Commissioner on the International Joint Commission, U.S. and Canada;

The following-named persons to be members of the Board of Directors of the Inter-American Foundation: Arnold Nachmanoff, of Virginia, Alberto Ibarguen, of Connecticut, Peter T. Jones, of California, and Carolyn R. Payton, of the District of Columbia;

The following-named persons to be U.S. Representatives to the Tenth Special Session of the U.N. General Assembly Devoted to Disarmament: Andrew J. Young, of Georgia, W. Averell Harriman, of New York, Senator McGovern, Representative Whalen, and Paul Newman, of Connecticut; and

The following-named persons to be Alternate Representatives of the U.S. to the Tenth Special Session of the U.N. General Assembly Devoted to Disarmament: Adrian S. Fisher, of the District of Columbia, James F. Leonard, Jr., of New York, Senator Mathias, Representative Simon, and Marjorie Craig Benton, of Illinois.

Prior to these actions, committee held hearings on the nominations of Messrs. Kneip, Murphy, Todman, Curtis, Nachmanoff, Ibarguen, Jones and Ms. Ostrander, where the nominees testified and answered questions on their own behalf. Senator McGovern introduced Mr. Kneip, Senator Lugar introduced Ms. Ostrander, and Senator Muskie introduced Mr. Curtis.

INFANT FORMULA

Committee on Human Resources: Subcommittee on Health and Scientific Research began hearings on milk substitutes manufactured and distributed for infant formula use in under-developed countries, receiving testimony from Patricia Young, Scranton, Pennsylvania, and Leah Margoleis, New York City, both of the Interfaith Committee for Corporate Responsibility; Reverend Daniel Driscoll, Maryknoll Order, Louisville, Kentucky; Fatima Petal, Lima, Peru; Dr. Allan Jackson, University of the West Indies, Kingston, Jamaica; Sister Jean O'Brien, Maryknoll Order, New York City; Dr. Navidad Clavano, Baguio, Luzon, Philippine Islands; Dr. Derrick B. Jeliffe, UCLA; Dr. Abraham Horwitz, Pan American Sanitary Bureau, World Health Organization, Washington, D.C.; Dr. James E. Post, Boston University; Dr. Manuel Carballo, World Health Organization, Geneva, Switzerland; Dr. Oswaldo, Ballarin, The Nestle Company, White Plains, N.Y.; John R. Stafford, American Home Products Corporation, Washington, D.C.; Frank A. Sprole, Bristol-Myers Company, New York City; and David O. Cox, Abbott Laboratories, Columbus, Ohio.

Hearings were recessed subject to call.

PATENT POLICY

Select Committee on Small Business: Subcommittee on Monopoly and Anticompetitive Activities continued hearings to examine Federal Government agreements with universities which grant them commercial rights to inventions resulting from federally financed research and development. Witnesses heard were Dr. Thomas Jones, representing Association of American Universities, Washington, D.C.; and Irwin Feerst, Committee of Concerned Electrical Engineers, Massapequa Park, New York.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 19 public bills, H.R. 12821–12839; 1 private bill, H.R. 12840; and 10 resolutions, H.J. Res. 933–937, H. Con. Res. 633, and H. Res. 1197–1200 were introduced. Pages 15140–15141

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright as Speaker pro tempore for today. Page 15049

Subcommittees To Sit: Subcommittee on Oversight and Investigations of the Committee on Interstate and Foreign Commerce and Subcommittee on Medical Facilities and Benefits of the Committee on Veterans' Affairs received permission to sit today during proceedings of the House under the 5-minute rule. Page 15050

Suspensions: House voted to suspend the rules and pass the following:

Tax treatment of magazine returns: H.R. 3050, amended, to amend section 451 of the Internal Revenue Code of 1954 to provide for a special rule for the inclusion in income of magazine sales for display purposes (passed by a yea-and-nay vote of 358 yeas to 50 nays, Roll No. 355). Agreed to amend the title; Pages 15071–15072, 15081

Child care by relatives credit: H.R. 8535, amended, to amend the Internal Revenue Code of 1954 with respect to the treatment of amounts paid to relatives for purposes of the credit for expenses for household and dependent care services necessary for gainful employment (passed by a yea-and-nay vote of 363 yeas to 44 nays, Roll No. 356); Pages 15072–15074, 15081–15082

EEC regulations on processed fruits and vegetables: H. Res. 238, amended, expressing the sense of the House with respect to the immediate removal of certain regulations unilaterally put in place by the European Economic Community which have the effect of damaging and interfering with historic and acceptable trade patterns in the United States exports of dried prunes, and efforts made to restrict exports of walnuts to the European Economic Community (agreed to by a yea-and-nay vote of 407 yeas, Roll No. 357). Agreed to amend the title and the preamble; and Pages 15074–15076, 15081–15083

Reimbursements for social services: H.R. 11370, amended, to authorize an appropriation to reimburse certain expenditures for social services provided by the States prior to October 1, 1975, under titles I, IV-A, VI, X, XIV, and XVI of the Social Security Act (passed by a yea-and-nay vote of 377 yeas to 25 nays, Roll No. 358). Pages 15076–15079, 15083

Suspensions Failed: House failed to suspend the rules and pass the following:

Aboriginal Hawaiian claims: S.J. Res. 4, amended, establishing the Aboriginal Hawaiian Claims Settlement Study Commission (failed by a yea-and-nay vote of 210 yeas to 194 nays, Roll No. 353); and Pages 15050–15057, 15079–15080

Domestic violence: H.R. 12299, amended, to establish a Federal Office on Domestic Violence, and a Federal Council on Domestic Violence, and to provide grants for the assistance of victims of domestic violence and for training programs (failed by a yea-and-nay vote of 201 yeas to 205 nays, Roll No. 354). Pages 15057–15071, 15080–15081

Subcommittee To Sit: Subcommittee on Advanced Energy Technologies and Energy Conservation Research, Development and Demonstration of the Committee on Science and Technology received permission to sit today during proceedings of the House under the 5-minute rule. Pages 15083–15084

Maritime Authorization: By a yea-and-nay vote of 326 yeas to 82 nays, Roll No. 362, the House passed H.R. 10729, to authorize appropriations for the fiscal year 1979 for certain maritime programs of the Department of Commerce.

Rejected:

An amendment that sought to prohibit authorized funds to be used for any item of wage costs paid to the Transportation Institute, the Joint Maritime Congress, or the American Maritime Officers Service, or to any other organization which engages in lobbying activities (rejected by a recorded vote of 168 ayes to 227 noes, Roll No. 359);

An amendment that sought to prohibit use of subsidies for any item of wage costs that is paid for the training expenses of new entrants into the maritime industry (rejected by a recorded vote of 111 ayes to 289 noes with 1 voting "present", Roll No. 360);

An amendment that sought to prohibit construction subsidies to shipyards where craft union rules prevent flexibile and efficient use of the labor force (rejected by a division vote of 20 ayes to 54 noes);

An amendment that sought to prohibit the use of construction subsidies for liquefied natural gas carriers; and

An amendment that sought to prohibit the use of funds to subsidize the carriage of grain to Russia (rejected by a recorded vote of 180 ayes to 218 noes, Roll No. 361).

Subsequently, this passage was vacated and S. 2553, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Pages 15084–15094

Presidential Message—Reorganization Plan No. 2: Received and read a message from the President wherein he transmits to Congress Reorganization Plan No. 2 of 1978, to reorganize the Civil Service Commission—referred to the Committee on Government Operations ordered printed (H. Doc. 95–990). Pages 15098–15099

DOD Authorization: House completed all general debate on H.R. 10929, Department of Defense Appropriation Authorization Act, 1979; but came to no resolution thereon. Proceedings under the 5-minute rule will begin on Wednesday, May 24.

H. Res. 1188, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 330 yeas to 71 nays, Roll No. 363. Pages 15099–15119

Adjournment: Adjourned at 6:54 p.m.

Committee Meetings

SUGAR STABILIZATION ACT

Committee on Agriculture: Began hearings on H.R. 12486, Sugar Stabilization Act, and related bills. Testimony was heard from Members of Congress and Departmental witnesses.

Hearings continue tomorrow.

AGRICULTURAL TRADE ACT

Committee on Agriculture: Subcommittee on Department Investigations, Research and Oversight met for markup but took no action on H.R. 10660, Agricultural Trade Act of 1978.

LEGISLATIVE BRANCH APPROPRIATIONS—MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Met and ordered favorably to the House bill making appropriations for the Legislative Branch for fiscal year 1979, amended; and

Bill making appropriations for military construction for fiscal year 1979.

TIN BUFFER STOCK—ARMY REPROGRAMING REQUEST

Committee on Armed Services: Met and ordered reported favorably to the House H.R. 9486 amended, to authorize a contribution by the United States to the Tin Buffer Stock established under the Fifth International Tin Agreement; and

Approved Army reprograming request to increase the fiscal year 1978 Tank Gun Cooperative Development program.

KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr. continued hearings in executive session, and will resume tomorrow.

ELECTRONIC FUND TRANSFER ACT

Committee on Banking, Finance and Urban Affairs: Met for markup of H.R. 12775, Electronic Fund Transfer Act, and will resume tomorrow.

IRS ADMINISTRATION OF LOBBYING RELATED TAX LAWS

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs held a hearing on IRS administration of tax laws relating to lobbying. Testimony was heard from Victor Lowe, GAO; Michael Cole, Common Cause; and Professor Jack Shockley, Western Illinois University.

Hearings continue Thursday, May 25.

OMNIBUS RIGHT TO PRIVACY ACT

Committee on Government Operations: Subcommittee on Government Information and Individual Rights held a hearing on H.R. 10076, Omnibus Right to Privacy Act of 1977. Testimony was heard from Richard Beattie, HEW; and Charles Haslan, Department of Commerce.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Accounts met and approved for full committee action 15 pending accounts matters, and referred one item to full committee with recommendation that it is not reimbursable.

PRINTING RESOLUTIONS

Committee on House Administration: Met and approved for full committee action the following measures by unanimous consent:

S. 1267, to require mandatory application of the General Records Schedules to all Federal agencies;

H. Res. 847, Providing for the printing as a House document of a print of the Committee on Science and Technology;

H. Res. 932, Providing for the printing of the report "Mandatory Retirement: The Social and Human Cost of Enforced Idleness";

H. Res. 933, Providing for the printing of the report "Senior Transportation Ticket to Dignity";

H. Res. 934, Providing for the printing of the committee print "Federal Responsibility to the Elderly";

H. Res. 1136, Providing for the printing of a booklet entitled "Duties of the Speaker";

H. Con. Res. 441, Providing for the printing of the report "New Perspectives in Health Care for Older Americans";

H. Con. Res. 556, To provide for the printing of publications relating to legislation regarding veterans; and

H. Con. Res. 561 amended, Authorizing the printing as a House document the folder "The United States Capitol".

INTELLIGENCE COMMUNITY STAFF REORGANIZATION—DEPARTMENT OF JUSTICE APPROPRIATION AUTHORIZATION

Select Committee on Intelligence: Met and ordered reported favorably to the House H.R. 12005 amended, Department of Justice Appropriation Authorization Act, Fiscal Year 1979; and

Took action on a reprogramming request by the Director of Central Intelligence regarding the intelligence community staff reorganization.

OIL AND GAS LEASES

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House H.R. 6463 amended, Providing for reinstatement and validation of U.S. oil and gas leases nos. U-12871, U-12872, U-12876, U-12877, U-12881 and U-13666; and

H.R. 12047, For the relief of H. F. Mulholland and the Estate of John Oakason.

EXPORT OF URANIUM TO INDIA

Committee on International Relations: Held a hearing on H. Con. Res. 599 and 601, Disapproving the export of low-enriched Uranium to India. Testimony was heard from Representative Dodd; Joseph Nye, Deputy to the Undersecretary of State; and Commissioners of the Nuclear Regulatory Commission.

FORMER SOUTH KOREAN AMBASSADOR KIM DONG JO TESTIMONY

Committee on International Relations: Met for consideration of H. Res. 1192 and 1194, expressing the sense of the House of Representatives with respect to the requested testimony of former South Korean Ambassador Kim Dong Jo.

ILLEGAL ALIENS

Committee on International Relations: Subcommittee on Inter-American Affairs continued hearings on illegal aliens; Implications for U.S. policy in the Western Hemisphere. Testimony was heard from public witnesses.

DOMINICAN REPUBLIC ELECTION

Committee on International Relations: Subcommittee on International Organizations held a hearing on the election in the Dominican Republic. Testimony was heard from Gregory Wolfe, Dean, School of International Service, American University; and former Ambassador to Bolivia Ben Stephansky; and a representative of Department of State.

FIRESTONE STEEL BELTED RADIAL TIRES

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on the safety of Firestone steel belted radial "500" tires. Testimony was heard from John H. Flobert, Vice President, Secretary and General Counsel, Firestone Tire and Rubber Company.

ENVIRONMENTAL EFFECTS OF OCEAN MINING

Committee on Merchant Marine and Fisheries: Met for briefing by NOAA Administrator Richard Frank on the first major on-site assessment of deep seabed mining operations.

DOMESTIC POPULATION CHANGES

Select Committee on Population: Held a hearing on the domestic consequences of U.S. population change. Testimony was heard from Manuel Plotkin, Director, and Paul Glick, Senior Demographer, Bureau of the Census, and public witnesses.

NATIONAL WEATHER SERVICES ACT

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather held a hearing on H.R. 8763, National Weather Services Act of 1977. Testimony was heard from NOAA Administrator Richard Frank; Dr. George Benton, Associate Administrator, and Dr. Richard Hallgren, Acting Assistant Administrator, NOAA.

SOLAR ENERGY

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation R.D. & D. met and approved for full committee action a clean bill in lieu of H.R. 10830, Solar Photovoltaic Energy Research, Development, and Demonstration Act of 1978.

SMALL BUSINESS IMPACT

Committee on Small Business: Subcommittee on Special Small Business Problems held a hearing on small business impact legislation with testimony from public witnesses.

VETERANS' MEDICAL BENEFITS

Committee on Veterans' Affairs: Subcommittee on Medical Facilities and Benefits held a hearing on numerous bills relating to veterans' medical benefits. Testimony was heard from Representative Flynt; Dr. John Chase, Chief Medical Director, Veterans' Administration; and representatives of veterans' organizations and VA physicians and VA dental associations.

HOSPITAL NAME DESIGNATION

Committee on Veterans' Affairs: Subcommittee on Medical Facilities and Benefits met and approved for full committee action H.R. 10287, to designate the proposed new Veterans' Administration hospital in Little Rock, Arkansas, as the "John L. McClellan Memorial Veterans' Hospital".

SOCIAL SERVICES FUNDS

Committee on Ways and Means: Subcommittee on Public Assistance held a hearing on proposals to increase the statutory ceiling of Federal title XX (social services) funds. Testimony was heard from Representatives Fraser and Corrada; and public witnesses.

Hearings continue tomorrow.

Wednesday, May 24, 1978

Senate

Chamber Action

Routine Proceedings, pages 15173–15291

Bills Introduced: Six bills and six resolutions were introduced, as follows: S. 3137–3142; S.J. Res. 137; S. Con. Res. 89; and S. Res. 463–466.

Pages 15175–15177, 15184–15185, 15200, 15253, 15259–15261, 15289

Bills Passed:

North Atlantic Alliance: Senate passed and cleared for the House S.J. Res. 137, to reaffirm the North Atlantic Alliance as a vital commitment of U.S. foreign policy.

Pages 15175–15177

Office of Drug Abuse: Senate passed with committee amendments and cleared for the House S. 2916, authorizing $223 million for fiscal year 1979 for the Office of Drug Abuse and for drug treatment programs.

Pages 15177–15183

Printing: Senate agreed to S. Con. Res. 89, to print 2,000 additional copies of Volume II of Senate Ethics Committee hearings entitled "Korean Influence Inquiry." Page 15221

SBA energy conservation loans: Senate passed and returned to the House H.R. 11713, to authorize grants to individuals and small business concerns for developments of solar energy equipment and energy-related inventions, after agreeing to committee amendment and to Robert C. Byrd (for McIntyre) unprinted amendment No. 1322, authorizing $30 million for direct and immediate participation loans and $45 million in guaranteed loans for fiscal years 1979 through 1982.

Pages 15281–15282

Direct agricultural marketing: Senate passed with committee amendment and sent to the House S. 2833, authorizing $3 million for each fiscal year through 1981 for the Farmer-to-Consumer Direct Marketing program.

Page 15282

Fish and wildlife conservation: Senate passed with committee amendment and sent to the House S. 1140, to encourage and assist States to develop improved programs for the conservation of "nongame" species of fish and wildlife. Pages 15283–15287

Private bill: Senate passed with committee amendment and sent to the House S. 2687, a private relief bill.

Page 15288

Glenn E. McDonald and Bill Kenney: Senate agreed to S. Res. 466, commending the heroism of tugboat captain Glenn E. McDonald and crewman Bill Kenney in saving the lives of passengers and crew in the recent crash of National Airlines Flight 193 into Escambia Bay, Florida. Page 15289

Renal Disease: Senate agreed to the House amendment to the Senate amendment to H.R. 8423, to make improvements in the Medicare end stage renal disease program, thereby clearing the measure for the President.

Pages 15216–15221

Labor Reform: Senate continued consideration of H.R. 8410, to amend the National Labor Relations Act so as to strengthen remedies and expedite procedures under such Act. Pages 15185–15216, 15221–15252

Additional Conferee: Senator DeConcini was appointed as an additional conferee on S. 1633, to extend certain Federal benefits, services, and assistance to the Pascua Yaqui Indians of Arizona. Page 15205

Treaty Received: Additional Protocol I to the Treaty for the Prohibition of Nuclear Weapons in Latin America (Exec. I, 95th Cong., 2d sess.) was received, the injunction of secrecy removed therefrom, and the Treaty, together with accompanying papers, was referred to Committee on Foreign Relations. Page 15288

Confirmations: Senate confirmed the following nominations:

Donald W. Banner, of Illinois, to be Commissioner of Patents and Trademarks;

Nancy Ostrander, of Indiana, to be Ambassador to the Republic of Surinam;

Richard F. Kneip, of South Dakota, to be Ambassador to the Republic of Singapore;

Richard W. Murphy, of Maryland, to be Ambassador to the Philippines;

Terence A. Todman, of the Virgin Islands, to be Ambassador to Spain;

Kenneth M. Curtis, of Maine, to be a Commissioner on the International Joint Commission, U.S. and Canada;

The following persons to be members of the Board of Directors of the Inter-American Foundation: Arnold Nachmanoff, of Virginia; Alberto Ibarguen, of Connecticut; Peter T. Jones, of California; and Carolyn R. Payton, of the District of Columbia;

General David C. Jones, USAF, to be Chairman of the Joint Chiefs of Staff;

General Lew Allen, Jr., to be Chief of Staff, Air Force, and nine other Air Force in the rank of General;

Admiral Thomas B. Hayward, to be Chief of Naval Operations, and one other Navy in the rank of Admiral;

Five Army and one Marine Corps in the rank of General; and

Sundry nominations in the Air Force. Page 15291

Bills Placed on Calendar: H.R. 11777, Cooperative Forestry Assistance, H.R. 11778, Forest and Rangeland Renewable Resources Research, and H.R. 11370, Reimbursement for Social Services, were received and placed on the Senate Calendar. Page 15253

Bills Referred: H.R. 11779, Renewable Agricultural Resources, was referred to Committee on Agriculture, Nutrition, and Forestry; and H.R. 8535, taxation with respect to moneys paid to relatives for household services, was referred to Committee on Finance. Page 15253

Bills Held at the Desk: H. Con. Res. 634, Memorial Day Recess Resolution, was received and held at the desk, and H.R. 39, Alaska National Interest Lands Conservation, was ordered held at the desk until the close of business on June 6. Page 15289

Messages From the House: Page 15253

Amendments Submitted for Printing: Page 15261

Statements on Introduced Bills: Pages 15253–15259

Additional Statements: Pages 15262–15280

Recess: Senate met at 9 a.m. and recessed at 6:39 p.m. Page 15291

Committee Meetings

CONSUMER AND AGRICULTURAL PROTECTION

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Production, Marketing, and Stabilization of Prices concluded hearings on S. 2626, to assure agricultural producers a price for their commodities of not less than the cost of producing such commodities, after receiving testimony from Senators Bumpers and Sasser; A.W. Anthony, Friona, Texas, representing the Grain Sorghum Producers Association; Nancy Espy, Women Involved in Farm Economics, Butte, Montana; Dr. Elmer Close, Florida State Department of Agriculture, Tallahassee; Norvin Thomas, Mondamin, Iowa; Julian Hodges, Madison, Florida; Martin Udelhoven, Winteford, Montana; Loren Garber, Seattle, Washington; Reed Griffiths, Weston, Idaho; E. W. Wilson, Uniondale, Indiana; and Calvin Hamilton, Rich, Mississippi.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1979 for the District of Columbia, receiving testimony from Theodore Newman, Chief Judge, Court of Appeals; Chief Judge Harold Greene, Superior Court; Douglas Schneider, Director, Department of Transportation; and Herbert Tucker, Director, Department of Environmental Services, who were accompanied by several associates, all of the District of Columbia Government.

Hearings continue tomorrow.

APPROPRIATIONS—LABOR/HEW

Committee on Appropriations: Subcommittee began consideration of proposed appropriations for fiscal year 1979 for the Departments of Labor and Health, Education, and Welfare, but did not complete action thereon and recessed subject to call.

DOE NATIONAL SECURITY AUTHORIZATION

Committee on Armed Services: Committee in closed session began consideration of S. 2693, authorizing funds for the Department of Energy to carry out national security programs for fiscal year 1979, but did not complete action thereon and will meet again tomorrow to consider this and other committee business.

AIRCRAFT AND AIRPORT NOISE REDUCTION

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation held hearings on S. 3064 and 747, bills to provide assistance in establishing programs for the reduction of airport and aircraft noise. Witnesses heard were Representative Anderson of California; Langhorne M. Bond, Administrator, who was accompanied by several associates, all of the Federal Aviation Administration, Department of Transportation; Paul R. Ignatius, Air Transport Association of America, Washington, D.C., who was accompanied by several associates; and Robert E. Ginther, Association of Local Transport Airlines, Washington, D.C.

Hearings continue tomorrow.

DOE AUTHORIZATION

Committee on Energy and Natural Resources: Committee resumed consideration of S. 2692, authorizing funds for civilian programs of the Department of Energy for fiscal year 1979, and S. 2693, authorizing funds for national security programs of the Department of Energy for fiscal year 1979, but did not complete action thereon and recessed subject to call.

OIL SPILL

Committee on Environment and Public Works: Subcommittee on Environmental Pollution began hearings on S. 2900, to provide compensation for damages and cleanup costs caused by discharges of oil and hazardous substances, receiving testimony from Representative Edgar; Thomas C. Jorling, Assistant Administrator for Water and Hazardous Materials, Environmental Protection Agency; Glenn Paulson, New Jersey Department of Environmental Protection, Trenton; James Reilly, E. I. du Pont de Nemours and Company, Wilmington, Delaware; D. P. Scofield, GATX Terminals Corporation, Chicago; Edward Flood, Unitank Terminal Service, Philadelphia; James Kimble, American Insurance Association, Washington, D.C.; Louis Gusmano, American Steamship Owners Mutual Protection and Indemnity Association, New York City; and Harry Keefe, Water Quality Insurance Syndicate, New York City.

Subcommittee will begin markup of this bill on Wednesday, June 7.

DIPLOMATIC IMMUNITY

Committee on Foreign Relations: Committee began hearings on the following bills concerning diplomatic immunity: H.R. 7819, S. 476, 477, 478, 1256, and 1257, receiving testimony from Senator Metzenbaum; Representative Fisher; Richard Gookin, Assistant Chief of Protocol for Diplomatic and Consular Liaison, Department of State; Bruno A. Ristau, Chief, Foreign Litigation, Civil Division, Department of Justice, John Nangle, National Association of Independent Insurers, Washington, D.C.; and Lars Hydle, American Foreign Service Association, Washington, D.C.

Hearings were recessed subject to call.

FOREIGN AFFAIRS—INDIA

Committee on Foreign Relations: Subcommittee on Arms Control, Oceans, and International Environment, resumed hearings on the proposed export of enriched nuclear fuel to India for Tarapur reactors. Witnesses heard were Senator McClure; Joseph M. Hendrie, Chairman, Victor Gilinsky, Richard T. Kennedy, and Peter Bradford, Commissioners, all of the Nuclear Regulatory Commission; Joseph S. Nye, Deputy to the Under Secretary of State for Security Assistance, Science, and Technology; Thomas B. Stoel, Natural Resources Defense Council, Washington, D.C.; and Paul Leventhal, Washington, D.C.

Hearings were recessed subject to call.

FEDERAL AGENCY PUBLIC PARTICIPATION

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure approved for full committee consideration an original bill to permit awards of reasonable attorney's fees for public participation in Federal agency proceedings.

SUPPLEMENTAL INTELLIGENCE AUTHORIZATIONS

Select Committee on Intelligence: Subcommittee on Budget Authorization met in closed session to receive testimony on proposed supplemental authorizations for fiscal year 1979 for intelligence activities, receiving testimony from the Director of Central Intelligence, Stansfield Turner.

Subcommittee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 13 public bills, H.R. 12841–12853; 4 private bills, H.R. 12854–12857; and 7 resolutions, H.J. Res. 938–940, H. Con. Res. 634, and H. Res. 1201–1203 were introduced. Pages 15358–15359

Bills Reported: Reports were filed as follows:

Report of the Committee on International Relations entitled "Allocation of Budget Totals Under the First Concurrent Resolution on the Budget for Fiscal Year 1979" (H. Rept. 95–1213);

Report entitled "Proceedings Against Hancho C. Kim" (H. Rept. 95–1214); and

H.R. 12571, to amend the Fishery Conservation Zone Transition Act in order to give effect to the Reciprocal Fisheries Agreement for 1978 between the United States and Canada (H. Rept. 95–1215). Page 15358

Committee To Sit: Objection was heard to a unanimous-consent request for the Committee on Banking, Finance and Urban Affairs to sit today during proceedings of the House under the 5-minute rule. Page 15292

Memorial Day District Work Period: House agreed to H. Con. Res. 634, providing for an adjournment of the House from May 25 to May 31, 1978, and a recess of the Senate from May 26 to June 5, 1978. Page 15293

DOD Authorization: By a yea-and-nay vote of 319 yeas to 67 nays, Roll No. 372, the House passed H.R. 10929, Department of Defense Appropriation Authorization Act, 1979.

Agreed to the committee amendment in the nature of a substitute.

A point of order was sustained against section 805 of the committee amendment in the nature of a substitute, which sought to prohibit the removal of ground troops from South Korea. Pursuant to the rule, the committee amendment in the nature of a substitute without section 805 was then considered to be the original bill for the purpose of amendment.

Agreed To:

An amendment that deletes the $8.1 million authorization for procurement of a Gulfstream II executive aircraft for use by the Marine Corps in its Aircraft Support Detachment (agreed to by a recorded vote of 266 ayes to 136 noes, Roll No. 367);

An amendment that raises the ceiling for allowable charges under the CHAMPUS program from the 75th percentile to the 90th percentile of customary local fees, and provides for annual updating of the charges;

An amendment that requires the Civil Defense Preparedness Agency to study the special civil defense needs of high risk areas;

An amendment that requires DOD to report to Congress on efforts to product productivity plans for manpower needs and to gather data on which to base future manpower requests for future years;

An amendment that raises the percentage change the Secretary may make in DOD civilian personnel from 1.25 percent to 2 percent; and

An amendment that prohibits use of funds authorized to DOD in this bill or any other Act to be used directly or indirectly for the purpose of effecting any force reduction or base realignment in the Panama Canal Zone in support of implementation of the Panama Canal Treaties (agreed to by a division vote of 61 ayes to 35 noes).

Rejected an amendment in the nature of a substitute to the committee amendment that sought to replace the committee substitute with the Administration's DOD budget request, with the exception of the $911.9 million authorization for the Trident submarine (rejected by a recorded vote of 115 ayes to 287 noes, Roll No. 366).

Rejected the following amendments to the previous substitute:

An amendment in the nature of a substitute that sought to reduce DOD authorizations to $28.4 billion, $9 billion below the committee's recommendations and $7 billion below the Administration's request, through cuts in certain research and development programs, weapons systems, and troop strength; and

An amendment that sought to reinstate the committee substitute language for title II, Research, Development, Testing and Evaluation (rejected by a recorded vote of 107 ayes to 297 noes, Roll No. 365).

Rejected the following amendments to the committee substitute:

An amendment that sought to replace the $2.1 billion authorization for a large nuclear-powered carrier (CVN) with a $1.5 billion conventionally powered, medium size carrier (CVV) (rejected by a recorded vote of 139 ayes to 264 noes with 2 voting "present", Roll No. 368);

An amendment that sought to delete the authorization for procurement of aircraft carriers (rejected by a recorded vote of 106 ayes to 293 noes, Roll No. 369);

An amendment that sought to delete $62.2 million in authorizations for long-lead time items and the inertial navigations system for the A–10 aircraft (rejected by a division vote of 23 ayes to 45 noes);

An amendment that sought to add a $29.2 million authorization for development of a wide-bodied cruise missile carrier (rejected by a recorded vote of 145 ayes to 246 noes, Roll No. 370);

An amendment, as amended, that sought to prohibit the use of authorized funds to reduce Army combat troops in South Korea below 26,000, except in the case of an emergency declared by the President (rejected by a recorded vote of 142 ayes to 247 noes, Roll No. 371);

An amendment that sought to restrict Defense Department assistance to the 1980 Winter Olympics to services not available from civilian sources and which confer some training benefits to the military personnel, and to require specific appropriations by Congress for the assistance;

An amendment that sought to exempt from procurement restrictions articles containing foreign-produced specialty metals when the procurement was necessary to comply with agreements with foreign governments to purchase supplies for the purpose of offsetting sales;

An amendment that sought to strike language restricting contracting out commercial and industrial type functions (rejected by a division vote of 37 ayes to 61 noes);

An amendment that sought to prohibit abortions at military facilities or under CHAMPUS which would be prohibited under Medicaid; and

An amendment that sought to require pay for military personnel stationed overseas to be adjusted to reflect changes in the value of the dollar, but not to be reduced below the level of pay at the date of enactment (rejected by a division vote of 13 ayes to 74 noes).

Agreed to amend the title. Pages 15293–15349

Late Report: Committee on Merchant Marine and Fisheries received permission to file a report by midnight tonight on H.R. 12571, to amend the Fishery Conservation Zone Transition Act in order to give effect to the Reciprocal Fisheries Agreement for 1978 between the United States and Canada. Page 15349

Referrals: Five Senate-passed measures were referred to the appropriate House committees. Page 15357

Committee Meetings

SUGAR STABILIZATION ACT

Committee on Agriculture: Continued hearings on H.R. 12486, Sugar Stabilization Act, and related bills. Testimony was heard from Members of Congress, Department of State, and public witnesses.

Hearings continue tomorrow.

INTERIOR APPROPRIATIONS—STATE, JUSTICE, COMMERCE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Met and ordered reported favorably to the House bill making appropriations for the Department of Interior and Related Agencies for Fiscal Year 1979, amended; and

Bill making appropriations for the Departments of State, Justice, Commerce and Judiciary for Fiscal Year 1979, amended.

JUNIOR RESERVE OFFICERS' TRAINING CORPS PROGRAM

Committee on Armed Services: Subcommittee on Military Personnel held a hearing on but took no action at this time on H.R. 7161, to allow nationals, as well as citizens of the United States, to participate in the Junior Reserve Officers' Training Corps program. Testimony was heard from I. M. Greenberg, Deputy Assistant Secretary of Defense for Program Management.

KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr. con-

tinued hearings in executive session, and will resume tomorrow.

ELECTRONIC FUND TRANSFER ACT

Committee on Banking, Finance and Urban Affairs: Continued markup but did not complete action on H.R. 12775, Electronic Fund Transfer Act.

WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY

Committee on the District of Columbia: Subcommittee on Economic Development and Regional Affairs held an oversight hearing on the operation and funding of the Washington Metropolitan Area Transit Authority. Testimony was heard from Richard Page, Administrator, Urban Mass Transit Administration; Ted Lutz, Manager, and Joseph S. Wholey, Chairman, Board of Directors, Washington Metropolitan Area Transit Authority.

USE OF CONSUMER PRICE INDEX COST-OF-LIVING ADJUSTMENTS

Committee on Government Operations: Met and ordered reported favorably to the House the following bills and report:

H.R. 12438, to require the use of the Consumer Price Index for all-urban consumers in certain Federal programs;

H.R. 12196, to provide for cost-of-living adjustments in the annuity of a retired Comptroller General; and

Report entitled "Foreign Tax Credits Claimed by U.S. Petroleum Companies."

OMNIBUS RIGHT TO PRIVACY ACT

Committee on Government Operations: Subcommittee on Government Information and Individual Rights continued hearings on H.R. 10076, Omnibus Right to Privacy Act of 1977. Testimony was heard from Deputy Attorney General Benjamin Civiletti; David Linowes, former chairman, Privacy Protection Study Commission; and John Shattuck, Director, American Civil Liberties Union.

COMMITTEE BUSINESS

Committee on House Administration: Met and acted on pending business.

NUCLEAR SITING AND LICENSING ACT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment continued hearings on H.R. 11704, Nuclear Siting and Licensing Act of 1978. Testimony was heard from Iowa State Representative Mary O'Halloran, representing National Conference by State Legislatures; Dr. John H. Williams, Wisconsin Public Service Commission, representing National Association of Regulatory Commissioners; and Paul Massicot, Director, Power Plant Siting Program, Maryland Energy and Coastal Zone Administration.

Hearings continue tomorrow.

INDIAN LANDS—WILDERNESS LANDS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands met and approved for full committee action the following bills:

H.R. 4384, to amend certain laws relating to the Osage Tribe in Oklahoma;

H.R. 11894 amended, to amend certain laws relating to the Osage Tribe in Oklahoma;

H.R. 10581, to provide for the distribution of certain judgment funds awarded by the Indian Claims Commission to the Confederated Tribes and Bands of the Yakima Indian Nation;

H.R. 11437, to designate certain lands in the State of Wisconsin as wilderness;

S. 947, to declare certain federally owned land known as the Yardeka School land to be held in trust for the Creek Nation of Oklahoma; and

H.R. 8946, to provide for the conveyance of certain lands in the Wenatchee National Forest, Washington, by the Secretary of Agriculture.

FORMER SOUTH KOREAN AMBASSADOR KIM DONG JO TESTIMONY—BUDGET TOTALS

Committee on International Relations: Met and ordered reported favorably to the House H. Res. 1194 as amended by a substitute, expressing the sense of the House of Representatives with respect to the requested testimony of former South Korean Ambassador Kim Dong Jo; and

Directed the Chair to file with the House the Committee budget totals pursuant to the first concurrent resolution on the Budget for Fiscal Year 1979.

LAW OF THE SEA CONFERENCE

Committee on International Relations: Held a hearing on the status of the Law of the Sea Conference with testimony from Ambassador at Large Richardson, Special Representative of the President to the Law of the Sea Conference, Department of State.

ILLEGAL ALIENS

Committee on International Relations: Subcommittee on Inter-American Affairs continued hearings on illegal aliens. Testimony was heard from Abelardo D. Valdez, Assistant Administrator and Deputy U.S. Coordinator, Bureau of Inter-American Affairs, Department of State; and public witnesses.

PERFORMANCE RIGHTS AMENDMENT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice held a hearing on H.R. 6063, performance rights in sound recordings. Testimony was heard from Barbara Ringer, United States Register of Copyrights; and Ky Ewing, Deputy Assistant Attorney General, Department of Justice.

Hearings continue tomorrow.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued markup of H.R. 6869 and 2311, Criminal Code revision, and will resume tomorrow.

U.S.-CANADA RECIPROCAL FISHERIES AGREEMENT

Committee on Merchant Marine and Fisheries: Met and ordered reported favorably to the House H.R. 12571, to amend the Fishery Conservation Zone Transition Act in order to give effect to the Reciprocal Fisheries Agreement for 1978 between the United States and Canada.

STATE-OWNED CARRIER RATES IN FOREIGN COMMERCE

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine met and approved for full committee action H.R. 9998 as amended, to provide for the regulation of rates or charges by certain state-owned carriers in the foreign commerce of the United States.

PORTS AND WATERWAYS SAFETY ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation met and approved for full committee action S. 682 as amended, to amend the Ports and Waterways Safety Act of 1972.

ENDANGERED SPECIES

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held an oversight hearing on the Endangered Species Act of 1973. Testimony was heard from Representatives Dingell, Beard of Tennessee, Lott, Duncan of Tennessee, Watkins, Meyner and Bevill.

Hearings continue tomorrow.

DRUG ABUSE IN THE ARMY

Select Committee on Narcotics Abuse and Control: Held a hearing on drug abuse and combat readiness of Army soldiers. Testimony was heard from Brig. Gen. William H. Fitts, Chief of Staff for Personnel, U.S., Army, Europe and 7th Army; and Brig. Gen. John Johns, Deputy Chief of Staff for Personnel, U.S. Army.

THE DEMOGRAPHICS OF AGING

Select Committee on Population—Select Committee on Aging: Held a joint hearing on the Demographics of Aging. Testimony was heard from Jacob Siegel, Senior Statistician, Bureau of the Census; Mary Grace Kovar, Division of Analysis, National Center for Health Statistics; Beth Soldo, Center for Population Research, Georgetown University; Donald Cowgill, Professor of Sociology, University of Missouri; and Tamara Hareven, Professor of History, Clark University.

LYLE REPORT

Committee on Post Office and Civil Service: Met in executive session for review of the Lyle report.

TREATMENT REQUIREMENT FOR DISCHARGE INTO MARINE WATERS

Committee on Public Works and Transportation: Subcommittee on Water Resources held a hearing on modification of the secondary treatment requirement for municipalities which discharge into marine waters. Testimony was heard from public witnesses.

INTELLIGENCE AND INTELLIGENCE-RELATED PROGRAM AUTHORIZATION ACT

Committee on Rules: Granted an open rule providing one hour of general debate on H.R. 12240, Intelligence and Intelligence-Related Program Authorization Act for Fiscal Year 1979. Testimony was heard from Representatives Boland, Burlison, and Bob Wilson. Statements for the record were submitted by Representatives Boland, Price, and Bob Wilson.

FOREIGN RELATIONS AUTHORIZATION ACT

Committee on Rules: Granted an open rule providing one hour of general debate; waiving section 402(a) of the Congressional Budget Act of 1974; waiving all points of order against section 111 of the bill for failure to comply with the provisions of clause 5, Rule XXI and providing that the bill be read for amendment by titles instead of by sections on H.R. 12598, Foreign Relations Authorization Act, Fiscal Year 1979. Testimony was heard from Representatives Fascell and Buchanan. A statement for the record was submitted by Representative Fascell.

NATIONAL WEATHER SERVICES ACT

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather continued hearings on H.R. 8763, National Weather Services Act of 1977. Testimony was heard from Dr. George Cressman, Director, National Weather Service; Dr. Clifford A. Spohn, Deputy Director, National Environmental Satellite Service; and Dr. Oswald H. Ganley, Deputy Assistant Secretary of State for Applied Science and Technology Affairs.

Hearings continue tomorrow.

SOCIAL SERVICES FUNDS

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation continued hearings on proposals to increase the statutory ceiling on Federal title XX funds. Testimony was heard from William Page, National Governors Association;

Doris Dealaman, National Association of Counties; and a panel representing Inter-Tribal Council of Arizona.

Following the hearing, the Subcommittee approved for full committee action the following bills:

H.R. 12838 as amended, to provide additional fiscal relief for States and political subdivisions with respect to the costs of certain welfare programs; and

H.R. 10833 as amended, to amend title XX of the Social Security Act to increase the entitlement ceiling.

HIGHWAY TRUST FUND

Committee on Ways and Means: Subcommittee on Oversight held a hearing on the Highway Trust Fund. Testimony was heard from Budget Committee Chairman Giaimo; Dr. Alice Rivlin, Director, Congressional Budget Office; Secretary of Transportation Brock Adams; Emil Sunley, Department of the Treasury; and Bowman Cutter, Office of Management and Budget.

DISABILITY INSURANCE PROGRAM

Committee on Ways and Means: Subcommittee on Social Security met for discussion of H.R. 8076 and other bills relating to disability insurance programs.

Joint Committee Meeting

NATURAL GAS PRICING

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 5289, to establish a comprehensive natural gas pricing policy, but did not reach final agreement thereon and will meet again on Tuesday, June 6.

Thursday, May 25, 1978

Senate

Chamber Action

Routine Proceedings, pages 15481–15621

Bills Introduced: Eleven bills and two resolutions were introduced, as follows: S. 3143–3153; and S. Res. 467–468. Pages 15565, 15579–15580

Bills Reported: Reports were made as follows:

Annual Report of Judiciary Subcommittee on Penitentiaries and Corrections (S. Rept. 95–909).

S. 1909, a private bill (S. Rept. 95–910).

S. 3151, authorizing funds for activities of the Department of Justice for fiscal year 1979 (S. Rept. 95–911).

H.R. 1436, a private bill (S. Rept. 95–912).

H.R. 3790 (formerly dealing with suspension of duty on concentrate of poppy straw), extending for one year period for investment tax credit carryovers for airline property which expired at the end of 1977, with amendment (S. Rept. 95–913).

H.R. 11005, authorizing funds for the International Trade Commission for fiscal year 1979, with an amendment (S. Rept. 95–914).

S. Res. 467, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3151 (without written report—referred to Committee on the Budget). Page 15564

Bills Passed:

Memorial Day recess: Senate agreed to H. Con. Res. 634, calling for an adjournment of the House from May 25 until May 31, and a recess of the Senate from May 26 until June 5, 1978. Page 15564

Water Resources Planning Council: Senate passed with committee amendment S. 2701, authorizing funds for fiscal year 1979 for the Water Resources Planning Council. Pages 15608–15609

Water research and development: Senate passed with committee amendments S. 2704, to promote a more adequate and responsive national program of water research and development. Pages 15609–15613

Federal physicians' allowances: Senate passed with committee amendment S. 990, to provide special allowances to certain physicians employed by the Federal Government. Pages 15613–15615

Railroad safety programs: Senate passed S. 3081, authorizing funds for programs administered under the Federal Railroad Safety Act for fiscal years 1979 and 1980. Pages 15615–15616

Public lands conservation: Senate passed with committee amendments S. 2987, authorizing funds for fiscal years 1979–1982 to carry out conservation and rehabilitation programs on military reservations and certain public lands. Pages 15616–15617

Council on Environmental Quality: Senate passed with committee amendment and returned to the House H.R. 10884, authorizing funds through fiscal year 1981 for the Council on Environmental Quality. Page 15617

Private bill: Senate passed with committee amendment and returned to the House H.R. 3996, a private bill. Page 15617

Lake Champlain fish study: Senate passed without amendment S. 415, to make Vermont and New York eligible for funds to study fish in Lake Champlain that ascend streams to spawn. Pages 15617–15618

Reimbursement for social services: Senate passed without amendment and cleared for the President H.R. 11370, to authorize funds to reimburse the States for certain expenditures for social services incurred prior to October 1, 1975.

S. 2360, Senate companion bill, was indefinitely postponed. Page 15618

Labor Reform: Senate continued consideration of H.R. 8410, to amend the National Labor Relations Act so as to strengthen the remedies and expedite procedures under such Act. Pages 15486–15524

Vice Presidential Appointments: Vice President appointed Senators Magnuson and Stevens to be delegates to the International Conference on Training and Certification of Seafarers, to be held in London, England, from June 14 through July 7, 1978. Page 15608

Executive Report Filed: Report was filed on the nomination of Milton D. Stewart, of New York, to be Chief Counsel for Advocacy, Small Business Administration, together with minority views (Exec. Rept. 95–21). Pages 15564–15565

Nominations: Senate received the following nominations:

Marian Pearlman Nease, of Maryland, Frank F. Jestrab, of North Dakota, and A. E. Lawson, of Pennsylvania, each to be a member of the Federal Mine Safety and Health Review Commission;

Robert Pitofsky, of Maryland, to be a member, Federal Trade Commission;

One Army nomination in the rank of General; and

The withdrawal of the nomination of Len J. Paletta, to be U.S. district judge for the western district of Pennsylvania. Page 15621

Bills Referred: H.R. 5551, to suspend the duty on 2-methyl, 4-chlorophenol, and H.R. 3050, tax treatment of income of magazine sales for display purposes, were referred to Committee on Finance. Page 15564

Bill Placed on Calendar: H.R. 10929, Defense Department Authorizations, was received and placed on the Calendar. Page 15564

Messages From the House: Page 15564

Amendments Submitted for Printing: Pages 15580–15583

Statements on Introduced Bills: Pages 15565–15579

Additional Statements: Pages 15584–15606

Recess: Senate met at 9 a.m. and recessed at 6:07 p.m. Page 15621

Committee Meetings

MEXICAN VEGETABLES

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Foreign Agricultural Policy held hearings on vegetable imports from Mexico, receiving testimony from G. Edward Schuh, Deputy Assistant Secretary of Agriculture for International Affairs and Commodity Programs who was accompanied by several associates; Sharon Ahmad, Director, Office of Trade, Bureau of Economic and Business Affairs, Department of State; Paul Hile, Associate Commissioner for Regulatory Affairs, Food and Drug Administration, Department of Health, Education, and Welfare; Edward Johnson, Deputy Assistant Administrator for Pesticide Programs, Environmental Protection Agency; Leo Mayer, Senior Agriculture Advisor, Office of the Special Trade Representative; Ed Shepner, Manpower Development Specialist, Manpower Administration, Department of Labor; and David L. Binder, Chief, Duty Assessment Division, Office of Operations, Department of the Treasury.

Hearings were recessed subject to call.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee concluded hearings on proposed budget estimates for fiscal year 1979 for the District of Columbia, after receiving testimony from John R. Risher, Jr., Corporation Counsel, and Bruce Rohrbacher, Executive Director, Temporary Financial Oversight Commission, both of the District of Columbia Government, and numerous public witnesses.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee approved for full committee consideration proposed appropriations for fiscal year 1979 for the Department of Transportation.

COMMITTEE BUSINESS

Committee on Armed Services: Committee ordered favorably reported with amendments the following measures:

S. 2635, authorizing disposal of eleven materials from the national and supplemental stockpiles;

S. 2693, authorizing funds for the Department of Energy for national security programs for fiscal year 1979. As approved by the committee, the bill would authorize $2.96 billion for fiscal year 1979;

Two original resolutions waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2635 and 2693.

INTERSTATE LAND SALES

Committee on Banking, Housing, and Urban Affairs: Committee began hearings on the interstate land sales program administered under the Department of Housing and Urban Development, and on S. 2716, changing the jurisdiction of the Department of HUD's Office of Interstate Land Sales Registration, receiving testimony from Representative Minish; Alan Kappeler, Deputy Director, Office of Interstate Land Sales, Department of HUD; and Edward D. Steinman, Acting Assistant Di-

rector, Division of Marketing Abuses, Federal Trade Commission.

Hearings continue tomorrow.

U.S. BANKING SYSTEM

Committee on Banking, Housing, and Urban Affairs: Committee held hearings on the condition of the U.S. banking system, receiving testimony from G. William Miller, Chairman, and Philip E. Coldwell, member, Board of Governors of the Federal Reserve System; John Heimann, Comptroller of the Currency, Department of the Treasury; and George Le Maistre, Chairman, Federal Deposit Insurance Corporation.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee approved the following measures:

S. 3050, to provide for the regulation of foreign fish processing vessels in the fishery conservation zone (amended);

S. 3082, to provide for the implementation of the Protocol Amending the International Convention for the High Seas Fisheries of the North Pacific Ocean (amended). (As approved the bill would authorize $1,500,000 for fiscal year 1979.)

S. 3098, to provide for the implementation of the 1978 Reciprocal Fisheries Agreement between the U.S. and Canada;

H.R. 9518, to provide for a three-year period to reach a permanent solution of rebating practices in the U.S. foreign trade (amended); and

An original resolution waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3082.

AIRCRAFT AND AIRPORT NOISE REDUCTION

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation continued hearings on S. 3064 and 747, bills to provide assistance in establishing programs for the reduction of airport and aircraft noise. Witnesses heard were Senator Javits; John A. Nammack, National Association of State Aviation Officials, Washington, D.C.; George J. Bean, Airport Operators Council International, Inc., Washington, D.C.; and John Tyler, National Organization to Insure a Sound-controlled Environment, all of whom were accompanied by associates.

Hearings continue on Tuesday, June 13.

COAL SLURRY PIPELINES

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Resources resumed hearings on S. 3046 and 707, granting the power of eminent domain to coal slurry pipelines in certain circumstances, receiving testimony from Senator Wallop; Representatives Udall, Eckhardt, and Roncalio; A. Daniel O'Neal, Chairman, Interstate Commerce Commission; W. Pat Jennings, Slurry Transport Association, Washington, D.C.; Craig L. McNeese, Houston Lighting and Power Co.; Frank Odasz, Energy Transportation Systems, Inc., Casper, Wyoming; Martin J. Ward, AFL-CIO, Washington, D.C.; Selby Sullivan, Florida Gas Co., Winter Park; William H. Dempsey, Association of American Railroads, Washington, D.C.; and Allen R. Boyce, Burlington Northern, Inc., St. Paul, Minnesota.

Hearings were recessed subject to call.

UNION STATION IMPROVEMENT

Committee on Environment and Public Works: Committee began hearings on S. 2995, to provide for the conversion of a part of the National Visitor Center to railroad passenger service, receiving testimony from Secretary of Transportation Brock Adams; Under Secretary of the Interior James Joseph; Douglas Schneider, Jr., Director, D.C. Department of Transportation; Donald Brazier, Amtrak Corporation, Washington, D.C.; C. W. Shaw, Washington Terminal Company, Washington, D.C.; Charles Horsky, Federal City Council, Washington, D.C.; Arthur D. Lewis, American Bus Association, Washington, D.C.; Ted Knappen, Trailways Corporation, Washington, D.C.; Fred Schwengle, Capitol Hill Historical Society, Washington, D.C.; and James Corcoran, Greyhound Corporation, Washington, D.C.

Hearings were recessed subject to call.

BOLIVIA

Committee on Foreign Relations: Committee held hearings on the Treaty between the U.S. and Bolivia on the Execution of Penal Sentences (Exec. G, 95th Cong., 2d sess.), receiving testimony from Representative Gilman; Herbert Hansell, Legal Adviser, who was accompanied by several of his associates of the Department of State; Michael Abbell, Special Assistant to the Assistant Attorney General, Criminal Division, and Director, Prisoner Transfer Programs, Department of Justice; Roni Abrahams, Irvington, New Jersey, and Susan Ritz, Washington, D.C., representing the Committee of Concerned Parents; Susan Blum, Washington, D.C.; and Michel Fryer, Washington, D.C.

Hearings were recessed subject to call.

DISEASE PREVENTION

Committee on Human Resources: Subcommittee on Health and Scientific Research held hearings on S. 3115, to establish a comprehensive disease prevention and health promotion program in the U.S. Witnesses heard were Senator Ford; Dr. William H. Foege, Director, Center for Disease Control, Dr. Norman Kretchmer, Director, National Institutes of Child Health and Human Development, John Pinney, Director, Office of Smoking and Health, all of the Department of Health, Education, and Welfare; Dr. Richard I. Evans, University of Houston; Dr. James W. Swinehart, Pelham Manor, New York; Paula Green, Green Dolmatch Advertising, Inc., New York City; Dr. LaSalle D. Leffall, Jr., American Cancer Society, Washington, D.C.; Dr. Donald Young, American Lung Association, Washington, D.C.; Dr. Robert M. Daugherty, Jr., American Heart Association, Washington, D.C.; and John S. Banzahf, III, Action on Smoking and Health, Washington, D.C.; and a panel of students from Washington, D.C. area high schools.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on the Judiciary: Committee ordered favorably reported the following measures:

An original bill (S. 3151) authorizing $2.5 billion for fiscal year 1979 for the Department of Justice;

An original resolution (S. Res. 467) waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of the aforementioned original bill;

S. 1874, to allow consumers and other parties who have not dealt directly with an antitrust violator to recover their damages under the antitrust laws, with amendments;

S. 2937, authorizing an additional $5,000,000 for pretrial services agencies;

An original resolution waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2937;

H.R. 1436 and S. 1909, private relief bills; and

The following nominations: Adrian G. Duplantier, to be U.S. district judge for the eastern district of Louisiana; Walter M. Heen, to be U.S. attorney for the district of Hawaii; Ishmael A. Meyers, to be U.S. attorney for the district of the Virgin Islands; and Gilbert G. Pompa, of Texas to be Director, Community Relations Service.

Committee indefinitely postponed action on S. 787, companion measure to H.R. 1436.

FISH AND WILDLIFE SERVICE

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure held oversight hearings on the practices and procedures of the Fish and Wildlife Service, receiving testimony from Lynn A. Greenwalt, Director, and Dr. Robert Smith, Office of Migratory Wildlife, both of the Fish and Wildlife Service, Department of the Interior; Dr. Michael Berger, Washington, D.C.; and Ray Arnett, Stockton, California, both representing the National Wildlife Federation; and John Gottschaulk, International Association of Fish and Wildlife Agencies, Washington, D.C.

Hearings were recessed subject to call.

LABELING OF EXPLOSIVES

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures concluded hearings on S. 2013, to require the additional labelng of explosive materials for the purpose of identification and detection, after receiving testimony from Richard J. Davis, Assistant Secretary of the Treasury for Enforcement and Operations.

House of Representatives

Chamber Action

Bills Introduced: 31 public bills, H.R. 12858–12888; 3 private bills, H.R. 12889–12891; and 8 resolutions, H.J. Res. 941–944, and H. Res. 1204–1207 were introduced.

Pages 15467–15469

Bills Reported: Reports were filed as follows:

H. Res. 1204, providing for the consideration of H.R. 12598, Foreign Relations Authorization Act for fiscal year 1979 (H. Rept. 95–1216);

H. Res. 1205, providing for the consideration of H.R. 12240, Intelligence and Intelligence-Related Program Authorization Act for fiscal year 1979 (H. Rept. 95–1217);

H. Res. 1206, providing for the consideration of H.R. 12426, to authorize the Secretary of the Treasury to provide financial assistance for the city of New York (H. Rept. 95–1218);

H.R. 3924, to declare that the United States holds in trust for the Pueblo of Santa Ana certain public domain lands, amended (H. Rept. 95–1219);

H.R. 10240, to declare that the United States holds in trust for the Pueblo of Zia certain public domain lands, amended (H. Rept. 95–1220); and

H.R. 3121, to convey all interests of the United States in certain real property in Sandoval County, New Mexico, to Walter Hernandez, amended (H. Rept. 95–1221).

Page 15467

Former Members: Pursuant to a unanimous-consent request of May 19, 1978, the House recessed at 11 a.m. to receive former Members of Congress; and reconvened at 12:15 p.m. Pages 15411–15415

North Atlantic Alliance: By a yea-and-nay vote of 370 yeas with 1 voting "present", Roll No. 374, the House passed S.J. Res. 137, reaffirming the unity of the North Atlantic Alliance commitment—clearing the measure for the President. Pages 15418–15419

Late Report: Committee on International Relations received permission to file a report by midnight Friday, May 26, on H. Res. 1194, expressing the sense of the House of Representatives with respect to the requested

testimony of former South Korean Ambassador Kim Dong Jo. Page 15419

Administrative Conference Act: House cleared for the President S. 1792, to amend the Administrative Conference Act; by agreeing to the Senate amendments to the House amendment thereto. Page 15420

United States-Canada Fishery Agreement: House passed H.R. 12571, to amend the Fishery Conservation Zone Transition Act in order to give effect to the Reciprocal Fisheries Agreement for 1978 between the United States and Canada. Pages 15420–15423

Flexible Work Schedules: By a yea-and-nay vote of 288 yeas to 57 nays, Roll No. 377, the House passed H.R. 7814, to authorize Federal agencies to experiment with flexible and compressed employee work schedules.

By a yea-and-nay vote of 338 yeas to 2 nays, Roll No. 376, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

The committee amendments;

An amendment that makes the establishment of experimental programs by agencies optional rather than mandatory; and

An amendment that requires the Civil Service Commission to provide for work schedules which will allow an employee to engage in overtime work, in lieu of overtime pay, to make up for time lost due to religious requirements.

Rejected an amendment that sought to strike language relating to the application of experiments in the case of negotiated contracts (rejected by a division vote of 9 ayes to 20 noes).

H. Res. 1165, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 360 yeas, Roll No. 375. Pages 15424–15439

Late Report: Committee on Armed Services received permission to file a report by 5 p.m. on Friday, May 26, on H.R. 9486, to authorize a contribution by the United States to the Tin Buffer Stock established under the Fifth International Tin Agreement. Page 15439

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of May 31. Page 15440

Unanimous-Consent Requests: Agreed to the following unanimous-consent requests:

Receive and Sign: That, notwithstanding the adjournment of the House until Wednesday, May 31, the Clerk be authorized to receive messages from the Senate and that the Speaker be authorized to sign any enrolled bills and joint resolutions duly passed by the two Houses; and

Resignations-Appointments: That, notwithstanding the adjournment of the House until Wednesday, May 31, the Speaker be authorized to accept resignations, and to appoint commissions, boards, and committees authorized by law or by the House. Page 15440

Suspensions: It was made in order to consider motions to suspend the rules and pass bills or resolutions on Wednesday, May 31. Pages 15440–15441

Civil Rights of Institutionalized Persons: House continued consideration of H.R. 9400, to authorize actions for redress in cases involving deprivations of rights of institutionalized persons secured or protected by the Constitution or laws of the United States; but came to no resolution thereon. Proceedings under the 5-minute rule will continue at a later date.

Pending when the Committee of the Whole rose was the committee amendment in the nature of a substitute.

Agreed To:

An amendment that provides for a one-House veto of standards promulgated by the Attorney General; and

An amendment that reinstates coverage for persons in jails, prisons, or other correctional institutions, but only permits the Attorney General to initiate a civil action in these areas when the court has transmitted a complaint or petition (agreed to by a recorded vote of 178 ayes to 109 noes, Roll No. 379). Pages 15441–15447

Referrals: Three Senate-passed measures were referred to the appropriate House committees. Page 15466

Adjournment: Adjourned at 5:05 p.m.

Committee Meetings

SUGAR STABILIZATION ACT

Committee on Agriculture: Continued hearings on H.R. 12486, Sugar Stabilization Act, and related bills. Testimony was heard from public witnesses.

Hearings continue Wednesday, May 31.

AGRICULTURAL TRADE ACT

Committee on Agriculture: Subcommittee on Department Investigations, Research and Oversight met and approved for full committee action H.R. 11442, as amended by H.R. 10946 as amended, Agricultural Trade Act of 1978.

HUD-INDEPENDENT AGENCIES—FOREIGN ASSISTANCE APPROPRIATIONS

Committee on Appropriations: Met and ordered reported favorably to the House bill making appropriations for HUD-Independent Agencies for fiscal year 1979; and

Bill making appropriations for Foreign Assistance for fiscal year 1979.

NATO ALLIES

Committee on Armed Services: Subcommittee on NATO Standardization, Interoperability and Readiness held a hearing on cooperation among the NATO Allies. Testimony was heard from Thomas A. Callaghan, Jr., Director, Allied Interdependence Project, Center for Strategic and International Studies, Georgetown University.

KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr. continued hearings in executive session.

TIN BUFFER STOCK

Committee on Banking, Finance and Urban Affairs: Met for discussion of H.R. 9486, to authorize a contribution by the United States to the Tin Buffer Stock established under the Fifth International Tin Agreement, and will meet to vote on the bill on Thursday, June 1.

SURFACE TRANSPORTATION ACT WAIVER

Committee on the Budget: Met for consideration of waiver recommendation on Surface Transportation Act of 1978 (H.R. 11733), and other committee business.

IRS ADMINISTRATION OF LOBBYING RELATED TAX LAWS

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs continued hearings on IRS's administration of tax laws relating to lobbying. Testimony was heard from public witnesses.

NUCLEAR SITING AND LICENSING ACT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment continued hearings on H.R. 11704, Nuclear Siting and Licensing Act of 1978. Testimony was heard from EPA Administrator Douglas Costle; Gus Speth, Member, Council on Environmental Quality; a representative of National Governors' Association; and Dr. Richard Maullin, Chairman, California Energy Conservation and Development Commission.

HYDROELECTRIC POWERPLANTS

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources held a hearing on H.R. 9333, to authorize the Secretary of the Interior to construct hydroelectric powerplants and various existing water projects. Testimony was heard from Representative Santini.

Hearings continue Thursday, June 8.

U.S.-ANGOLA RELATIONS

Committee on International Relations: Subcommittee on Africa held a hearing on United States-Angola relations. Testimony was heard from Assistant Secretary of State Richard Moose; Professor Gerald Bender, University of California, San Diego; and John Stockwell, former Chief, CIA, Angola Task Force.

PERFORMANCE RIGHTS AMENDMENT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued hearings on H.R. 6063, performance rights in sound recordings. Testimony was heard from Livingston Biddle, Chairman, National Endowment for the Arts, and Louise Weiner, Special Assistant to the Secretary for Cultural Affairs, Department of Commerce.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued markup of H.R. 6869 and 2311, Criminal Code revision, and will resume on Wednesday, May 31.

PRIVATE IMMIGRATION

Committee on the Judiciary: Subcommittee on Immigration, Citizenship, and International Law met and acted on private immigration bills.

ENDANGERED SPECIES ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment continued oversight hearings on the Endangered Species Act of 1973. Testimony was heard from Representatives Bevill, Flowers, Buchanan, Ryan, and Jeffords; Chris Doss, County Commissioner of Public Works, Jefferson County, Ala.; Professor John Moeller, University of Alabama; Representatives of Departments of Interior, Commerce, and General Accounting Office; CEQ Chairman Warren; and public witnesses.

Hearings continue Thursday, June 1.

STATE/CITY DRUG ABUSE PREVENTION

Select Committee on Narcotics Abuse and Control: Held a hearing on State/City drug abuse prevention. Testimony was heard from Dr. Helen Nowlis, Office of Education, HEW; William J. McCord, Director, South Carolina Single State Agency; Frank Nelson, Director, Florida Single State Agency; Raoul Tuset, Director, Multi-Cultural Resource Center, Los Angeles; Dr. David Lewis, Director, National Association for City Drug Coordinators; Dr. Irma Strantz, Drug Abuse Program Director for County of Los Angeles; and Richard Neuner, Prevention Coordinator for the State of Minnesota.

U.S. POPULATION CHANGE

Select Committee on Population: Continued hearings on the domestic consequences of U.S. population change. Testimony was heard from Mary Berry, Assistant Secretary for Education, HEW; Joe D. Wray, Population Studies Center, Harvard University; Sandra Hofferth,

Analyst, Urban Institute, D.C.; Katherine Eisenberger, Department of Education, Hunter College; Harriet Fishlow, Office of Academic Affairs, University of California; and Robert Spencer, President, Sangamon Illinois State University.

TREATMENT REQUIREMENT FOR DISCHARGE INTO MARINE WATERS

Committee on Public Works and Transportation: Subcommittee on Water Resources continued hearings on modification of the secondary treatment requirement for municipalities which discharge into marine waters. Testimony was heard from public witnesses.

NEW YORK CITY FINANCIAL ASSISTANCE ACT

Committee on Rules: Granted a modified rule providing two and one-half hours of general debate; two hours to be equally divided and controlled by the Chairman and ranking minority member of the Committee on Banking, Finance and Urban Affairs, one-half hour to be equally divided and controlled by the chairman and ranking minority member of the Committee on Ways and Means; waiving section 402(a) of the Congressional Budget Act of 1974; providing that the bill be read for amendment by titles instead of by sections; providing that no amendment by title II of the bill, including an amendment in the nature of a substitute which would change title II, shall be in order except amendments recommended by the Committee on Ways and Means, and said amendments shall not be subject to amendment and providing it shall be in order to consider the amendment recommended by the Committee on Ways and Means now printed in the bill on page 10, lines 12 through 18, and waiving all points of order against said amendment for failure to comply with the provisions of clause 7, Rule XVI, on H.R. 12426, New York City Financial Assistant Act of 1978. Testimony was heard from Chairman Reuss and Representatives Moorhead of Pennsylvania, McKinney, Kelly and Rangel. Statements for the record were submitted by Chairman Reuss and Representatives Moorhead of Pennsylvania, McKinney and Kelly.

NATIONAL WEATHER SERVICE ACT

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather continued hearings on H.R. 8763, National Weather Service Act of 1977. Testimony was heard from Dr. Robert White, former administrator, NOAA; Brig. Gen. Berry Rowe, Air Weather Service, U.S. Air Force; Dr. Louis Battan, National Advisory Committee on Oceans and Atmosphere; and Rear Adm. Emory D. Stanley (Ret.), Sea Use Council, Seattle, Washington.

Hearings continue Tuesday, June 6.

WEATHER MODIFICATION

Committee on Science and Technology: Subcommittee on the Environment and the Atmosphere held a hearing on preview of the National Weather Modification Advisory Board's Report. Testimony was heard from Harlan Cleveland, Chairman, and members of the Board.

TAXATION OF FRINGE BENEFITS—TAX TREATMENT OF INCOME EARNED ABROAD

Committee on Ways and Means: Met and ordered reported favorably to the House H.R. 12841 amended, to prohibit the issuance of regulations on the taxation of fringe benefits; and

Referred to the Subcommittee on Miscellaneous Revenue Measures the subject of tax treatment of income earned abroad, with instructions to report back to the full committee in fourteen days.

Friday, May 26, 1978

Senate

Chamber Action

Routine Proceedings, pages 15633–15713

Bills Introduced: Seven bills and two resolutions were introduced, as follows: S. 3154–3160; and S. Res. 469 and 470. Pages 15674, 15679, 15702

Bills Reported: Reports were made as follows:

S. 3156, to provide for consumer rights and safeguards in electronic fund transfer systems, together with additional views (S. Rept. 95–915).

Second Report of Committee on Banking, Housing, and Urban Affairs on the Conduct of Monetary Policy, together with additional and supplemental views (S. Rept. 95–916).

S. 2937, authorizing an additional $5 million for pretrial services agencies (S. Rept. 95–917).

S. Res. 450, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 11877, authorizing funds for fiscal year 1979 for the Peace Corps (S. Rept. 95–918).

S. Res. 453, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3075, authorizing funds for fiscal year 1979 for international security assistance programs (S. Rept. 95–919).

S. Res. 455, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3076, to authorize funds for fiscal year 1979 for the Department of State, the International Communication Agency, and the Board for International Broadcasting (S. Rept. 95–920).

S. Res. 456, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3067, to authorize funds for the Commission on Civil Rights (S. Rept. 95–921).

S. Res. 460, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3112, authorizing an additional $10 million for fiscal year 1978 for construction of the Library of Congress James Madison Memorial Building (S. Rept. 95–922).

S. Res. 470, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2937 (without written report—referred to Committee on the Budget). Page 15674

Bills Passed:

Philippines veterans' benefits: Senate passed with committee amendment and returned to the House H.R. 5029, to extend for one year authority to provide benefits to the Philippines for medical care and treatment of eligible veterans. Pages 15705–15707

Guayule rubber production: Senate passed with committee amendment S. 1816, authorizing funds for fiscal years 1979–1982 for a program of research, development, and demonstration of guayule rubber production. Pages 15707–15709

Environmental Protection Agency: Senate passed H.R. 11302, authorizing funds for fiscal year 1979 for research and development programs of the Environmental Protection Agency, after agreeing to committee amendments and Robert C. Byrd (for Culver) unprinted amendment No. 1324, of a technical nature. Pages 15709–15710

Gifts: Senate passed S. 2951, authorizing the Secretary of Agriculture to accept and administer on behalf of the U.S. gifts or devises of real or personal property for the benefit of the Department of Agriculture. Page 15710

D.C. criminal cases: Senate passed S. 2512, to authorize the arrest in the District of Columbia of material witnesses in criminal cases. Pages 15710–15711

D.C. bail procedures: Senate passed S. 2556, changing the name of the District of Columbia Bail Agency to the District of Columbia Pretrial Service Agency. Page 15711

Public lands conservation: Committee on Environment and Public Works was discharged from the further consideration of H.R. 10882, authorizing funds for fiscal years 1979–1982 to carry out conservation and rehabilitation programs on military reservations and certain public lands, and the bill was then passed after striking all after the enacting clause and inserting in lieu thereof provisions of Senate companion bill S. 2987, as passed by the Senate on Thursday, May 25.

Senate then vitiated its action in passing S. 2987, and the bill was then indefinitely postponed. Pages 15711–15712

Labor Reform Bill: Senate continued consideration of H. R. 8410, to amend the National Labor Relations Act so as to strengthen the remedies and expedite procedures under such Act. Pending at recess was Robert C. Byrd amendment No. 2254, to prohibit the N.L.R.B. from exercising jurisdiction over small business currently exempt, to Ford amendment No. 1768, to designate regional ombudsman for the N.L.R.B. Pages 15635–15651, 15654–15663

Presidential Message: Senate received a message from the President transmitting the Sixteenth Annual Report on Employment and Training Requirements, Resources, and Utilization, as required by the Comprehensive Employment and Training Act—referred to Committee on Human Resources (PM–178). Page 15672

Vice Presidential Appointments: Vice President appointed Senators Morgan, Sarbanes, DeConcini, Javits, Tower, and Percy to attend the Mexico-U.S. Interparliamentary Conference to be held in Washington, D.C., June 5–10, 1978. Page 15712

Senate Authorizations: During the forthcoming recess of the Senate until 12 noon on Monday, June 5, the Secretary of the Senate is authorized to receive and refer messages from the President and the House of Representatives; the Vice President, President pro tempore, and Acting President pro tempore, are authorized to sign duly-enrolled bills and joint resolutions; and the Vice President and President pro tempore are authorized to make appointments to commissions or committees. Page 15635

Also, all committees are authorized to file reports between the hours of 9 a.m. and 3 p.m. on Wednesday, May 31. Page 15635

Confirmations: Senate confirmed the following nominations:

To be U.S. Representatives to the Tenth Special Session of the U.N. General Assembly Devoted to Disarmament: Andrew J. Young, of Georgia; W. Averell Harriman, of New York; Senator McGovern; Representative Whalen; and Paul Newman, of Connecticut;

To be Alternate Representatives of the U.S. to the Tenth Special Session of the U.N. General Assembly Devoted to Disarmament: Adrian S. Fisher, of the District of Columbia; James F. Leonard, Jr., of New York; Senator Mathias; Representative Simon; and Marjorie Craig Benton, of Illinois;

Adrian G. Duplantier, to be U.S. district judge for the eastern district of Louisiana;

Gilbert G. Pompa, of Texas, to be Director, Community Relations Service;

Walter M. Heen, of Hawaii, to be U.S. attorney for the district of Hawaii; and

Ishmael A. Meyers, of the Virgin Islands, to be U.S. attorney for the district of the Virgin Islands.

Page 15713

Nomination: Senate received the nomination of Warren D. Manshel, of New York, to be Ambassador to Denmark. Page 15713

Consecutive Referral—Disease Prevention: By unanimous consent it was agreed that when and if S. 3115, Disease Prevention and Health Promotion Act, is reported to the Senate by Committee on Human Resources, it be referred to Committee on Commerce, Science, and Transportation for not to exceed 45 days for its consideration of Title IV of the bill. Page 15672

Bills Referred: Sundry House-passed bills were referred to appropriate Senate committees. Page 15672

Messages From the House: Page 15672

Amendments Submitted for Printing: Pages 15679–15680

Communications: Pages 15672–15673

Statements on Introduced Bills: Pages 15674–15679

Additional Statements: Pages 15680–15699

Recess: Senate met at 10 a.m. and, in accordance with provisions of H. Con. Res. 634, recessed at 2:36 p.m. Pages 15712–15713

Committee Meetings

INTERSTATE LAND SALES

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on the interstate land sales program administered under the Department of Housing and Urban Development, and on S. 2716, changing the jurisdiction of the Department of HUD's Office of Interstate Land Sales Registration, receiving testimony from Herman J. Smith, National Association of Home Builders, Washington, D.C.; Albert E. Abrahams, National Association of Realtors, Washington, D.C.; Gary A. Terry, American Land Development Association, Washington, D.C.; Leslie Allan, INFORM, New York City; Karl Fleming, National Association of Real Estate Licensing Law Officials, Colonia, New Jersey; and Mark Muscarello, Elgin, Illinois.

Hearings were recessed subject to call.

SALT BRIEFING

Committee on Foreign Relations: Committee met in closed session to receive a briefing on the status of the SALT negotiations from Secretary of State Cyrus Vance and Paul C. Warnke, Director, Arms Control and Disarmament Agency.

Committee recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Wednesday, May 31.

Committee Meetings

No committee meetings were held.

Wednesday, May 31, 1978

Senate

Chamber Action

Senate was not in session today. It will next meet at 12 noon on Monday, June 5.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 20 public bills, H.R. 12892–12911; 3 private bills, H.R. 12912–12914; and 14 resolutions, H.J. Res. 945–953, H. Con. Res. 635, and H. Res. 1208–1211, were introduced. Pages 15803–15804

Bills Reported: Reports were filed as follows:

H. Res. 1194, regarding the requested testimony of former Korean Ambassador Kim Dong Jo before the Committee on Standards of Official Conduct, amended (H. Rept. 95–1222, filed on Friday, May 26);

H.J. Res. 944, Urgent Grain Inspection Supplemental Appropriations (H. Rept. 95–1223);

Report of the Committee on Appropriations entitled "Subdivision to Subcommittees of Budget Totals agreed to in First Concurrent Resolution on the Budget for fiscal year 1979" (H. Rept. 95–1224);

H.R. 10173, to amend title 38, United States Code, to improve the pension programs for veterans, and survivors of veterans, of the Mexican border period, World War I, World War II, the Korean conflict, and the Vietnam era, amended (H. Rept. 95–1225);

H.R. 11886, to amend title 38, United States Code, to increase the rates of disability compensation for disabled veterans, and to increase the rates of dependency and indemnity compensation for their survivors, amended (H. Rept. 95–1226);

H.R. 11887, to amend title 38, United States Code, to increase the rates of dependency and indemnity compensation for parents (H. Rept. 95–1227);

H.R. 11888, to amend title 38, United States Code, to change the minimum disability rating a veteran must have in order to receive additional compensation for dependents from 50 per centum to 40 per centum (H. Rept. 95–1228);

H.R. 11889, to amend title 38, United States Code, to increase from $100 to $200 the monthly rate of special pension payable to each person who has been awarded the Medal of Honor (H. Rept. 95–1229);

H.R. 11890, to amend title 38 of the United States Code to provide that the survivors of a veteran who was rated totally and permanently service-connected disabled for a period of at least ten years would be entitled to dependency and indemnity compensation as though the veteran had died from a service-connected disability, amended (H. Rept. 95–1230);

H.R. 11891, to amend title 38, United States Code, to provide for a two-step aid and attendance compensation payment system for certain severely disabled veterans (H. Rept. 95–1231);

H.R. 12841, to prohibit the issuance of regulations on the taxation of fringe benefits, amended (H. Rept. 95–1232);

H. Con. Res. 612, condemning violations of rights by the Government of the Republic of Uganda and urging the President to take certain actions with respect to those violations (H. Rept. 95–1233); and

H. Res. 1208, providing for the consideration of H.R. 15, to extend for five years certain elementary, secondary, and other education programs (H. Rept. 95–1234). Pages 15802–15803

Journal: By a yea-and-nay vote of 318 yeas to 14 nays with 1 voting "present", Roll No. 380, the House approved the Journal of Thursday, May 25. Pages 15739–15740

Presidential Message—Employment and Training: Read a message from the President wherein he transmits to Congress the annual Employment and Training Report of the President—referred to the Committee on Education and Labor. Page 15741

National Climate Program: House disagreed to the Senate amendments to H.R. 6669, to establish a national climate program; and asked a conference. Appointed as conferees: Representatives Teague, Brown of California, Ambro, Wirth, Beilenson, Walker, and Winn. Page 15743

Pacific Fisheries: House cleared for the President H.R. 11657, to authorize appropriations to carry out the Central, Western, and South Pacific Fisheries Development Act until the close of fiscal year 1983; by agreeing to the Senate amendments thereto. Page 15743

National Wildlife Refuges: House agreed, with amendment, to the Senate amendment to H.R. 5493, to extend until October 1, 1980, the appropriation authorizations for the Seal Beach, Great Dismal Swamp, and San Francisco Bay National Wildlife Refuges—returning the measure to the Senate.

Subsequently, the House agreed to H. Con. Res. 635, directing the Clerk of the House of Representatives to make a correction in the enrollment of H.R. 5493. Pages 15744–15745

Suspensions: House voted to suspend the rules and pass the following:

Korean investigation: H. Res. 1194, amended, expressing the sense of the House that until the testimony of Kim Dong Jo is made available under oath to the Committee on Standards of Official Conduct, the transfer of anything of value to the Republic of Korea for nonmilitary purposes should be made only where the refusal to do so would imperil the national security of the United States or the territorial integrity of the Republic of Korea; and that refusal of the United States to make such transfers, would not, under present circumstances imperil the national security of the United States or the territorial integrity of the Republic of Korea (agreed to by a yea-and-nay vote of 321 yeas to 46 nays, Roll No. 382). Agreed to amend the title.

Earlier, objection was heard to a unanimous-consent request to vacate further proceedings under the motion to suspend the rules and pass H. Res. 1194; Pages 15745–15752, 15754–15755

Glenn Cunningham and Standing Bear Lakes: H.R. 7041, to rename two lakes which have been completed as part of the Papillion Creek basin project as the Glenn Cunningham Lake and the Standing Bear Lake (passed by a yea-and-nay vote of 369 yeas, Roll No. 383); and Pages 15752–15753, 15755

R. Shaefer Heard Park: H.R. 212, to provide that the park referred to as the East Lake Park located within the West Point Lake project on the Chattahoochee River, Georgia, shall hereafter be known and designated as the "R. Shaefer Heard Park" (passed by a yea-and-nay vote of 359 yeas to 4 nays, Roll No. 384). Pages 15753–15754, 15755–15756

Grain Inspection Appropriations: It was made in order to consider H.J. Res. 944, Urgent Grain Inspection Supplemental Appropriations, on Tuesday, June 6, or any day thereafter, in the House as in the Committee of the Whole. Page 15759

Foreign Relations Authorization: By a yea-and-nay vote of 240 yeas to 124 nays, Roll No. 390, the House passed H.R. 12598, Foreign Relations Authorization Act for fiscal year 1979.

Rejected a motion to recommit the bill to the Committee on International Relations.

Agreed To:

An amendment that encourages the United Nations to hold a World Alternate Energy Conference in 1981 to consider the development and use of alternate energy sources to meet the world's energy needs;

An amendment that deletes the $100,000 authorization for a special study group to investigate additional parliamentary exchanges or assemblies (agreed to by a division vote of 16 ayes to 12 noes);

An amendment that makes it unlawful for persons to enter or depart from the United States without a valid passport, subject to limitations and exceptions as the President may authorize;

An amendment that deletes language striking the limit on entertainment expenses of international commissions—American sections;

An amendment that strikes language authorizing the establishment of a Commission on Proposals for a Center for Conflict Resolution (agreed to by a recorded vote of 237 ayes to 135 noes, Roll No. 387, after having been previously rejected by a division vote of 13 ayes to 13 noes);

An amendment that strikes language authorizing the establishment of an Institute for International Human Rights (agreed to by a recorded vote of 202 ayes to 164 noes, Roll No. 388, after having been previously rejected by a division vote of 49 ayes to 50 noes);

An amendment that extends penalty mail privilege to the United States-Japan Friendship Commission;

An amendment that prohibits use of authorized funds for the purposes of reparations, aid or payments to the Socialist Republic of Vietnam; and

An amendment that prohibits use of authorized funds directly or indirectly to effect implementation of the Panama Canal Treaties of 1978 without a specific Act of Congress (agreed to by a recorded vote of 203 ayes to 163 noes, Roll No. 389, after having been previously rejected by a division vote of 47 ayes to 57 noes).

Agreed to amend the title.

H. Res. 1204, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 363 yeas to 10 nays, Roll No. 385.

The Clerk was authorized to correct section numbers, punctuation, references, and cross references in the engrossment of the bill. Pages 15756–15787

NASA Authorization: House disagreed to the Senate amendment to H.R. 11401, to authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management; and asked a conference. Appointed as conferees: Representatives Teague, Fuqua, Milford, Roe, Lloyd of California, Wydler, and Winn. Page 15787

Committee To Sit: Committee on Science and Technology received permission to sit during proceedings of the House under the 5-minute rule on Thursday, June 1. Page 15787

Referrals: Five Senate-passed measures were referred to the appropriate House committees. Page 15801

Adjournment: Adjourned at 7:16 p.m.

Committee Meetings

SUGAR STABILIZATION ACT

Committee on Agriculture: Continued hearings on H.R. 12486, Sugar Stabilization Act, and related bills. Testimony was heard from public witnesses.

AGRICULTURAL TRADE ACT

Committee on Agriculture: Subcommittee on Department Investigations, Research and Oversight held a hearing on Grassley export sales reporting amendment to H.R. 11442, Agricultural Trade Act. Testimony was heard from USDA; GAO and public witnesses.

PUBLIC WORKS APPROPRIATIONS—GRAIN INSPECTION SUPPLEMENTAL—COMMITTEE BUDGET REPORT

Committee on Appropriations: Met and ordered reported favorably to the House the following measures:

Bill making appropriations for public works for fiscal year 1979, amended;

H.J. Res. 944, Making urgent grain inspection supplemental appropriations for the Department of Agriculture, Federal Grain Inspection Service, for the fiscal year ending Sept. 30, 1978; and

Committee budget report to the House pursuant to Section 302 of the Congressional Budget Act.

JUNIOR ENLISTED SERVICEMEMBERS

Committee on Armed Services: Subcommittee on Military Compensation continued hearings on the financial situation of junior enlisted servicemembers stationed overseas. Testimony was heard from junior enlisted servicemembers stationed in the Washington, D.C. area who have recently returned from overseas.

U.S. ECONOMY

Committee on Armed Services: Subcommittee on NATO Standardization, Interoperability and Readiness held a hearing on United States economy, employment, balance of trade and technology transfer. Testimony was heard from William Cox, Deputy Chief Economist, Department of Commerce.

KENNEDY ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of President John F. Kennedy continued hearings in executive session, and will resume tomorrow.

ONE-DOLLAR COIN

Committee on Banking, Finance and Urban Affairs: Subcommittee on Historic Preservation and Coinage continued hearings on H.R. 12444, to change the size, weight, and design of the one-dollar coin. Testimony was heard from Representatives Oakar and Schroeder; and public witnesses.

SAFE BANKING ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued markup of H.R. 9600, Safe Banking Act, and will resume on Monday, June 5.

PRINTING RESOLUTIONS—COMMITTEE BUSINESS

Committee on House Administration: Met and ordered reported favorably to the House by unanimous consent the following measures:

S. 1267, to require mandatory application of the General Records Schedules to all Federal agencies;

H. Res. 847, Providing for the printing as a House document of a print of the Committee on Science and Technology;

H. Res. 932, Providing for the printing of the report "Mandatory Retirement: The Social and Human Cost of Enforced Idleness";

H. Res. 933, Providing for the printing of the report "Senior Transportation Ticket to Dignity";

H. Res. 934, Providing for the printing of the committee print "Federal Responsibility to the Elderly";

H. Res. 1136, Providing for the printing of a booklet entitled "Duties of the Speaker";

H. Con. Res. 441, Providing for the printing of the report "New Perspectives in Health Care for Older Americans";

H. Con. Res. 561 as amended, Authorizing the printing as a House document the folder "The United States Capitol"; and

S. Con. Res. 89, Providing for the printing of 2,000 additional copies of Volume II of Senate Ethics Committee hearings entitled "Korean Influence Inquiry."

The Committee tabled H. Con. Res. 556; and approved by unanimous consent eight accounts matters, and referred back to the Subcommittee on Accounts without action seven pending requests for overdrawn accounts relief.

ANTI-NARCOTICS OPERATIONS

Select Committee on Intelligence: Subcommittee on Oversight held a hearing in executive session on anti-narcotics operations with testimony from CIA officials.

INDIAN LANDS—WILDERNESS LANDS

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House the following bills:

S. 785 was reconsidered and further amended, to declare certain lands held in trust by the U.S. for the Paiute and Shoshone Tribes of the Fallon Indian Reservation, Nevada;

H.R. 11894 amended, to amend certain laws relating to the Osage Tribe in Oklahoma;

H.R. 4384 amended, to amend certain laws relating to the Osage Tribe in Oklahoma;

H.R. 10581, to provide for the distribution of certain judgment funds awarded by the Indian Claims Commission to the Confederated Tribes and Bands of the Yakima Indian Nation;

S. 947, to declare certain federally owned land known as the Yardeka School land to be held in trust for the Creek Nation of Oklahoma; and

S. 2033, to provide for the conveyance of certain lands in the Wenatchee National Forest, Washington, by the Secretary of Agriculture.

PEACE CORPS

Committee on International Relations: Subcommittee on International Development met and approved for full committee action a draft bill in lieu of H.R. 9774, to restate the purpose of the Peace Corps, and to establish the Peace Corps as a Government Foundation.

CLONING

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment held an oversight hearing on cell biology. Testimony was heard

from a panel of scientific experts; a panel from National Institutes of Health; and a panel on biomedical ethics.

AMERICAN LEGION MEMBERSHIP—PRIVATE CLAIMS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations met and approved for full committee action S. 2424, to amend the Act incorporating the American Legion so as to redefine eligibility for membership; and acted on private claims bills.

EDUCATION AMENDMENTS

Committee on Rules: Granted an open rule providing two hours of general debate; waiving section 402(a) of the Congressional Budget Act of 1974; making the committee amendment in order as an original bill for the purpose of amendment; providing that the substitute be read for amendment by titles instead of by sections; waiving all points of order against the substitute for failure to comply with the provisions of clause 7, Rule XVI, clause 5, Rule XXI and section 401(a) of the Congressional Budget Act of 1974 and providing one motion to recommit with or without instructions, on H.R. 15, Education Amendments of 1978. Testimony was heard from Chairman Perkins.

BOUNDARY WATERS CANOE AREA

Committee on Rules: Granted an open rule providing two hours of general debate and providing it shall be in order to consider the amendment printed in the Congressional Record of May 31, 1978 by Representative Oberstar of Minnesota if offered as an amendment in the nature of a substitute to the bill, on H.R. 12250, to designate to Boundary Waters Canoe Area Wilderness, and to establish the Boundary Waters Canoe Area National Recreation Area. Testimony was heard from Chairman Udall and Representatives Phillip Burton, Vento and Oberstar. Statements for the record were submitted by Chairman Udall and Representative Phillip Burton.

Joint Committee Meeting

ECONOMIC CHANGE

Joint Economic Committee: Committee began hearings on economic change, receiving testimony today on long term demographic trends from Peter Morrison, The RAND Corporation, Santa Monica, Calif.; Calvin Beale, Leader of the Population Studies Group, Economics, Statistics, and Cooperatives Service, Department of Agriculture. Thomas Muller, The Urban Institute, Washington, D.C., and Robert Theobald, Wickenberg, Arizona.

Hearings continue tomorrow.

Thursday, June 1, 1978

Senate

Chamber Action

Senate was not in session today. It will next meet at 12 noon on Monday, June 5.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 26 public bills, H.R. 12915–12940; 6 private bills, H.R. 12941–12946; and 7 resolutions, H.J. Res. 954, H. Con. Res. 636 and 637, and H. Res. 1212–1215 were introduced. Pages 16010–16011

Bills Reported: Reports were filed as follows:

Report entitled "Small Business Committee Allocation of Budget Totals to Subcommittees for fiscal year 1979" (H. Rept. 95–1235);

H.J. Res. 945, making an urgent supplemental appropriation for the black lung program of the Department of Labor for the fiscal year ending September 30, 1978 (H. Rept. 95–1236);

H.R. 185, to amend section 2632 of title 10, United States Code, to provide the Secretary of the department in which the Coast Guard is operating with the authority to transport Coast Guard employees to and from certain places of employment (H. Rept. 95–1237);

H.R. 188, to amend the Intervention on the High Seas Act to implement the Protocol Relating to Intervention on the High Seas in Cases of Marine Pollution by Substances Other Than Oil, 1973, amended (H. Rept. 95–1238);

Report entitled "Appropriations Committee Recommendations Compared with the Allocation of Budget Totals to the Appropriations Committee for Fiscal Year 1979" (H. Rept. 95–1239);

Report entitled "Foreign Tax Credits Claimed by United States Petroleum Companies" (H. Rept. 95–1240);

H.R. 12196, to provide for cost-of-living adjustments in the annuity of a retired Comptroller General (H. Rept. 95–1241);

H.R. 12252, to provide an allowance to States or agencies or political subdivisions of States for expenses incurred in the burial of veterans (H. Rept. 95–1242);

H.R. 12258, to amend title 38, United States Code, to increase the maximum amount which the Administrator of Veterans' Affairs may pay for the funeral expenses of a veteran from $250 to $350 (H. Rept. 95–1243);

H.R. 12257, to amend title 38, United States Code, to authorize the Administrator of Veterans' Affairs to furnish cemetery memorial headstones or markers to commemorate veterans who die after being honorably discharged and whose remains are not recovered or identified (H. Rept. 95–1244);

H.R. 12261, to pay tribute to those members of the United States Armed Forces who served honorably in Southeast Asia during the Vietnam conflict (H. Rept. 95–1245);

H.R. 12927, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1979 (H. Rept. 95–1246);

H.R. 12928, making appropriations for public works for water and power development and energy research for the fiscal year ending September 30, 1979 (H. Rept. 95–1247);

H.R. 12929, making appropriations for the Departments of Labor, and Health, Education, and Welfare, and related agencies, for the fiscal year ending September 30, 1979 (H. Rept. 95–1248);

H.R. 12930, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1979 (H. Rept. 95–1249);

H.R. 12931, making appropriations for Foreign Assistance and related programs for the fiscal year ending September 30, 1979 (H. Rept. 95–1250);

H.R. 12932, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1979 (H. Rept. 95–1251);

H.R. 12933, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1979 (H. Rept. 95–1252);

H.R. 12934, making appropriations for the Departments of State, Justice, and Commerce, the Judiciary, and related agencies for the fiscal year ending September 30, 1979 (H. Rept. 95–1253);

H.R. 12935, making appropriations for the legislative branch for the fiscal year ending September 30, 1979 (H. Rept. 95–1254);

H.R. 12936, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1979 (H. Rept. 95–1255);

H. Res. 1212, providing for the consideration of H.R. 11493, Amtrak Improvement Act of 1978 (H. Rept. 95–1256);

H. Res. 1213, providing for the consideration of H.R. 12250, to designate the Boundary Waters Canoe Area Wilderness, and to establish the Boundary Waters Canoe Area National Recreation Area (H. Rept. 95–1257);

H. Res. 1214, providing for the consideration of H.R. 12433, Housing and Community Development Amendments of 1978 (H. Rept. 95–1258);

H. Res. 1215, providing for the consideration of H.R. 12505, Solar Power Satellite Research, Development, and Demonstration Program Act of 1978 (H. Rept. 95–1259); and

Report entitled "Report of the Committee on Education and Labor pursuant to section 302(b) of the Congressional Budget Act of 1974" (H. Rept. 95–1260).

Pages 16009–16010

Tuition Tax Credit: By a yea-and-nay vote of 237 yeas to 158 nays, Roll No. 396, the House passed H.R. 12050, to amend the Internal Revenue Code of 1954 to provide a Federal income tax credit for tuition.

Rejected a motion to recommit the bill to the Committee on Ways and Means.

Agreed to an amendment that extends the tax credit to private, nonprofit elementary or secondary school tuition (agreed to by a recorded vote of 209 ayes to 194 noes, Roll No. 393).

Rejected:

An amendment that sought to increase from 25 percent to 50 percent the portion of tuition eligible for the tax credit (rejected by a recorded vote of 142 ayes to 261 noes, Roll No. 394); and

An amendment in the nature of a substitute that sought to provide deferral of income taxes for college tuition, which the taxpayer would repay over a period of 10 years, rather than a tax credit (rejected by a recorded vote of 155 ayes to 239 noes, Roll No. 395).

H. Res. 1178, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 294 yeas to 97 nays, Roll No. 392. Pages 15858–15931

Black Lung Program: It was made in order to consider H.J. Res. 945, making an urgent supplemental appropriation for the black lung program of the Department of Labor for the fiscal year ending September 30,

1978, on Tuesday, June 6, or any day thereafter, in the House as in the Committee of the Whole. Page 15932

Elementary and Secondary Education: By a yea-and-nay vote of 339 yeas to 13 nays, Roll No. 398, the House agreed to H. Res. 1208, providing for the consideration of H.R. 15, to extend for five years certain elementary, secondary, and other education programs.

Pages 15935–15937

Export-Import Bank: House completed all general debate and began reading for amendment on H.R. 12157, to amend and extend the Export-Import Bank Act of 1945; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Friday, June 2.

By a yea-and-nay vote of 314 yeas to 13 nays, Roll No. 399, the House agreed to resolve itself into the Committee of the Whole.

Agreed to committee amendments Nos. 1, 2 (agreed to by a division vote of 87 ayes to 7 noes), 3, 4, and 5.

Rejected an amendment that sought to permit the Bank to guarantee, insure, or extend credit to South Africa as long as it also extends credit to or is authorized to extend credit to communist countries (rejected by a recorded vote of 157 ayes to 190 noes, Roll No. 401).

H. Res. 1168, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 364 yeas to 4 nays, Roll No. 397.

Pages 15933–15935, 15937–15946

Subcommittee To Sit: Subcommittee on Oversight and Investigations of the Committee on Interstate and Foreign Commerce received permission to sit during proceedings of the House under the 5-minute rule on Friday, June 2. Page 15946

Adjournment: Adjourned at 8:55 p.m.

Committee Meetings

SUGAR STABILIZATION ACT

Committee on Agriculture: Concluded hearings on H.R. 12486, Sugar Stabilization Act, and related bills, with testimony from public witnesses.

TRANSPORTATION—LABOR-HEW APPROPRIATIONS—BLACK LUNG SUPPLEMENTAL—SECTION 307 REPORT

Committee on Appropriations: Met and ordered reported favorably to the House the following measures:

Bill making appropriations for the Department of Transportation for fiscal year 1979;

Bill making appropriations for the Departments of Labor and Health, Education, and Welfare for fiscal year 1979, amended;

H.J. Res. 945, making an urgent supplemental appropriation for the black lung program of the Department of Labor for the fiscal year ending September 30, 1978; and

Committee report of recommendations compared with the allocation of budget totals to the Appropriations Committee for fiscal year 1979, pursuant to Section 307 of the Congressional Budget Act of 1974.

NATO ALLIANCE

Committee on Armed Services: Special Subcommittee on NATO Standardization, Interoperability and Readiness held a hearing on political relations within the NATO Alliance. Testimony was heard from Assistant Secretary of State for European Affairs George S. Vest.

REAL ESTATE PROJECTS

Committee on Armed Services: Subcommittee on Military Installations and Facilities met for consideration of pending cost variation reports and real estate projects and approved 6 cost variation reports; 8 acquisition reports; and 11 disposal reports.

TIN BUFFER STOCK—ELECTRONIC FUND TRANSFER ACT

Committee on Banking, Finance and Urban Affairs: Met and ordered reported favorably to the House the following bills:

H.R. 9486 as amended, to authorize a contribution by the United States to the Tin Buffer Stock established under the Fifth International Tin Agreement; and

H.R. 12775 as amended, Electronic Fund Transfer Act.

COMMITTEE BUDGET

Committee on Education and Labor: Met for consideration of budget report to the House pursuant to Section 302(b) of the Congressional Budget Act.

EMPLOYEE RETIREMENT INCOME SECURITY ACT

Committee on Education and Labor: Subcommittee on Labor Standards, Pension Task Force, held an oversight hearing on the Employee Retirement Income Security Act. Testimony was heard from representatives of ERISA Industry Committee; State of California; State of Hawaii, and the National Association of Insurance Commissioners.

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations continued hearings on investigation of Korean-American relations. Testimony was heard from Rinn Sup Shinn, Senior Research Political Scientist, American University; John E. Nidecker, former aide to President Nixon; and Richard Sneider, U.S. Ambassador to the Republic of Korea.

UNDOCUMENTED WORKERS

Committee on International Relations: Subcommittee on Inter-American Affairs held a hearing on Undocumented Workers: Implications for U.S. Policy in the Western Hemisphere. Testimony was heard from Abelardo D. Valdez, Assistance Administrator and Deputy U.S. Coordinator, Bureau of Inter-American Affairs, Department of State.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued markup of H.R. 6869 and 2311, revision of the Criminal Code, and will resume on Wednesday, June 7.

U.N. LAW OF THE SEA CONFERENCE

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held a hearing on United Nations Law of the Sea Conference with testimony from Ambassador at Large Elliot Richardson; and Marne Dubs, Director, Oceans Resource Department, Kennecott Company.

ENDANGERED SPECIES ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held an oversight hearing on the Endangered Species Act of 1973. Testimony was heard from Representatives Jeffords and Ottinger; a panel of conservationists and other public witnesses.

IMPLICATIONS OF CHANGING AGE STRUCTURE

Select Committee on Population: Held a hearing on the fiscal implications of a changing age structure. Testimony was heard from Robert Derzon, Administrator, Health Care Financing Administration; Elmer Smith, Assistant Commissioner of Social Security for Program Policy and Planning; and public witnesses.

SOLAR POWER SATELLITE

Committee on Rules: Granted an open rule providing one hour of general debate on H.R. 12505, Solar Power Satellite Research, Development, and Demonstration Program Act of 1978. Testimony was heard from Representatives Flippo, Fuqua and Winn.

AMTRAK IMPROVEMENT ACT

Committee on Rules: Granted an open rule providing one hour of general debate; waiving section 401(a) of the Congressional Budget Act of 1974; making the committee amendment in order as an original bill for the purpose of amendment and waiving all points of order against the substitute for failure to comply with the provisions of clause 5, Rule XXI and section 401 (b)(1) of the Congressional Budget Act of 1974; providing one motion to recommit with or without instructions and after passage of H.R. 11493, it shall be in order in the House to proceed to the immediate consideration of the bill S. 3040, section 401(a) of the Congressional Budget Act to the contrary notwithstanding, striking all after the enacting clause and insert in lieu thereof the provisions contained in H.R. 11493 as passed by the House, Amtrak Improvement Act of 1978. Testimony was heard from Representative Russo.

HOUSING AND COMMUNITY DEVELOPMENT AMENDMENTS

Committee on Rules: Granted an open rule providing two hours of general debate; waiving sections 401(a) and 402(a) of the Congressional Budget Act; waiving all point of order against the bill for failure to comply with the provisions of clause 5, Rule XXI; providing that the bill be read for amendment by titles instead of by section; and making it in order to consider the amendments recommended by the Committee on Banking, Finance and Urban Affairs printed in the bill and waiving all points of order against said amendments for failure to comply with the provisions of clause 5, Rule XXI on H.R. 12433, Housing and Community Development Amendments of 1978. Testimony was heard from Representative Ashley.

Joint Committee Meeting

ECONOMIC CHANGE

Joint Economic Committee: Committee continued hearings on economic change, receiving testimony on long term demographic trends from Jerry Fletcher, Education Division, Department of Health, Education, and Welfare; George Brown, The Conference Board, Inc., New York City; Mayer Zald, University of Michigan, Ann Arbor; and David Bjornstad, Oakridge National Energy Lab, Oakridge, Tennessee.

Hearings continue on Tuesday, June 6.

Résumé of Congressional Activity

SECOND SESSION OF THE NINETY-FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 19 through May 31, 1978

	Senate	*House*	*Total*
Days in session	76	73	..
Time in session	574 hrs., 18′	374 hrs., 24′	
Congressional Record:			
Pages of proceedings	8,488	4,726	13,214
Extension of Remarks	..	..	2,829
Public bills enacted into law	23	41	64
Private bills enacted into law	4	7	11
Bills in conference	4	14	18
Bills through conference	2	11	13
Measures passed, total	259	289	
Senate bills	86	27	
House bills	57	130	
Senate joint resolutions	10	5	
House joint resolutions	9	10	
Senate concurrent resolutions	3	2	
House concurrent resolutions	10	15	..
Simple resolutions	84	100	.
Measures reported, total	•343	•366	.
Senate bills	156	10	
House bills	73	240	
Senate joint resolutions	5	4	
House joint resolutions	6	11	
Senate concurrent resolutions	3	..	.
House concurrent resolutions	6	7	
Simple resolutions	94	94	
Special reports	19	17	
Conference reports	2	10	12
Measures pending on calendar	128	161	
Measures introduced, total	960	3,223	
Bills	773	2,502	
Joint resolutions	35	272	
Concurrent resolutions	27	184	
Simple resolutions	125	265	
Quorum calls	8	57	
Yea-and-nay votes	161	234	
Recorded votes		99	
Bills vetoed	..	..	..
Vetoes overridden	..	..	..

•These figures include all measures reported, even if there was no accompanying report. A total of 310 reports have been filed in the Senate, a total of 393 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 19 through May 31, 1978

Army nominations, totaling 5,953, disposed of as follows:	
Confirmed	5,678
Unconfirmed	274
Withdrawn	1
Navy nominations, totaling 16,399, disposed of as follows:	
Confirmed	14,717
Unconfirmed	1,682
Air Force nominations, totaling 6,778 disposed of as follows:	
Confirmed	6,730
Unconfirmed	48
Marine Corps nominations, totaling 1,947, disposed of as follows:	
Confirmed	1,710
Unconfirmed	237
Civilian nominations, totaling 1,849, disposed of as follows:	
Confirmed	1,659
Unconfirmed	188
Withdrawn	2

Summary

Total nominations received	32,926
Total confirmed	30,494
Total unconfirmed	2,429
Total withdrawn	3

Friday, June 2, 1978

Senate

Chamber Action

Senate was not in session today. It will next meet at 12 noon on Monday, June 5.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 23 public bills, H.R. 12947–12969; and 2 private bills, H.R. 12970 and 12971 were introduced. Pages 16093–16094

Report Filed: One report was filed as follows: S. Con. Res. 89, authorizing the printing of additional copies of volume II of the Senate hearings entitled "Korean Influence Inquiry" (H. Rept. 95–1261). Page 16093

Export-Import Bank: House continued consideration of H.R. 12157, to amend and extend the Export-Import Bank Act of 1945; but came to no resolution thereon. Proceedings under the 5-minute rule will continue at a later date.

By a yea-and-nay vote of 318 yeas to 3 nays with 1 voting "present" Roll No. 402, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

An amendment, as amended, that prohibits the Bank from participating in transactions in the Republic of South Africa which would enable the continuance or enforcement of apartheid, but would allow transactions if significant progress is made toward the elimination of apartheid or if the purchaser of exports endorses and has proceeded toward implementation of certain fair and equal employment principles;

A perfecting amendment; and

An amendment that strikes language exempting the People's Republic of China from the provision requiring a Presidential determination before the Bank may do business in a Communist country (agreed to by a recorded vote of 179 ayes to 138 noes, Roll No. 404).

Rejected an amendment that sought to strike the language prohibiting the Bank's participation in transactions in the Republic of South Africa (rejected by a recorded vote of 116 ayes to 219 noes, Roll No. 403). Pages 16057–16081

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of June 7. Page 16081

Presidential Message—Occupational Safety: Received and read a message from the President wherein he transmits to Congress his annual report on Occupational Safety and Health Activities in the Federal Government—referred to the Committee on Education and Labor. Page 16082

Adjournment: Adjourned at 2:55 p.m.

Committee Meetings

WASHAKIE WILDERNESS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands met and approved for full committee action H.R. 12349 amended, providing for the addition of the DuNoir Basin to the Washakie Wilderness in Wyoming.

OLD TECHNOLOGY ALUMINUM WIRING

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations held a hearing on the potential hazards of "old technology" aluminum wiring. Testimony was heard from Robert Noonan, Consumer Product Safety Commission; and public witnesses.

Hearings continue Monday, June 5.

FEDERAL DISTRICT COURT ORGANIZATION ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice held a hearing on H.R. 12869, Federal District Court Organization Act of 1978. Testimony was heard from District Judge Elmo B. Hunter, Western District of Missouri; and Deputy Assistant Attorney General Paul Nejelski, Office for Improvements in the Administration of Justice, U.S. Department of Justice.

DRUGS IN THE MILITARY

Select Committee on Narcotics Abuse and Control: Continued hearings on drugs in the military with testimony from Lt. Gen. Bennie L. Davis, Deputy Chief of Staff, Personnel, Hdqs. U.S. Air Force.

EFFECTS OF BABY BOOM

Select Committee on Population: Held a hearing on the effects of the baby boom and bust on economic policies. Testimony was heard from Dr. Isabel Sawhill, Director, National Commission for Manpower Policy; and Professors of Economics from University of Illinois, Harvard, Williams College, and University of Pennsylvania.

FEDERAL STATISTICAL ACTIVITY CONTROL ACT

Committee on Rules: Subcommittee on The Rules and Organization of The House held a hearing on H.R. 11253, Federal Statistical Activity Control Act of 1978. Testimony was heard from Representatives Lehman and Bolling.

Hearings continue Friday, June 9.

Joint Committee Meeting

EMPLOYMENT-UNEMPLOYMENT

Joint Economic Committee: Committee held hearings on the employment-unemployment situation for May, receiving testimony from Robert Stein, Assistant Commissioner of Labor Statistics, Department of Labor.

Committee recessed subject to call.

Monday, June 5, 1978

Senate

Chamber Action

Routine Proceedings, pages 16130–16248

Bills Introduced: Four bills and three resolutions were introduced, as follows: S. 3161–3164; and S. Res. 471–473. Pages 16195, 16200

Bills Reported: Reports were made as follows:

Received during recess of the Senate:

S. 1835, directing the Secretary of Agriculture to compile and publish information relating to the adequacy of the transportation system to meet the needs of agricultural and rural development in the United States, with amendment (S. Rept. 95–923).

S. 3082, to provide for the implementation of the Protocol Amending the International Convention for the High Seas Fisheries of the North Pacific Ocean, with an amendment (S. Rept. 95–924).

S. Res. 471, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3082 listed above (without written report—referred to Committee on the Budget). Page 16194

Measures Passed:

Death of Senator Allen: Senate agreed to S. Res. 472, expressing profound sorrow and deep regret of the Senate on the death of Senator James B. Allen. Page 16131

Allen funeral arrangements: Senate agreed to S. Res. 473, authorizing the payment of expenses of the funeral of the late Senator Allen. Page 16131

Also, several Senators eulogized the life and service of the late Senator Allen.

Oceans and Atmosphere Advisory Committee: Senate passed with committee amendment and returned to the House H.R. 10823, authorizing funds for fiscal year 1979 for the National Advisory Committee on Oceans and Atmosphere. Pages 16241–16242

Firefighters workweek: Senate passed with committee amendment and returned to the House H.R. 3161, to improve the basic workweek of firefighting personnel of executive agencies. Pages 16242–16243

Health benefits program: Senate passed with committee amendments and returned to the House H.R. 2931, to establish uniformity in benefits and coverage under the Federal employees' health benefits program. Pages 16243–16244

Budget Act waiver: Senate agreed to S. Res. 450, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 11877, authorizing funds for fiscal year 1979 for the Peace Corps. Page 16244

Budget Act waiver: Senate agreed to S. Res. 453, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3075, authorizing funds for fiscal year 1979 for international security assistance programs. Page 16244

Budget Act waiver: Senate agreed to S. Res. 455, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3076, authorizing funds for fiscal year 1979 for the Department of State, the International Communication Agency, and the Board for International Broadcasting. Page 16245

Budget Act waiver: Senate agreed to S. Res. 460, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3112, authorizing an additional $10 million for fiscal year 1978 for construction of the Library of Congress James Madison Memorial Building. Page 16245

Labor Reform Bill: Senate continued consideration of H.R. 8410, to amend the National Labor Relations Act so as to strengthen the remedies and expedite procedures under such Act. Pending at recess was Robert C. Byrd amendment No. 2254, to prohibit the N.L.R.B. from exercising jurisdiction over small business currently exempt, to Ford amendment No. 1768, to designate regional ombudsman for the N.L.R.B. Page 16166

A motion was entered to close further debate on the bill and, by unanimous consent, it was agreed that the vote on such motion would occur on Wednesday, June 7, at approximately 5:15 p.m., or after the ascertainment of a quorum. Page 16187

A second motion to close further debate was entered on H.R. 8410, and by unanimous consent it was agreed that a vote would occur thereon on Thursday, June 8. Page 16187

Pages 16165–16186

Presidential Messages: Senate received the following messages from the President:

Received during the recess:

Transmitting the annual report of the OSHA entitled "Occupational Safety and Health Activities in the Federal Government"—referred to the Committee on Human Resources (PM–179);

Transmitting recommendations for extension of Trade Act waiver authority applicable to the Socialist Republic of Romania and to the Hungarian People's Republic—referred to the Committee on Finance (PM–180);

Received on June 5:

Transmitting one proposal to rescind $48 million in budget authority for military assistance programs and three new deferrals totaling $8.1 million and revisions to three previously transmitted deferrals increasing the amount deferred by $0.4 million involving programs in the Departments of Agriculture, Commerce, the Interior, and the Treasury—referred jointly to Committees on Appropriations; the Budget; Foreign Relations; Agriculture, Nutrition, and Forestry; Commerce, Science, and Transportation; Energy and Natural Resources; and Finance (PM–181). Pages 16189–16190

Treaty Received: Protocol Amending the International Convention for the High Seas Fisheries of the North Pacific Ocean, signed at Tokyo, April 25, 1978 (Exec. J, 95th Cong., 2d sess.) was received, the injunction of secrecy removed therefrom, and the treaty, together with accompanying papers, was referred to Committee on Foreign Relations. Page 16245

Nominations: Senate received nominations as follows:

On June 1:

Adolph Dubs, of Maryland, to be Ambassador to Afghanistan;

Frederic L. Chapin, of New Jersey, to be Ambassador to Ethiopia;

William H. Gleysteen, Jr., of Pennsylvania, to be Ambassador to the Republic of Korea; and

One Navy in the rank of Admiral; one Air Force in the rank of General; and one routine Coast Guard.

On June 2:

Morton I. Abramowitz, of Massachusetts, to be Ambassador to Thailand;

Raymond E. González, of California, to be Ambassador to Ecuador; and

Santiago E. Campos, to be district judge for the district of New Mexico.

On June 5:

Paul F. Murray, to be U.S. attorney for the district of Rhode Island. Page 16248

Bill Placed on Calendar: Committee on Agriculture, Nutrition, and Forestry was discharged from the further consideration of H.R. 11779, Forest and Rangeland Renewable Resources Research Act, and the measure was placed on the Senate calendar. Pages 16194–16195

Bill Held at the Desk: H. Con. Res. 635, Seal Beach, Great Dismal Swamp, and San Francisco Bay National Wildlife Refuges authorization enrollment correction was received and held at the desk. Page 16190

Bill Referred: Several House-passed bills were referred to appropriate Senate committees. Page 16190

Message From the House: Pages 16189–16190

Amendments Submitted for Printing: Page 16200

Communications: Pages 16190–16191

Statements on Introduced Bills: Pages 16195–16200

Additional Statements: Page 16201

Recess: Senate met at 12 noon and, as a further mark of respect for the memory of the late Senator Allen, recessed at 6:06 p.m. Page 16248

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 13 public bills, H.R. 12972–12984; and 10 resolutions, H.J. Res. 955–960, H. Con. Res. 638 and 639, and H. Res. 1216 and 1217 were introduced. Pages 16318–16319

Bills Reported: Reports were filed as follows:

H.R. 12380, to amend the Federal-States Extended Unemployment Compensation Act of 1970 with respect to an individual's eligibility period for benefits under such Act (H. Rept. 95–1262);

S. 1267, to amend sections 3303a and 1503 of title 44, United States Code, to require mandatory application of the General Records Schedules of all Federal agencies and to resolve conflicts between authorizations for disposal and to provide for the disposal of Federal Register documents (H. Rept. 95–1263);

H. Con. Res. 561, authorizing the printing as a House document the folder "The United States Capitol" (H. Rept. 95–1264);

H. Con. Res. 441, providing for the printing of the report "New Perspectives in Health Care for Older Americans" (H. Rept. 95–1265);

H. Res. 1136, providing for the printing of a booklet entitled "Duties of the Speaker" (H. Rept. 95–1266);

H. Res. 934, providing for the printing of the committee print "Federal Responsibility to the Elderly" (H. Rept. 95–1267);

H. Res. 933, providing for the printing of the report "Senior Transportation: Ticket to Dignity" (H. Rept. 95–1268);

H. Res. 932, providing for the printing of the report

"Mandatory Retirement: The Social and Human Cost of Enforced Idleness" (H. Rept. 95-1269); and

H. Res. 847, providing for the printing as a House document of a print of the Committee on Science and Technology (H. Rept. 95-1270). Page 16318

Consent Calendar: On the call of the Consent Calendar, the House passed the following bills:

Cleared for the President:

Mike Monroney Aeronautical Center: H.R. 7674, to designate the "Mike Monroney Aeronautical Center". Subsequently, this passage was vacated, and S. 1640, a similar Senate-passed bill, was passed in lieu.

Sent to the Senate without amendment:

Marine Corps advisers retirement: H.R. 10343, to provide for recalculation of the retired pay of individuals who served as sergeant major of the Marine Corps before December 16, 1967;

Federico Degetau Federal Building: H.R. 4270, to designate the Federal building and United States courthouse in Hato Rey, Puerto Rico, the "Federico Degetau Federal Building"; and

Chet Holifield Building: H.R. 12138, to name a certain Federal building in Laguna Niguel, California, the "Chet Holifield Building".

Eligible bills not considered:

Passed over without prejudice: H.R. 3924 and 10240.

Pages 16249–16251

Presidential Message—Trade Act Waiver Authority: Read a message from the President wherein he transmits to Congress his recommendation for a further 12-month extension of the waiver authority granted by subsection 402(c) of the Trade Act of 1974—referred to the Committee on Ways and Means and ordered printed (H. Doc. 95-345). Page 16253

Suspensions: House voted to suspend the rules and pass the following bills:

Coast Guard employees transportation: H.R. 185, to amend section 2632 of title 10, United States Code, to provide the Secretary of the department in which the Coast Guard is operating with the authority to transport Coast Guard employees to and from certain places of employment (passed by a yea-and-nay vote of 336 yeas with 1 voting "present", Roll No. 405);

Pages 16253–16254, 16257

Marine Pollution Protocol: H.R. 188, amended, to amend the Intervention on the High Seas Act to implement the Protocol Relating to Intervention on the High Seas in Cases of Marine Pollution by Substances Other Than Oil, 1973 (passed by a yea-and-nay vote of 344 yeas to 1 nay, Roll No. 406). Subsequently, this passage was vacated and S. 2380, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed; and

Pages 16254–16256, 16258–16259

Water pollution control authorizations: H.R. 12140, to amend the Federal Water Pollution Control Act to provide additional authorizations for certain operating programs under the Act (passed by a yea-and-nay vote of 338 yeas as to 9 nays, Roll No. 407).

Pages 16256–16257, 16259–16260

Presidential Message—Budget Rescission: Received and read a message from the President wherein he transmits to Congress a proposal to rescind $48 million in budget authority in the military assistance program, and reporting three new deferrals totaling $8.1 million—referred to the Committee on Appropriations and ordered printed (H. Doc. 95-346). Page 16260

Boundary Areas Canoe Area: By a yea-and-nay vote of 324 yeas to 29 nays, Roll No. 410, the House passed H.R. 12250, to designate the Boundary Waters Canoe Area Wilderness and to establish the Boundary Waters Canoe Area National Recreation Area.

Agreed to an amendment in the nature of a substitute, as amended by a substitute (substitute agreed to by a recorded vote of 213 ayes to 141 noes, Roll No. 409), that retains most of the provisions of the original bill, but eliminates the recreation area; establishes a mining protection area; and makes certain changes in motorboat use on specified lakes.

Agreed to amend the title.

H. Res. 1213, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 339 yeas to 1 nay, Roll No. 408.

Pages 16260–16294

Insular Areas Authorization: By a yea-and-nay vote of 292 yeas to 54 nays, Roll No. 412, the House passed H.R. 12481, to authorize appropriations for certain insular areas of the United States.

Agreed To:

The committee amendments; and

A series of amendments that, among other things, sets specific authorization amounts and strikes language establishing the Guam National Seashore.

Subsequently, this passage was vacated and S. 2821, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

H. Res. 1191, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 344 yeas to 2 nays, Roll No. 411. Pages 16294–16308

Condolence Resolution: Agreed to H. Res. 1216, expressing the condolences of the House on the death of Senator Allen. Pursuant to the resolution, the Speaker appointed the following Members to serve as members of the Funeral Committee on the part of the House; Representatives Buchanan, Dickinson, Edwards of Alabama, Bevill, Nichols, Flowers, and Flippo.

Page 16317

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 16317

Adjournment: Adjourned at 5:31 p.m. as a further mark of respect to the memory of the late Senator Allen.

Committee Meetings

SAFE BANKING ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued markup of H.R. 9600, Safe Banking Act, and will resume tomorrow.

SALT II NEGOTIATIONS

Committee on International Relations: Subcommittee on International Security and Scientific Affairs held a hearing on the present status of SALT II Negotiations. Testimony was heard from Paul Warnke, Director, Arms Control and Disarmament Agency.

OLD TECHNOLOGY ALUMINUM WIRING

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on the potential hazards of "old technology" aluminum wiring. Testimony was heard from John Byington, Consumer Product Safety Commission, and public witnesses.

LOCAL ENERGY POLICIES

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on local energy policies. Testimony was heard from Peter Henault, President's Reorganization Project; Vermont State Senator Chester Scott; Paul McCarthy, Town Manager, Springfield, Vermont; Anthony Shoemaker, City Manager, Clearwater, Florida, and public witnesses.

Hearings continue Friday, June 9.

ERA RATIFICATION TIME EXTENSION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights met and approved for full committee action H.J. Res. 638, to extend time period for ratification of the Equal Rights Amendment.

FISHERY CONSERVATION AND MANAGEMENT ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held an oversight hearing on the administration of the Fishery Conservation and Management Act, and bills amending FCMA. Testimony was heard from Departments of Commerce and Interior, and shrimp associations.

Hearings continue Wednesday, May 7.

CONGRESSIONAL REVIEW OF AGENCY RULES

Committee on Rules: Subcommittee on the Rules and Organization of the House continued hearings on measures dealing with congressional review of agency rules. Testimony was heard from Representatives Brooks, Ketchum, Eckhardt and Moore.

INCOME EARNED ABROAD

Committee on Ways and Means: Subcommittee on Miscellaneous Revenue Measures met for markup of Section 911 of IRS Code—income earned abroad by U.S. citizens, and will resume tomorrow.

SAFETY PROBLEMS AT PENSACOLA REGIONAL AIRPORT

Committee on Ways and Means: Subcommittee on Oversight held a hearing on safety problems at the Pensacola Regional Airport. Testimony was heard from officials of Federal Aviation Administration, and Airline Pilots Association.

Tuesday, June 6, 1978

Senate

Chamber Action

Senate was not in session today. It will next meet at 11 a.m. on Wednesday, June 7.

Committee Meetings

NEW YORK CITY FINANCIAL AID

Committee on Banking, Housing, and Urban Affairs: Committee began hearings on S. 2892 and 3061, to provide financial assistance to New York City. Witnesses heard were Representatives Stanton, McKinney, and Kelly, and Mayor Edward I. Koch, who was accompanied by Harrison J. Goldin, Comptroller, and Carol Bellamy, President, City Council, along with other officials, all of New York City.

Hearings continue tomorrow.

ALASKA NATIONAL INTEREST LANDS

Committee on Energy and Natural Resources: Committee resumed hearings on S. 499, 1500, 1546, 1787, 2465,

and S. 2944, to designate or add certain lands in Alaska to the National Parks, National Wildlife Refuge, National Wild and Scenic Rivers, and National Wilderness Preservation Systems, receiving testimony from Representatives Udall and Seiberling; James Webb, Solicitor's Office, Department of the Interior; Esther Wunnicke and Walter Parker, Chairmen, Joint Federal-State Land Use Planning Commission, Anchorage; Bruce Wallace, Southeast Alaska Seine Boat Owners and Operators Association, Ketchikan: Tony Motley, Citizens for Management of Alaska Lands, Anchorage; and Daniel A. Poole, Wildlife Management Institute, William E. Towell, American Forestry Association, John S. Gottschalk, International Association of Fish and Wildlife Agencies, and Louis S. Clapper, National Wildlife Federation, all of Washington, D.C.

Committee will begin markup of these bills on Wednesday, June 21.

House of Representatives

Chamber Action

Bills Introduced: 19 public bills, H.R. 12985–13003; 3 private bills, H.R. 13004–13006; and 3 resolutions, H.J. Res. 961 and 962, and H. Res. 1218 were introduced.

Page 16418

Reports Filed: Reports were filed as follows:

H. Res. 1218, waiving certain points of order against H.R. 12930, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1979 (H. Rept. 95–1271); and

Report entitled "Food and Drug Administration's Food Labeling Regulation: Its Effect on Small Business" (H. Rept. 95–1272). Page 16417

Private Calendar: On the Call of the Private Calendar, the House passed over without prejudice H.R. 1798, 3084, 3995, 5612, 10210, 1415, 10160, and 3121.

Page 16350

Subcommittee To Sit: Subcommittee on Investigations and Review of the Committee on Public Works and Transportation received permission to sit during proceedings of the House under the 5-minute rule today and the balance of the week. Page 16351

Private Bill: House cleared for the President H.R. 3996, a private bill; by agreeing to the Senate amendments thereto. Page 16353

Insulation Safety Standards: House insisted on its amendment to S. 2401, to amend the Consumer Product Safety Act to establish an interim consumer product safety rule relating to the standards for flame resistance and corrosiveness of certain insulation; and agreed to a conference. Appointed as conferees: Representatives Staggers, Eckhardt, Metcalfe, Krueger, Carney, Luken, Moss, Devine, Broyhill, and Rinaldo. Page 16351

Petroleum Marketing Practices: House cleared for the President H.R. 130, Petroleum Marketing Practices Act; by agreeing to the Senate amendment thereto.

Pages 16351–16359

Suspensions: House voted to suspend the rules and pass the following bills:

Refuge revenue sharing: H.R. 8394, amended, to provide for payments to local governments based upon the acreage of the National Wildlife Refuge System which is within their boundaries (passed by a yea-and-nay vote of 340 yeas to 28 nays, Roll No. 414); Pages 16359–16372

North Pacific fisheries: H.R. 12637, amended, to amend the North Pacific Fisheries Act of 1954 (passed by a yea-and-nay vote of 368 yeas, Roll No. 415); and

Pages 16364–16369, 16373

Polar living marine resources: H.R. 12668, amended, to establish a conservation program for the living marine resources of the Arctic and Southern Oceans (passed by a yea-and-nay vote of 268 yeas to 103 nays, Roll No. 416).

Pages 16369–16373

Late Report: Committee on Small Business received permission to file a report by midnight tonight entitled "Food and Drug Administration's Food Labeling Regulation: Its Effect on Small Business". Page 16373

Intelligence Authorization: By a yea-and-nay vote of 323 yeas to 43 nays with 5 voting "present", Roll No. 419, the House passed H.R. 12240, to authorize appropriations for fiscal year 1979 for intelligence and intelligence-related activities of the United States Government, the Intelligence Community Staff, and the Central Intelligence Agency Retirement and Disability System.

Rejected a motion to recommit the bill to the Permanent Select Committee on Intelligence.

Agreed To:

An amendment that increases the authorization for the Intelligence Community Staff by $3.9 million, and increases the end strength ceiling of the Staff from 170 to 241 full-time employees; and

An amendment that limits the reporting requirement concerning admission of certain excludable aliens to fiscal year 1979, and requires the reporting to also be made to the Committees on the Judiciary of the House and Senate.

Rejected an amendment that sought to strike the language requiring the Attorney General to notify the House and Senate Permanent Select Committees on Intelligence of each admission of an alien which the Attorney General has reason to believe is excludable under certain provisions of the Immigration and Nationality Act (rejected by a recorded vote of 60 ayes to 312 noes, Roll No. 418).

H. Res. 1205, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 322 yeas to 48 nays, Roll No. 417. Pages 16374–16396

NYC Financial Assistance: By a yea-and-nay vote of 339 yeas to 21 nays, Roll No. 420, the House agreed to H. Res. 1206, providing for the consideration of H.R. 12426, to authorize the Secretary of the Treasury to provide financial assistance for the city of New York.

Pages 16396–16401

Presidential Message—Water Management: Received and read a message from the President wherein he transmits to Congress water policy initiatives for water policy reform—referred to the Committee of the Whole House on the State of the Union and ordered printed (H. Doc. 95–347). Pages 16401–16404

Adjournment: Met at noon and adjourned at 6:27 p.m.

Committee Meetings

COMMERCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and The Judiciary held hearings on Commerce supplementals; and Metric Board.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on National Highway Traffic Safety Administration reprograming.

NATO READINESS

Committee on Armed Services: Special Subcommittee on NATO Standardization, Interoperability and Readiness held hearings on Army readiness in support of NATO missions with testimony from Lt. Gen. E. C. Meyer, Deputy Chief of Staff for Operations and Plans, Department of the Army; and on NATO readiness with testimony from Gen. Alexander M. Haig, Jr., Commander-in-Chief, U.S. European Command.

KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr. continued hearings in executive session, and will resume tomorrow.

TREASURY SUBSTITUTE CHECKS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy held a hearing on H.R. 9748, to authorize the issuance of substitute Treasury checks without undertakings of indemnity, except as the Secretary of the Treasury may require. Testimony was heard from Dario A. Pagliai, Commissioner, Bureau of Finance Operations, Department of the Treasury.

SAFE BANKING ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance met and approved for full committee action a clean bill in lieu of H.R. 9600, Safe Banking Act.

REORGANIZATION PLAN NO. 2

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on Reorganization Plan No. 2 of 1978, to reorganize the Civil Service Commission. Testimony was heard from OMB Director James T. McIntyre; and CSC Chairman Alan K. Campbell.

NUCLEAR SITING AND LICENSING ACT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment continued hearings on H.R. 11704, Nuclear Siting and Licensing Act of 1978. Testimony was heard from representatives of Edison Electric Institute; Ralph Nader; American Nuclear Energy Council; Environmental Policy Center; Rochester Gas & Electric Corporation; and Environmental Coalition on Nuclear Power.

Hearings continue Monday, June 12.

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations continued hearings on investigation of Korean-American relations. Testimony was heard from Kim Sang Keun, former official, Korean Central Intelligence Agency.

Hearings continue tomorrow.

HOSPITAL COST CONTAINMENT ACT

Committee on Interstate and Foreign Commerce: Met for markup of H.R. 6575, Hospital Cost Containment Act, and will resume tomorrow.

DRUG REGULATION REFORM ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment began hearings on H.R. 11611, Drug Regulation Reform Act of 1978, with testimony from HEW Secretary Califano.

MAGISTRATE ACT—ALIEN ADOPTED CHILDREN

Committee on the Judiciary: Met and ordered reported favorably to the House the following bills:

S. 1613 amended, Magistrate Act of 1977; and

2 4 3 0 J A 1 9 / O C 1 4 7

H.R. 12508, to facilitate the admission into the United States of more than two adopted children, and to provide for the expeditious naturalization of adopted children.

GREAT LAKES PILOTAGE ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held a hearing on H.R. 12603, to amend the Great Lakes Pilotage Act of 1960. Testimony was heard from representatives of the U.S. Coast Guard; Great Lakes Pilots organizations; and other maritime interests.

NEPA PROPOSED REGULATIONS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment met for briefing by CEQ Chairman Charles Warren on the proposed regulations governing the administration of the National Environmental Policy Act.

U.S. POPULATION CHANGE

Select Committee on Population: Continued hearings on the domestic consequences of U.S. population change. Testimony was heard from representatives of Rand Corporation; Massachusetts Institute of Technology; Brookings Institution; Syracuse University; and Washington University, St. Louis, Missouri.

Hearings continue tomorrow.

SAFETY BELT USAGE

Committee on Public Works and Transportation: Subcommittee on Investigations and Review held a hearing on highway safety with emphasis on safety belt usage. Testimony was heard from Joan Claybrook, Administrator, National Highway Traffic Safety Administration; Lawrence P. Lonero and Ms. Janace A. Pierce, Ministry of Transportation and Communications, Province of Ontario, Canada; and Charles H. Pulley, President, American Seat Belt Council.

Hearings continue tomorrow.

AIRPORT AND AIRWAYS DEVELOPMENT ACT AND TRUST FUND

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on matters related to the Airport and Airways Development Act and Trust Fund with testimony from public witnesses.

Hearings continue tomorrow.

TREASURY APPROPRIATIONS

Committee on Rules: Granted a rule waiving points of order against designated provisions of the bill for failure to comply with the provisions of clause 2, Rule XXI on H.R. 12930, Treasury, Postal Service, General Government Appropriations, 1979. Testimony was heard from Chairman Mahon and Representatives Steed and Miller of Ohio.

TRANSPORTATION APPROPRIATIONS

Committee on Rules: Granted a rule waiving all points of order against the bill for failure to comply with the provisions of clauses 2 and 6 of Rule XXI on H.R. 12933, Department of Transportation and Related Agencies Appropriations, 1979. Testimony was heard from Chairman Mahon and Representatives McFall and Conte.

STATE, JUSTICE, COMMERCE, JUDICIARY APPROPRIATIONS

Committee on Rules: Granted a rule waiving points of order against designated provisions of the bill for failure to comply with the provisions of clause 2 of Rule XXI on H.R. 12934, Departments of State, Justice, Commerce, Judiciary and Related Agencies Appropriations, 1979. Testimony was heard from Chairman Mahon and Representatives Slack, Cederberg, and Levitas.

LABOR-HEW APPROPRIATIONS

Committee on Rules: Held a hearing but took no action on H.R. 12929, Departments of Labor, and Health, Education and Welfare Appropriations, 1979. Testimony was heard from Chairman Mahon and Representative Wright.

JUSTICE APPROPRIATIONS

Committee on Rules: Granted an open rule providing one hour of general debate; making the committee amendment in order as an original bill for the purpose of amendment and waiving all points of order against the amendment for failure to comply with the provisions of section 401(a) of the Congressional Budget Act of 1974 and clause 7, Rule XVI and providing one motion to recommit with or without instructions on H.R. 12005, Department of Justice Appropriation Authorization Act, Fiscal Year 1979. Testimony was heard from Chairman Brooks and Representative McClory.

DOE AUTHORIZATION—SOLAR ENERGY

Committee on Science and Technology: Met and ordered adversely reported to the House H.R. 11392, Department of Energy authorization for fiscal year 1979; and ordered reported favorably to the House H.R. 12874 amended, Solar Photovoltaic Energy Research, Development and Demonstration Act of 1978.

NATIONAL WEATHER SERVICE ACT

Committee on Science and Technology: Subcommittee on Transportation, Aviation, and Weather held a hearing on H.R. 8763, National Weather Service Act of 1977. Testimony was heard from Herbert Wiser, EPA; and representatives of National Weather Association; National Air Transporttion Association; and Weather Services Corporation, Bedford, Massachusetts.

INCOME EARNED ABROAD

Committee on Ways and Means: Subcommittee on Miscellaneous Revenue Measures met and approved for full committee action recommendations of the subcommittee on Section 911 of the Internal Revenue Code—income earned abroad by U.S. citizens.

TEAMSTERS' CENTRAL STATES PENSION FUND

Committee on Ways and Means: Subcommittee on Oversight held a hearing on Teamsters' Central States Pension Fund. Testimony was heard from Francis E. Burkhardt, Department of Labor; IRS Commissioner Kurtz; John Keeney, Department of Justice; representatives of Teamstersfor a Democratic Union; Professional Drivers' Council, and other public witnesses.

Joint Committee Meeting

ECONOMIC CHANGE

Joint Economic Committee: Committee resumed hearings on economic change, receiving testimony on long term demographic trends from Arnold Packer, Assistant Secretary of Labor; Professor Karl Taeube, University of Wisconsin, Madison; Professor Bernard Anderson, Wharton School, University of Pennsylvania, Philadelphia; and Edward Robie, Equitable Life Assurance Company, New York City.

Hearings continue tomorrow.

Wednesday, June 7, 1978

Senate

Chamber Action

Routine Proceedings, pages 16441–16622

Bills Introduced: Eighteen bills and three resolutions were introduced, as follows: S. 3165–3182; S.J. Res. 138–139; and S. Res. 474. Pages 16518–16519

Bills Reported: Reports were made as follows:

S. 2635, to authorize the disposal of certain materials from the national and supplemental stockpiles, with amendment, together with additional views (S. Rept. 95–925);

Special report of Committee on Banking, Housing and Urban Affairs on allocation of spending responsibility as set forth in the First Concurrent Resolution on the Budget for fiscal year 1979 (S. Rept. 95–926); and

S. Res. 474, to waive section 402(a) of the Budget Act with respect to Senate consideration of S. 2635, without written report (referred to Committee on the Budget).

Bills Passed: Page 16518

Family planning services: Senate passed with committee amendment and sent to the House S. 2522, authorizing funds through fiscal year 1983 for programs administered under the Family Planning Services and Population Research Act. Pages 16443–16464

Nurse training: Senate passed with committee amendments and sent to the House S. 2416, to extend through fiscal year 1980 programs of assistance for nurse training. Pages 16464–16466

National Sea Grant program: Senate passed with committee amendment and returned to the House H.R. 10822, authorizing funds for fiscal years 1979 and 1980 for the National Sea Grant College Program. Pages 16466–16467

Marine mammal protection: Senate passed with committee amendment and returned to the House H.R. 10730, authorizing funds through fiscal year 1981 to carry out programs administered under the Marine Mammal Protection Act. Pages 16467–16468

Carrying of weapons in District of Columbia: Senate passed without amendment and sent to the House S. 2511, to restrict the possession and carrying of dangerous weapons by members of the District of Columbia Department of Corrections to periods when they are on duty and authorized by the Director of such Department. Pages 16468–16469

Cooperative forestry assistance: Senate passed and returned to the House H.R. 11777, authorizing funds through fiscal year 1988 for the Secretary of Agriculture to provide cooperative forestry assistance to States, after striking all after the enacting clause and inserting in lieu thereof text of the Senate companion bill, S. 3033, as reported, and as further amended by Robert C. Byrd unprinted amendment No. 1325, of a technical nature.

S. 3033 was then indefinitely postponed. Pages 16603–16607

Renewable forestry resources research: Senate passed and returned to the House H.R. 11778, authoriz-

ing funds through fiscal year 1988 for the Secretary of Agriculture to carry out forest and rangeland renewable resources research, and to provide cooperative forest resources assistance to States, after striking all after the enacting clause and inserting in lieu thereof text of the Senate companion bill, S. 3034, as reported, and as further amended by Robert C. Byrd unprinted amendment No. 1326, of a technical nature.

S. 3034 was then indefinitely postponed.

Pages 16607–16609

Renewable resources extension: Senate passed and returned to the House H.R. 11779, authorizing funds through fiscal year 1988 for the Secretary of Agriculture to expand comprehensive extension programs concerning forest and rangeland renewable resources, after striking all after the enacting clause and inserting in lieu thereof text of the Senate companion bill, S. 3035, as reported, and as further amended by Robert C. Byrd unprinted amendment No. 1327, of a technical nature.

S. 3035 was then indefinitely postponed.

Pages 16609–16611

Customs reform: Senate passed and returned to the House H.R. 8149, proposed Customs Procedural and Simplification Act of 1978, after agreeing to committee amendments en bloc, and to Curtis unprinted amendment No. 1328, to ensure that prior intentional false filings with the Customs Service will be judged and penalized in accordance with the present law.

Pages 16614–16621

Labor Reform: Senate continued consideration of H.R. 8410, to amend the National Labor Relations Act so as to strengthen the remedies and expedite procedures under such Act. By 42 yeas to 47 nays, three-fifths of the Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on this bill. Page 16512

By unanimous consent it was agreed that the vote on a second cloture motion begin at 2:45 p.m. on Thursday, June 8, the period for such vote to run for up to 45 minutes. Pages 16511–16512

Pending at recess was Robert C. Byrd amendment No. 2254, to prohibit the N.L.R.B. from exercising jurisdiction over small business currently exempt, to Ford amendment No. 1768, to designate regional ombudsmen for the N.L.R.B. Page 16512

Pages 16476–16487, 16489–16513

Substitution of Conferees: Senator McGovern was appointed as a conferee in the place of the late Senator Allen on S. 1678, to amend and extend through fiscal year 1979 the Federal Insecticide, Fungicide, and Rodenticide Act; and Senator Eastland was appointed as a conferee in the place of the late Senator Allen on H.R. 11504, to improve Federal credit assistance programs for farmers, ranchers, and rural communities and businesses.

Pages 16602–16603

Presidential Message: Senate received a message from the President transmitting water policy initiatives designed to improve Federal water resource programs, to provide a new emphasis on water conservation, to enhance Federal-State cooperation in water resources planning, and to increase attention to environmental quality—referred to Committee on Environment and Public Works (PM–182). Pages 16513–16516

Nominations: Senate received the following nominations:

Edward L. Marcus, of Connecticut, to be a member of the Board of Directors of the Overseas Private Investment Corporation;

Louis H. Pollak, to be U.S. district judge for the eastern district of Pennsylvania; and

Joseph I. St. George, to be U.S. marshal for the western district of New York. Page 16622

Bills Referred: Four House-passed bills were referred to appropriate Senate committees. Page 16517

Messages From the House: Page 16516

Amendments Submitted for Printing: Page 16538

Communications: Page 16517

Statements on Introduced Bills: Pages 16519–16537

Additional Statements: Pages 16540–16602

Record Vote: One record vote was taken today. Page 16512

Recess: Senate met at 11 a.m. and recessed at 6:18 p.m. Page 16622

Committee Meetings

COMMITTEE BUSINESS

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the nominations of George W. Lacey, of Montana, John D. Naill, Jr., of Arkansas, and Dwight L. Tripp, Jr., of Maine, each to be a member of the Federal Farm Credit Board, Farm Credit Administration; and

Agreed to a committee resolution commemorating the many contributions of the late Senator Allen to the Committee and to American agriculture in general.

Also, committee agreed to several amendments concerning the Food for Peace Program (Public Law 480) to be offered as committee amendments by the chairman when the Senate considers S. 3074, the proposed International Development Assistance Act.

Prior to these actions, committee held hearings on the above nominations where Senator Melcher introduced Mr. Lacey and Senators Bumpers and Hodges introduced Mr. Naill. The nominees testified and answered questions on their own behalf.

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee on Military Construction approved for full committee consideration proposed appropriations for fiscal year 1979 for construction at certain military installations.

NEW YORK CITY FINANCIAL AID

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on S. 2892 and 3061, to provide financial assistance to New York City. Witnesses heard were Secretary of the Treasury W. Michael Blumenthal and Governor Hugh L. Carey of New York, who was accompanied by Felix G. Rohatyn, Chairman, Municipal Assistance Corporation, New York City.

Hearings continue on Monday, June 12.

POLITICAL BROADCASTING

Committee on Commerce, Science, and Transportation: Subcommittee on Communications concluded hearings on S. 22, to strengthen and further the objectives of the first amendment to radio and television broadcasting stations, and to repeal section 315 of the Communications Act relating to facilities for candidates for public office, after receiving testimony from Senator Proxmire; Charles D. Ferris, Chairman, Federal Communications Commission; Henry Gellen, National Telecommunications and Information Administration, Washington, D.C.; William Leonard, CBS, Inc., Washington, D.C.; Reed Irvine, Accuracy in Media, Inc., Washington, D.C.; Ernest J. Schultz, Radio Television News Directors Association, Oklahoma City; Dr. Ralph M. Jennings, United Church of Christ, New York City; Herbert W. Hobler, Nassau Broadcasting Company, Princeton, New Jersey; Donald H. McGannon, Westinghouse Broadcasting Co., Inc., New York City; and Dr. Carl McIntire, WTMR-Radio, Camden, New Jersey, accompanied by Rev. Jim Nichols, National Association for Religious Liberty on the Air, Tacoma, Washington.

COMMITTEE BUSINESS

Committee on Energy and Natural Resources: Committee ordered favorably reported with amendments Title II (Defense Programs with Potential Civilian Application) of S. 2693, authorizing funds for the Department of Energy for national security programs for fiscal year 1979.

Also, committee agreed to a committee resolution to waive the waiting period for granting certain rights-of-way for the natural gas pipeline to be constructed between Atlanta and Greensboro, North Carolina, by the Colonial Pipeline Company.

Committee also continued consideration of S. 2692, authorizing funds for the Department of Energy for civilian programs for fiscal year 1979, but did not complete action thereon and will meet again tomorrow.

CIVIL SERVICE REFORM

Committee on Governmental Affairs: Committee resumed consideration of S. 2640, proposing reform of the Civil Service laws, but did not complete action thereon and will meet again tomorrow.

DRUG ABUSE

Committee on Human Resources: Subcommittee on Alcoholism and Drug Abuse began joint hearings with Judiciary Subcommittee on Juvenile Delinquency on S. 2778, to tighten controls on and to increase penalties for the manufacture and distribution of the drug PCP (angel dust), and on the use of PCP in the U.S., receiving testimony from Ronald Mellish, Assistant U.S. Attorney, Detroit; three former PCP Users, and Dr. Sidney Shankman, all of Second Genesis, Inc., Bethesda, Maryland; Steven E. Lerner, Lerner, Burns, Linder and Associates, San Francisco; Gus Tsavalas, Inmate, San Diego Federal Prison, California; and Sgt. Michael Guy, Administrative Narcotics Division, Los Angeles Police Department.

Hearings continue on Wednesday, June 21.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Philip B. Heymann, of Massachusetts, to be Assistant Attorney General, Department of Justice, Mary Johnson Lowe, to be U.S. district judge for the southern district of New York, and Shane Devine, to be U.S. district judge for the district of New Hampshire, after the nominees testified and answered questions on their own behalf. Senator Moynihan introduced Ms. Lowe; Senator Durkin introduced Mr. Devine, and testimony on this nomination was received from Ernest L. Bell, Keene, New Hampshire.

INTELLIGENCE BRIEFING

Select Committee on Intelligence: Committee held a closed session to receive a briefing on the current situa-

tion in Zaire from Stansfield Turner, Director of Central Intelligence.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 22 public bills, H.R. 13007–13028; 3 private bills, H.R. 13029–13031; and 4 resolutions, H.J. Res. 963 and 964, and H. Res. 1219 and 1220 were introduced. Pages 16729–16730

Reports Filed: Reports were filed as follows:

H. Res. 1219, waiving certain points of order against H.R. 12933, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1979 (H. Rept. 95–1273); and

H. Res. 1220, waiving certain points of order against H.R. 12929, making appropriations for the Departments of Labor, and Health, Education, and Welfare, and related agencies, for the fiscal year ending September 30, 1979 (H. Rept. 95–1274). Page 16729

Journal: By a yea-and-nay vote of 331 yeas to 15 nays with 3 voting "present", Roll No. 421, the House approved the Journal of Tuesday, June 6. Pages 16622–16623

Printing: House agreed to the following resolutions authorizing printing:

H. Res. 847, providing for the printing as a House document of a print of the Committee on Science and Technology;

H. Res. 932, providing for the printing of the report "Mandatory Retirement: The Social and Human Cost of Enforced Idleness";

H. Res. 933, providing for the printing of the report "Senior Transportation: Ticket to Dignity";

H. Res. 934, providing for the printing of the committee print "Federal Responsibility to the Elderly";

H. Res. 1136, providing for the printing of a booklet entitled "Duties of the Speaker";

H. Con. Res. 441, providing for the printing of the report "New Perspectives in Health Care for Older Americans";

H. Con. Res. 561, authorizing the printing as a House document the folder "The United States Capitol" (agreed to by a yea-and-nay vote of 349 yeas to 24 nays, Roll No. 422); and

S. Con. Res. 89, authorizing the printing of additional copies of volume II of the Senate hearings entitled "Korean Influence Inquiry"—clearing the measure (agreed to by a yea-and-nay vote of 329 yeas to 50 nays, Roll No. 423). Pages 16625–16627

Treasury-Postal Service Appropriations: By a yea-and-nay vote of 297 yeas to 98 nays, Roll No. 426, the House passed H.R. 12930, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1979.

Rejected a motion to recommit the bill to the Committee on Appropriations with instructions to report it back forthwith containing an amendment that would withhold 5 percent of appropriated funds, except for payments required by law.

Rejected:

An amendment that sought to increase the appropriation for the Bureau of Alcohol, Tobacco and Firearms by $4.2 million; and sought to strike the prohibition on using funds to enforce the Bureau's rules concerning firearms published on March 21, 1978 (rejected by a recorded vote of 80 ayes to 314 noes, Roll No. 425); and

An amendment that sought to add $4.2 million in appropriations to the Bureau of Alcohol, Tobacco and Firearms.

A point of order was sustained against an amendment that sought to prohibit the use of funds by the Treasury to make or apply any determination as to whether an individual is an employee for purposes of chapter 21, 23, or 24 of the Internal Revenue Code of 1954, other than under certain practices, interpretations, regulations, and court decisions in effect on December 31, 1975.

H. Res. 1218, the rule waiving certain points of order against the bill, was agreed to earlier by a yea-and-nay vote of 376 yeas to 1 nay, Roll No. 424. Pages 16627–16657

Federal Firefighters: House cleared for the President H.R. 3161, to amend title 5, United States Code, to improve the basic workweek of firefighting personnel of executive agencies; by agreeing to the Senate amendment thereto. Page 16657

Labor-HEW Appropriations: House completed all general debate and began reading for amendment on H.R. 12929, making appropriations for the Departments of Labor, and Health, Education, and Welfare, and related agencies, for the fiscal year ending September 30, 1979; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, June 8.

Agreed To:

An amendment that reduces the appropriation for the Occupational Safety and Health Administration to the 1978 level, a reduction of $28.4 million (agreed to by a recorded vote of 201 ayes to 179 noes, Roll No. 428);

A clarifying amendment; and

An amendment that prohibits the use of funds by the Department of Labor to carry out activities for or on behalf of individuals who are aliens in the United States in violation of law.

A point of order was sustained against an amendment that sought to prohibit use of funds by OSHA to conduct any inspection of a workplace employing 100 or fewer employees without a search warrant.

H. Res. 1220, the rule waiving certain points of order against the bill, was agreed to earlier by a voice vote. Pages 16657–16678

Insular Areas Authorization: House passed, with amendments, S. 2821, to authorize $8,868,000 for grants to the government of Guam for construction of public facilities.

Earlier, by unanimous consent, the House vacated the proceedings wherein S. 2821 had been passed, with amendments, on June 5, 1978. Pages 16679–16682

NYC Financial Assistance: House completed all general debate and began reading for amendment on H.R. 12426, to authorize the Secretary of the Treasury to provide financial assistance for the city of New York; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, June 8. Pages 16682–16710

Adjournment: Adjourned at 9:22 p.m.

Committee Meetings

AGRICULTURAL LAND RETENTION ACT

Committee on Agriculture: Considered but took no action on H.R. 11122, Agricultural Land Retention Act.

MISCELLANEOUS SUPPLEMENTAL APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce and the Judiciary held a hearing on miscellaneous supplementals, fiscal year 1978.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on United Nations Relief and Works Agency; Migration and Refugee Assistance; and Peace Corps supplemental.

SUPPORT OF NATO MISSIONS

Committee on Armed Services: Special Subcommittee on NATO Standardization, Interoperability and Readiness held hearings on Air Force readiness in support of NATO missions with testimony from Lt. Gen. Howard Fish, Assistant Vice Chief of Staff, Department of the Air Force; and hearing on Navy and Marine Corps readiness in support of NATO missions, hearing testimony from Vice Adm. William J. Crowe, Jr., Deputy Chief of Naval Operations for Plans, Policy and Operations; and Lt. Gen. Andrew W. Odonnell, Deputy Chief of Staff for Plans and Policies.

KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr., continued hearings in executive session, and will resume tomorrow.

TRIBALLY CONTROLLED COMMUNITY COLLEGE ASSISTANCE ACT

Committee on Education and Labor: Subcommittee on Postsecondary Education met and approved for full committee action H.R. 9158, Tribally Controlled Community College Assistance Act of 1977.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts met and acted on pending business.

INTERNATIONAL TERRORISM

Select Committee on Intelligence: Subcommittee on Evaluation held a hearing on international terrorism. Testimony was heard from Dr. Charles Russell, Office of Special Investigations, U.S. Air Force; and Lawrence Sulc, former CIA agent.

WILDERNESS LANDS

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House the following bills:

H.R. 12264, to designate certain lands in the State of Wisconsin as wilderness; and

H.R. 12349 as amended, to provide for the DuNoir Basin Addition to the Washakie Wilderness.

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations continued hearings on investigation of Korean-American relations. Witnesses heard were Song Sun Keun, former editor, Korea Journal, San Francisco; and Kang Kyung Koo, former education attache, Embassy of Korea, Washington, D.C.

SALT II TREATY

Committee on International Relations: Subcommittee on International Security and Scientific Affairs held a

hearing in executive session on verification of the SALT II Treaty. Testimony was heard from Ray McCrory, Chief, Support Staff, Central Intelligence Agency.

HOSPITAL COST CONTAINMENT ACT

Committee on Interstate and Foreign Commerce: Continued markup of H.R. 6575, Hospital Cost Containment Act, and will resume tomorrow.

FTC RULEMAKING PROCEDURES

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance met for discussion of H.R. 12563, to extend the filing date of a study of rulemaking procedures under section 18 of the Federal Trade Commission Act.

FAIR HOUSING ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held a hearing on H.R. 3504, Title II, Fair Housing Act. Testimony was heard from Representative Dodd; Clarence Mitchell, Chairman, Leadership Conference on Civil Rights; and Arthur Flemming, Chairman, U.S. Commission on Civil Rights.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued markup of H.R. 6869 and 2311, revision of the Criminal Code, and will resume tomorrow.

FISHERY CONSERVATION AND MANAGEMENT ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment continued hearings on the administration of the Fishery Conservation and Management Act, and bills amending FCMA. Testimony was heard from individuals concerned with foreign investment in the U.S. fishing industry.

Hearings continue tomorrow.

OCEAN ENERGY

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held a hearing on renewable ocean energy sources. Testimony was heard from Dr. Bud Francis, Johns Hopkins Applied Physics Lab; Dr. Ab Flowers, Gas Research Institute; Dr. Bryon Washom, Fairchild Stratos; and Prof. H. Gary Knight, Louisiana State University Law Center.

U.S. POPULATION CHANGE

Select Committee on Population: Continued hearings on the domestic consequences of U.S. population change. Testimony was heard from Eileen R. Anderson, Director, Department of Budget and Finance, State of Hawaii, and public witnesses.

Hearings continue tomorrow.

SAFETY BELT USAGE

Committee on Public Works and Transportation: Subcommittee on Investigation and Review continued hearings on safety belt usage. Testimony was heard from Albert B. Kelley, Senior Vice President, Insurance Institute for Highway Safety; a panel of medical officials; and a panel of automobile industry officials.

Hearings continue tomorrow.

AIRPORT AND AIRWAYS DEVELOPMENT ACT AND TRUST FUND

Committee on Public Works and Transportation: Subcommittee on Aviation continued hearing on Airport and Airways Development Act and Trust Fund. Testimony was heard from representatives of Federal Aviation Administration; Commuter Airline Association; National Air Transport Association; Gulfport-Biloxi Regional Airport, Mississippi, and National Association of State Aviation Officials.

NATIONAL WEATHER SERVICE ACT

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather continued hearings on H.R. 8763, National Weather Service Act of 1977. Testimony was heard from Dr. Howard W. Hjort, Director of Economics, Policy Analysis and Budget; USDA; Raymond G. Belanger, Director, Air Traffic Service, FAA; Dr. John Gerber, Chairman, Meteorology Panel, Agricultural Research Institute; and Loren Crow, National Council of Industrial Meteorologists.

Hearings continue tomorrow.

EARTH RESOURCES AND DRILLING TECHNOLOGY

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation RD&D held a hearing on earth resources and drilling technology. Testimony was heard from John Moody, Independent consultant; Dr. Frank Press, Director, Office of Science and Technology Policy; and Robert Thorne, Assistant Secretary for Energy Technology, U.S. Department of Energy.

Hearings continue tomorrow.

DEPARTMENT OF ENERGY

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere held an oversight hearing on the Department of Energy. Testimony was heard from Dr. William Rowe, EPA; Dr. Joseph Hendrie, Nuclear Regulatory Commission; Dr. James Liverman, DOE; and Dr. Arthur Upton, National Cancer Institute.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Rules: Granted a rule waiving all points of order against designated provisions of the bill for failure to comply with the provisions of clauses 2 and 6 of Rule XXI on H.R. 12936, HUD-Independent Agencies Appropriation Bill, 1979. Testimony was heard from Representatives Boland and Coughlin.

LEGISLATIVE BRANCH APPROPRIATIONS

Committee on Rules: Granted a rule waiving all points of order against section 305 of the bill for failure to comply with the provisions of clause 2 of Rule XXI on H.R. 12935, Legislative Branch Appropriation Bill, 1979. Testimony was heard from Representatives Shipley and Armstrong.

COMMODITY EXCHANGE ACT EXTENSION AND AMENDMENTS

Committee on Rules: Granted an open rule providing one hour of general debate; making the committee amendment in order as an original bill for the purpose of amendment; waiving all points of order against the substitute for failure to comply with the provisions of clause 7, Rule XVI and providing one motion to recommit with or without instructions on H.R. 10285, Commodity Exchange Act Extension and Amendments. Testimony was heard from Chairman Foley and Representative Madigan. Statements for the record were submitted by Chairman Foley and Representatives Madigan and Jones of North Carolina.

LABOR-HEW APPROPRIATIONS

Committee on Rules: Granted a modified rule; waiving points of order against the bill for failure to comply with the provisions of clause 2, Rule XXI, and said section shall not be subject to amendment except pro forma amendments for the purpose of debating said section, one motion to strike out said section, and one amendment in the following form: "strike out section 209 on page 39, lines 14 through 17 and insert in lieu thereof the following:

'SEC. 209. None of the funds provided for in this Act shall be used to perform abortions except where the life of the mother would be endangered if the fetus were carried to term; or except for such medical procedures necessary for the victims of rape or incest, when such rape or incest has been reported promptly to a law enforcement agency or public health service; or except in those instances where severe and long-lasting physical health damage to the mother would result if the pregnancy were carried to term when so determined by two physicians.

Nor are payments prohibited for drugs or devices to prevent implantation of the fertilized ovum, or for medical procedures necessary for the termination of an ectopic pregnancy.

The Secretary shall promptly issue regulations and establish procedures to ensure that the provisions of this section are rigorously enforced' ",

Waiving all points of order against the amendment, said amendment shall not be subject to amendment but may be debated by the offering of pro forma amendments, and no other amendment to said bill, including an amendment in the nature of a substitute, in the House or in the Committee of the Whole, to restrict the use of funds for abortions or abortion-related services shall be in order during the consideration of H.R. 12929; Labor-HEW Appropriation Bill, 1979.

INTERIOR AND RELATED AGENCIES APPROPRIATIONS

Committee on Rules: Granted a rule waiving points of order against designated provisions of the bill for failure to comply with the provisions of the bill for failure to comply with the provisions of clause 2, Rule XXI and making in order and waiving points of order against an amendment which provides that no part of the funds appropriated in certain parts of the bill for the Department of Energy or any component thereof shall be obligated except in accordance with the laws applicable to such Department and components thereof authorizing appropriations for fiscal year 1979, nor any such funds be obligated in excess of the amounts authorized to be appropriated by such laws but that such limitation shall not apply if such laws are not enacted into law prior to October 1, 1978 on H.R. 12932, Department of Interior and Related Agencies Appropriation Bill, 1979. Testimony was heard from Representatives Yates, Dingell, McDade and Brown of Ohio. Statements for the record were submitted by Representatives Dingell and Brown of Ohio.

PUBLIC WORKS APPROPRIATIONS

Committee on Rules: Granted a rule waiving all points of order against the bill for failure to comply with the provisions of clause 2, Rule XXI and making in order and waiving two points of order against an amendment which provides that no part of the funds appropriated in certain parts of the bill for the Department of Energy and the Federal Energy Regulatory Commission or any component thereof shall be obligated except in accordance with the laws applicable to such Department and Commission and components thereof authorizing ap-

propriations for fiscal year 1979, nor any such funds be obligated in excess of the amounts authorized to be appropriated by such laws but that such limitation shall not apply if such laws are not enacted into law prior to October 1, 1978, on H.R. 12928, Public Works for Water and Power Development and Energy Research Appropriation Bill, 1979. Testimony was heard from Chairman Mahon and Representatives Bevill, Dingell and Brown of Ohio. A statement for the record was submitted by Representative Dingell.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met for consideration of pending business.

VA HOSPITAL NAME

Committee on Veterans' Affairs: Met and ordered reported favorably to the House H.R. 10287, to designate the proposed new Veterans' Administration hospital in Little Rock, Arkansas, as the "John L. McClellan Memorial Veterans' Hospital".

Joint Committee Meetings

ECONOMIC CHANGE

Joint Economic Committee: Committee continued hearings on economic change, receiving testimony on special groups in the labor force from Alice Yohallem, Columbia University, New York City; Harold Sheppard, American Institute for Research in Behavioral Sciences, Washington, D.C.; and David North, New Trans Century Foundation, Washington, D.C.

Hearings continue tomorrow.

NATURAL GAS PRICING

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 5289, to establish a comprehensive natural gas pricing policy, but did not reach final agreement thereon and will meet again tomorrow.

Thursday, June 8, 1978

Senate

Chamber Action

Routine Proceedings, pages 16814–16906

Bills Introduced: Five bills and four resolutions were introduced, as follows: S. 3183–3187; S.J. Res. 140; S. Con. Res. 90; and S. Res. 475–476.

Pages 16870, 16873–16874

Bill Reported: Report was made as follows:

Special Report of Committee on Environment and Public Works on allocation of spending responsibility as set forth in the first Congressional resolution on the budget for fiscal year 1979 (S. Rept. 95–927).

Bills Passed: Page 16870

NBA champion Bullets: Senate agreed to S. Res. 476, paying tribute to the Washington Bullets as the new National Basketball Association Champions.

Pages 16860–16861

Peace Corps authorizations: Senate passed and returned to the House H.R. 11877, authorizing funds for fiscal year 1979 for the Peace Corps, after agreeing to committee amendments and to Percy unprinted amendment No. 1330, to further encourage voluntary service programs. Pages 16861–16864

ACDA authorizations: Senate passed with committee amendments and returned to the House H.R. 11832, authorizing $18.4 million for fiscal year 1979 for the Arms Control and Disarmament Agency.

Pages 16867–16869

Agricultural lands: Senate passed without amendment and sent to the House S. 2946, authorizing the Secretary of Agriculture to relinquish exclusive legislative jurisdiction over lands or interests under his control.

Page 16864

Private bills: Senate passed and sent to the House S. 1909 and cleared for President H.R. 1436, private bills.

Pages 16864–16865

Rural transportation information: Senate passed with committee amendment and sent to the House S. 1835, directing the Secretary of Agriculture to compile and publish information relating to the adequacy of the transportation system to meet the needs of agricultural and rural development in the United States.

Pages 16865–16867

American University Press Day: Senate passed and sent to the House S.J. Res. 140, requesting the President to proclaim June 11, 1978 as "American University Press Day". Page 16861

Enrollment correction: Senate agreed to H. Con. Res. 635, authorizing correction in the enrollment of H.R. 5493, authorizing additional funds for acquisition of lands for certain wildlife refuges. Page 16869

Wildlife Refuges: Senate agreed to the House amendment to the Senate amendment to H.R. 5493, authorizing additional funds for acquisition of lands for certain wildlife refuges, thereby clearing the measure for the President. Page 16869

NASA Authorizations: Senate insisted on its amendment to H.R. 11401, authorizing funds for fiscal year 1979 for the National Aeronautics and Space Administration, agreed to conference with the House, and appointed as conferees Senators Cannon, Magnuson, Stevenson, Ford, Schmitt, and Goldwater.

Page 16869

Labor Reform: Senate continued consideration of H.R. 8410, to amend the National Labor Relations Act so as to strengthen the remedies and expedite procedures under such Act. By 49 yeas to 41 nays, three-fifths of the Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agreed to a second motion to close further debate on this bill. Page 16839

By 51 yeas to 37 nays, Senate tabled motion to recommit the bill to Committee on Human Resources for its further consideration, to be reported back to the Senate on July 17, 1978. Page 16839

Pending at recess was Robert C. Byrd amendment No. 2445, in the nature of a substitute bill; Ford amendment No. 1768, to designate regional ombudsmen for the N.L.R.B.; and Robert C. Byrd amendment No. 2254 (to amendment No. 1768), to prohibit the N.L.R.B. from exercising jurisdiction over small business currently exempt. Page 16839

Pages 16828–16859

Vice Presidential Appointment: Vice President appointed Senator Glenn to attend the annual meeting of the Council of Ministers of the Organization for Economic Cooperation and Development, to be held in Paris, June 14–15, 1978. Page 16904

Bills Referred: H.R. 12930, Treasury-Postal Service appropriations, was referred to Committee on Appropriations; and H.R. 39, Alaska Lands bill, was referred to Committee on Energy and Natural Resources.

Page 16870

Bill Placed on Calendar: H.R. 12637, North Pacific Fisheries Act amendments, received from the House on June 7, was placed on the Senate Calendar. Page 16870

Messages From the House: Pages 16869–16870

Amendments Submitted for Printing: Pages 16874–16878

Statements on Introduced Bills: Pages 16870–16872

Additional Statements: Pages 16879–16904

Record Votes: Two record votes were taken today.

Page 16839

Recess: Senate met at 9 a.m. and recessed at 5:53 p.m.

Page 16906

Committee Meetings

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee concluded hearings on proposed budget estimates for fiscal year 1979 for the Department of Agriculture, after receiving testimony from its Secretary Bob Bergland.

Subcommittee will meet to mark up this proposed appropriation on Wednesday, June 21.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee held hearings on Section 304 of Public Law 95–74, to bar the use of funds to publish or distribute literature which supports or opposes legislative proposals, having as its witness Secretary of the Interior Cecil D. Andrus.

Subcommittee recessed subject to call.

SALT

Committee on Armed Services: Subcommittee on Research and Development met in closed session to receive a briefing from Secretary of Defense Harold Brown on the impact of SALT on U.S. military research and development.

Subcommittee recessed subject to call.

FULL EMPLOYMENT

Committee on Banking, Housing, and Urban Affairs: Committee resumed markup of S. 50, the Full Employment and Balanced Growth Act, but did not complete action thereon and recessed subject to call.

UNION STATION IMPROVEMENT

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation concluded hearings on S. 2995, to provide for the conversion of a part of the National Visitor Center to railroad passenger service, after receiving testimony from John M. Sullivan, Federal Railroad Administrator, Department of Transportation, who was accompanied by Larry E. Meierotto, Deputy Assistant Secretary of the Interior for Policy, Budget, and Administration; James Clark, Department of Transportation, District of Columbia Government; Donald Brazier, Amtrak Corporation, Washington, D.C.; C. W. Shaw, Washington Terminal Company, Washington, D.C.; Charles Horsky, Federal City Council, Washington, D.C.; Arthur D. Lewis, American Bus Association, Washington, D.C.; and Fred Schwengel, U.S. Capitol Historical Society, Washington, D.C.

DOE AUTHORIZATION

Committee on Energy and Natural Resources: Committee continued consideration of S. 2692, authorizing funds for the Department of Energy for civilian programs for fiscal year 1979, but did not complete action thereon and will meet again on Monday, June 12.

OIL SPILL

Committee on Environment and Public Works: Subcommittee on Environmental Pollution resumed markup of S. 2900, to provide compensation for damages and cleanup costs caused by discharges of oil and hazardous substances, but did not complete action thereon and recessed subject to call.

TERRORISM

Committee on Foreign Relations: Committee resumed hearings on S. 2236, to strengthen Federal programs and policies for combating international and domestic terrorism, receiving testimony from Benjamin H. Read, Deputy Under Secretary for Management, accompanied by Heyward Isham, Director, Office for Combating Terrorism, both of the Department of State; Mary C. Lawton, Deputy Assistant Attorney General, accompanied by Sebastian Mignosa, FBI, both of the Department of Justice; Richard F. Lally, Director, Civil Aviation Security Service, FAA, Department of Transportation; Stanley J. Marcuss, Senior Deputy Assistant Secretary of Commerce; for Industry and Trade, John F. Murphy, University of Kansas School of Law, Lawrence; Captain Thomas Ashwood, Airline Pilots Association, Washington, D.C.; Alona E. Evans, Wellesley College, Massachusetts, and representatives of the Central Intelligence Agency, the latter of whose testimony was taken in closed session.

Committee recessed subject to call.

CIVIL SERVICE REFORM

Committee on Governmental Affairs: Committee continued consideration of S. 2640, proposing reform of the Civil Service laws, but did not complete action thereon and will meet again on Monday, June 12.

SUNSET LEGISLATION

Committee on Rules and Administration: Committee resumed hearings on S. 2 and 1244, to require periodic reauthorization of Government programs, receiving testimony from Harry Havens, Program Analysis Division, who was accompanied by several of his associates, all of the General Accounting Office; John A. McCart, AFL-CIO, Washington, D.C.; Dwight A. Ink, American Society for Public Administration, Washington, D.C.; and Thomas J. Donohue, Citizen's Choice, Inc., Washington, D.C.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Select Committee on Ethics: Committee held a business meeting where it took the following actions:

(1) Agreed that members of the House of Representatives who are candidates for election to the Senate and who use the frank are bound by provisions of Senate Rule 48—Franking Privilege; and

(2) Agreed that members should reimburse an organization for costs incurred when that organization prints address labels for members' use. Such costs can be reimbursed from official funds.

Committee will meet again on Thursday, June 15.

House of Representatives

Chamber Action

Bills Introduced: 28 public bills, H.R. 13032–13059; 1 private bill, H.R. 13060; and 9 resolutions, H. Con. Res. 640, and H. Res. 1221–1228 were introduced.

Pages 16812–16813

Bills Reported: Reports were filed as follows:

H. Res. 1221, providing for the consideration of H.R. 10285, to extend the Commodity Exchange Act, as amended, for four years (H. Rept. 95–1275);

H. Res. 1222, providing for the consideration of H.R. 12005, to authorize appropriations for the purpose of carrying out the activities of the Department of Justice (H. Rept. 95–1276);

H. Res. 1223, waiving certain points of order against H.R. 12935, making appropriations for the legislative branch for the fiscal year ending September 30, 1979 (H. Rept. 95–1277);

H. Res. 1224, waiving certain points of order and providing certain procedures during consideration of H.R. 12928, making appropriations for public works for water and power development and energy research for the fiscal year ending September 30, 1979 (H. Rept. 95–1278);

H. Res. 1225, waiving certain points of order and providing certain procedures during consideration of H.R. 12932, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1979 (H. Rept. 95–1279);

H. Res. 1226, waiving certain points of order against H.R. 12936, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1979 (H. Rept. 95–1280);

H. Res. 1227, waiving certain points of order against H.R. 12934, making appropriations for the Departments of State, Justice, and Commerce, the Judiciary, and related agencies for the fiscal year ending September 30, 1979 (H. Rept. 95–1281);

Report of the Committee on Interior and Insular Affairs entitled "Subdivision Among Subcommittees of Budget Allocations for fiscal year 1979" (H. Rept. 95–1282); and

H.R. 7308, Foreign Intelligence Surveillance Act of 1978, amended (H. Rept. 95–1283). Pages 16770, 16812

NYC Financial Assistance: By a yea-and-nay vote of 247 yeas to 155 nays, Roll No. 432, the House passed H.R. 12426, to authorize the Secretary of the Treasury to provide financial assistance for the city of New York.

Rejected a motion to recommit the bill to the Committee on Banking, Finance and Urban Affairs with instructions to report it back forthwith containing an amendment that would extend for 3 years the New York Seasonal Financial Act of 1975, with loan amounts of $2 billion the first year, $1.5 billion the second, and $800 million the third (rejected by a yea-and-nay vote of 109 yeas to 291 nays, Roll No. 431).

By a yea-and-nay vote of 401 yeas, Roll No. 430, on a demand for a separate vote, agreed to a technical amendment (previously adopted in the Committee of the Whole by a voice vote) that sets an effective date of October 1, 1978, for the authorization of appropriations for any defaults.

By a yea-and-nay vote of 382 yeas to 3 nays with 2 voting "present," Roll No. 429, the House agreed to resolve itself into the Committee of the Whole.

Agreed to the committee amendments.

Pages 16746–16769

Late Report: Committee on Science and Technology received permission to file a report by midnight tonight on H.R. 12874, Solar Photovoltaic Energy Research, Development, and Demonstration Act of 1978.

Page 16769

Labor-HEW Appropriations: House continued consideration of H.R. 12929, making appropriations for the Departments of Labor, and Health, Education, and Welfare, and related agencies, for the fiscal year ending September 30, 1979; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Tuesday, June 13.

Pending when the Committee of the Whole rose was an amendment that seeks to strike the abortion provision from the bill.

Agreed to an amendment that reduces appropriations for HEW by $1 billion, limited to those areas in which fraud, abuse and waste have been defined and cited (agreed to by a recorded vote of 290 ayes to 87 noes, Roll No. 433). Rejected an amendment to this amendment that sought to set the reduction at $2.5 billion (rejected by a recorded vote of 25 ayes to 38 noes).

Rejected:

An amendment that sought to add $255 million in appropriations for the removal of architectural barriers to the handicapped in elementary and secondary schools, universities, libraries, and vocational rehabilitation centers;

An amendment that sought to reduce educational opportunity grants appropriations by $233 million, the amount included for middle income student assistance: and

An amendment that sought to increase the appropriation for special projects and training by $7.4 million, to increase funding for the gifted and talented children program to $10 million (rejected by a division vote of 13 ayes to 20 noes).

A point of order was overruled against funds in the bill for expansion of middle income student aid.

Rejected a motion that the Committee of the Whole rise and report the bill back to the House with the recommendation that the enacting clause be stricken.

Pages 16770–16789

Washington Bullets: House agreed to H. Res. 1228, to salute and congratulate the Washington Bullets in reaching World Champion status and in displaying the essence of American fairplay and teamwork.

Pages 16789–16791

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 16811

Adjournment: Adjourned at 6:42 p.m.

Committee Meetings

HUMANE METHODS OF SLAUGHTER—PACKERS AND STOCKYARDS ACT AMENDMENTS

Committee on Agriculture: Subcommittee on Livestock and Grains met and approved for full committee action the following bills:

H.R. 1464 as amended, Humane Methods of Slaughter Act of 1977; and

H.R. 9482 as amended, to amend the Packers and Stockyards Act of 1921.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on Greece/Turkey budget amendments; and Lebanon supplemental.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, General Government held a hearing on General Services Administration.

SUPPORT OF NATO MISSIONS

Committee on Armed Services: Special Subcommittee on NATO Standardization, Interoperability and Readiness held an executive hearing on overall readiness of U.S. Armed Forces in support of NATO missions. Testimony was heard from Lt. Gen. Arnold W. Braswell, Director, J5 Plans and Policy Directorate, Joint Chiefs of Staff.

KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr., continued hearings in executive session.

COMMITTEE BUSINESS

Select Committee on Intelligence: Met in executive session for consideration of committee business.

KINGS RIVER AND TULARE LAKE BASIN PROJECT

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources held a hearing on H.R. 12059, to provide that the acreage limitations, the residency requirements, if any, and the excess land provisions of the Federal reclamation laws shall not apply in the case of certain contracting entities served by the Kings River and Tulare Lake Basin project. Testimony was heard from Representatives Krebs and Sisk; Leo Krulitz, Department of Interior; Keith Higginson, Commissioner, Bureau of Reclamation; and public witnesses.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts met and acted on pending business.

EXPORT OF URANIUM TO INDIA

Committee on International Relations: Held a hearing on H. Con. Res. 599 and 601, Disapproving the export of low-enriched Uranium to India. Testimony was heard from Commissioners of the Nuclear Regulatory Commission.

AFRICA

Committee on International Relations: Held a hearing on the current situation in Africa with testimony from CIA Director Stansfield Turner.

REFUGEE SITUATION IN SOUTHEAST ASIA

Committee on International Relations: Subcommittee on Asian and Pacific Affairs held a hearing on the refugee situation in Southeast Asia. Testimony was heard from Leo Cherne and William J. Casey, Co-Chairmen, International Rescue Committee; and Bayard Rustin, President, A. Philip Randolph Institute.

HOSPITAL COST CONTAINMENT ACT

Committee on Interstate and Foreign Commerce: Continued but did not complete action on H.R. 6575, Hospital Cost Containment Act.

REVISION OF CRIMINAL CODE

Committee on the Judiciary: Subcommittee on Criminal Justice continued markup of H.R. 6869 and 2311, revision of the Criminal Code, and will continue next week.

JUDICIARY MISCELLANY

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held hearings on the following bills:

H.R. 8440, medical relief for certain Hiroshima and Nagasaki victims. Testimony was heard from Representative Mineta, and Harry Takagi, Director, Japanese-American Citizens League;

H.R. 12290, to enable the Department of Justice and the Administrative Office of the United States Courts to provide services and special supervision to drug dependent Federal offenders in an efficient and effective manner. Testimony was heard from Norman A. Carlson, Director, Bureau of Prisons; and Wayne P. Jackson, Chief, Division of Probation, Administrative Office of the United States Courts;

H.R. 12393, to provide for nationwide service of subpoenas in all suits involving the False Claims Act. Testimony was heard from J. Roger Edgar, Chief, Frauds Section, Criminal Division, Department of Justice; and

H.R. 10527, 11580 and 11582, relating to certain foreign and domestic legal lotteries. Testimony was heard from Marvin Loewy, Deputy Chairman, Organized Crime Section, Department of Justice.

FISHERY CONSERVATION AND MANAGEMENT ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment continued oversight hearings on the administration of the Fishery Conservation and Management Act and bills amending FCMA. Testimony was heard from officials of Departments of State and Commerce, and public witnesses.

PRIVATE CLAIMS—RECIPROCAL OCEAN AGREEMENTS ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held hearings on H.R. 3124 and 5039, private bills, with testimony from Members of Congress and Departments of Commerce and Transportation; and

H.R. 11862, Reciprocal Ocean Agreements Act of 1978. Testimony was heard from representatives of Delta Steamship Lines, Inc., Prudential Lines, Inc., and Moore-McCormack Resources.

U.S. POPULATION CHANGE

Select Committee on Population: Continued hearings on the domestic consequences of U.S. population change. Testimony was heard from Richard Engels, Assistance Division Chief for Estimates and Projections, U.S. Bureau of the Census; and public witnesses.

SAFETY BELT USAGE

Committee on Public Works and Transportation: Subcommittee on Investigations and Review continued hearings on safety belt usage. Testimony was heard from Joan Claybrook, Administrator, National Highway Traffic Safety Administration, and public witnesses.

AIRPORT AND AIRWAYS DEVELOPMENT ACT AND TRUST FUND

Committee on Public Works and Transportation: Subcommittee on Aviation continued hearings on matters related to the Airport and Airways Development Act and Trust Fund. Testimony was heard from Representatives Lloyd of California and Benjamin, and public witnesses.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Rules: Granted a rule waiving all points of order against designated provisions of the bill for failure to comply with the provisions of clause 2, Rule XXI (unauthorized appropriations) on H.R. 12927, Military Construction Appropriation Bill, 1979. Testimony was heard from Chairman Mahon and Representatives McKay and McEwen.

DEEP SEABED HARD MINERALS ACT

Committee on Rules: Granted a modified rule; waiving section 402(a) of the Congressional Budget Act of 1974; general debate time divided between four committees; providing that in lieu of the amendments now printed in the bill, it shall be in order to consider the text of the bill H.R. 12988 if offered as an amendment in the nature of a substitute for the bill, said substitute shall be read for amendment by titles instead of by sections; waiving all points of order against the substitute for failure to comply with the provisions of clause 7, Rule XVI and clause 5, Rule XXI; providing that no amendment to title IV of the substitute, including an amendment in the nature of a substitute which would change title IV, shall be in order except amendments recommended by the Committee on Ways and Means and an amendment printed in the Congressional Record of June 5 by Representative Stark of California, which amendments shall not be subject to amendment, but it shall be in order to debate said amendments and title IV by the offering of pro forma amendments, on H.R. 3350, Deep Seabed Hard Minerals Act. Testimony was heard from Representatives Breaux, Udall, Fraser, Ullman, Stark, and Conable. Statements for the record were submitted by Representatives Udall, Stark and Pritchard.

NATIONAL WEATHER SERVICE ACT

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather continued hearings on H.R. 8763, National Weather Service Act of 1977. Testimony was heard from William H. Wilcox, Administrator, Federal Disaster Assistance Administration, HUD; and public witnesses.

EARTH RESOURCES AND DRILLING TECHNOLOGY

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation RD&D continued hearings on earth resources and drilling technology. Testimony was heard from representatives of Phillips Petroleum Company, U.S. Department of Energy and U.S. Geological Survey.

DEPARTMENT OF ENERGY

Committee on Science and Technology: Subcommittee on the Environment and the Atmosphere continued oversight hearings on the Department of Energy, hearing testimony from DOE officials.

Joint Committee Meetings

ECONOMIC CHANGE

Joint Economic Committee: Committee continued hearings on economic change, receiving testimony on productivity prospects and problems from Jerome Mark, Assistant Commissioner, Bureau of Labor Statistics, Department of Labor; Edward Denison, The Brookings Institution, Washington, D.C.; and Solomon Fabricant, National Bureau of Economic Research, New York City.

Hearings continue tomorrow.

NATURAL GAS PRICING

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 5289, to establish a comprehensive natural gas pricing policy, but did not reach final agreement thereon and will meet again on Monday, June 12.

Friday, June 9, 1978

Senate

Chamber Action

Routine Proceedings, pages 17006–17079

Bills Introduced: Two bills and two resolutions were introduced, as follows: S. 3188–3189; S. Con. Res. 91; and S. Res. 477. Pages 17056, 17060–17062

Bill Reported: Report was made as follows:

Special Report of Committee on Commerce, Science, and Transportation on allocation of spending responsibility as set forth in the first Congressional resolution on the budget for fiscal year 1979 (S. Rept. 95–928). Page 17056

Bills Passed:

Dam inspection: Senate passed with committee amendment and sent to the House S. 2444, authorizing the Chief of the Army Corps of Engineers to carry out a national program of inspection of dams. Page 17009

Dam safety: Senate passed and sent to the House S. 2437, to provide Federal assistance to the States for the development and implementation of effective dam safety

programs, after agreeing to committee amendments and to McClure unprinted amendment No. 1331, of a technical nature. Pages 17009–17014

Tariff: Senate passed with committee amendment and returned to the House H.R. 5176, lowering the duty on levulose until June 30, 1980. Pages 17053–17054

Labor Reform: Senate continued consideration of H.R. 8410, to amend the National Labor Relations Act so as to strengthen the remedies and expedite procedures under such Act. Page 17015

Pending at recess was Robert C. Byrd amendment No. 2445, in the nature of a substitute bill; Ford amendment No. 1768, to designate regional ombudsmen for the N.L.R.B.; and Robert C. Byrd amendment No. 2254 (to amendment No. 1768), to prohibit the N.L.R.B. from exercising jurisdiction over small business currently exempt. Page 17024

Motion was entered to close further debate on Robert C. Byrd substitute amendment No. 2445 and, by unanimous consent, it was agreed that a 20-minute vote on such motion will occur at 2:30 p.m. on Tuesday, June 13. Page 17024

Pages 17015–17047

Unanimous Consent Agreement: By unanimous consent it was agreed that when Senate proceeds to consider S. 419, authorizing $4 million for fiscal year 1979 to test the commercial, environmental, and social viability of various oil shale technologies, time for debate thereon be limited to two hours; four hours on an amendment which may be offered by Senator Hansen; one hour on any other amendment in the first degree; and 30 minutes on amendments in the second degree. Page 17014

Consecutive Referral: By unanimous consent it was agreed that if and when Committee on Commerce, Science and Transportation reports S. 3098, to provide for the implementation of the 1978 Reciprocal Fisheries agreement between the United States and Canada, the bill be referred to Committee on Foreign Relations. Page 17054

Confirmations: Senate confirmed the nominations of George W. Lacey, of Montana, John D. Naill, Jr., of Arkansas, and Dwight L. Tripp, Jr., of Maine, each to be a member of the Federal Farm Credit Board, Farm Credit Administration. Page 17079

Nominations: Senate received the following nominations:

Viron P. Vaky, of Texas, to be an Assistant Secretary of State and to be a member of the Board of Directors of the Inter-American Foundation; and

Bruce P. Johnson, of Nevada, to be a member of the U.S. Metric Board. Page 17079

Bills Referred: Three House-passed bills were referred to appropriate Senate committees. Page 17055

Message From the House: Page 17054

Amendments Submitted for Printing: Page 17062

Communications: Page 17055

Statements on Introduced Bills: Pages 17056–17059

Additional Statements: Pages 17062–17078

Recess: Senate met at 10 a.m. and recessed at 5:50 p.m. Page 17079

Committee Meetings

APPROPRIATIONS—STATE, JUSTICE, COMMERCE

Committee on Appropriations: Subcommittee approved for full committee consideration proposed appropriations for fiscal year 1979 for the Departments of State, Justice, Commerce, the Judiciary, and related agencies.

PUBLIC BUILDINGS

Committee on Environment and Public Works: Committee concluded hearings on prospectuses for federal building construction in Savannah, Ga., and Boston, Mass., after receiving testimony from Robert Griffin, Deputy Administrator, accompanied by Loy Shipp, Assistant Commissioner for Space Planning and Management, both of General Services Administration.

ZAIRE BRIEFING

Committee on Foreign Relations: Committee met in closed session to receive a briefing from Stansfield Turner, Director of Central Intelligence, on the Cuban role in the attack in Shaba Province, Zaire.

Committee recessed subject to call.

DISEASE PREVENTION

Committee on Human Resources: Subcommittee on Health and Scientific Research concluded hearings on S. 3115, to establish a comprehensive disease prevention and health promotion program in the U.S. Witnesses heard were Casey Conrad, Director, President's Council on Physical Fitness and Sports; Dr. Robert H. Griffiths, American Dental Association, Washington, D.C.; Dr. Joseph Wilber, Georgia Department of Health, Atlanta; Dr. Morris Chafetz, Health Education Foundation, Washington, D.C.; Dr. Robert O. Nesheim, representing the Grocery Manufacturers Association, Washington, D.C.; Dr. Michael F. Jacobson, Center for Science in the Public Interest, Washington, D.C.; Janet E. Tenney, Office of Consumer Affairs, Giant Food Incorporated, Washington, D.C.; Dr. Ira Somers, National Food Processors Association, Washington, D.C.; and Ellen Haas, Community Nutrition Institute, Washington, D.C.

INTELLIGENCE ACTIVITY IN PANAMA

Select Committee on Ethics: Subcommittee on Inquiry on Unauthorized Intelligence Disclosures held closed hearings to receive testimony from undisclosed witnesses concerning alleged unauthorized disclosure of information concerning intelligence activities in Panama.

Subcommittee will meet again on Friday, June 16.

House of Representatives

Chamber Action

Bills Introduced: 17 public bills, H.R. 13061–13077; 1 private bill, H.R. 13078; and 4 resolutions, H.J. Res. 965–967, and H. Con. Res. 641 were introduced. Pages 17005–17006

Bills Reported: Reports were filed as follows:

H.R. 10287, to designate the proposed new Veterans' Administration hospital in Little Rock, Arkansas, as the "John L. McClellan Memorial Veterans' Hospital" (H. Rept. 95–1284); and

H.R. 12874, Solar Photovoltaic Energy Research, Development, and Demonstration Act of 1978, amended (H. Rept. 95–1285). Page 17005

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Brademas as Speaker pro tempore for today. Page 16962

Flag Day: It was made in order for the Speaker to declare a recess at any time on Wednesday, June 14, for the purpose of observing and commemorating Flag Day in such manner as the Speaker may deem appropriate. Page 16963

Black Lung Program: By a yea-and-nay vote of 237 yeas to 72 nays with 1 voting "present", Roll No. 434, the House passed H.J. Res. 945, making an urgent supplemental appropriation for the black lung program of the Department of Labor for the fiscal year ending September 30, 1978. Pages 16963–16965

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of June 14. Page 62966

Insulation Safety Standards: The Speaker appointed Representative Moffett as an additional conferee on S. 2401, to amend the Consumer Product Safety Act to establish an interim consumer product safety rule relating to the standards for flame resistance and corrosiveness of certain insulation. Page 16966

Transportation Appropriations: House completed all general debate and began reading for amendment on H.R. 12933, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1979; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Monday, June 12.

Pending when the Committee of the Whole rose was an amendment that seeks to prohibit the use of funds to implement or enforce any standard or regulation which requires vehicles to be equipped with occupant restraint systems, other than belt systems. A point of order against this amendment was overruled.

Agreed To:

An amendment that prohibits the use of FAA funds for liaison or familiarization travel by air traffic control specialists if the travel occurs during annual leave, compensatory leave, or national holidays;

An amendment that deletes the $10 million appropriation to continue construction of the Darien Gap Highway;

An amendment that provides that appropriations for payments for purchase of Conrail securities not be made available to the Consolidated Rail Corporation, if that Corporation pays a total compensation to any executive in excess of the base salary in effect as of January 1, 1978. A point of order against this amendment was overruled; and

An amendment that provides that funds shall not be available for purchase of Conrail securities until authorizing legislation is passed.

Rejected:

An amendment that sought to increase the appropriation for the alteration or removal of bridges by the Coast Guard by $19.7 million, to fully fund all of the projects;

An amendment that sought to increase the appropriation for motor carrier safety functions by $1 million;

An amendment that sought to prohibit the use of funds to effect implementation of the Panama Canal Treaties (rejected by a division vote of 10 ayes to 13 noes); and

An amendment that sought to prohibit use of funds for the planning or execution of programs involving the construction of Interstate 66 in Arlington County, Virginia (rejected by a division vote of 10 ayes to 45 noes).

H. Res. 1219, the rule waiving certain points of order against the bill, was agreed to earlier by a yea-and-nay vote of 309 yeas to 16 nays, Roll No. 435.

Pages 16966–16996

American University Press Day: House passed S.J. Res. 140, to authorize and request the President to proclaim June 11, 1978, as "American University Press Day" to commemorate the centennial of university press publishing in America—clearing the measure for the President. Page 16996

Receive and Sign: Notwithstanding the adjournment of the House until Monday, June 12, the Clerk was authorized to receive messages from the Senate and the Speaker was authorized to sign any enrolled bills and joint resolutions duly passed by the two Houses. Page 16996

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 17004

Adjournment: Adjourned at 3:10 p.m.

Committee Meetings

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, General Government held a hearing on the Civil Service Commission.

OPERATION AND FUNDING OF WMATA

Committee on the District of Columbia: Subcommittee on Economic Development and Regional Affairs held an oversight hearing on the operation and funding of the Washington Metropolitan Area Transit Authority. Testimony was heard from representatives of Fairfax County; City of Alexandria; Arlington County; D.C. Government; and Montgomery and Prince Georges Counties.

ZAIRE

Committee on International Relations: Held a hearing on the situation in Zaire with testimony from Under Secretary of State for Political Affairs David D. Newsom.

NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on the enforcement program of the National Collegiate Athletic Association. Testimony was heard from Charles Neinas, Commissioner, The Big Eight Conference; and public witnesses.

LOCAL ENERGY POLICIES

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on local energy policies with testimony from public witnesses.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued markup of H.R. 6869 and 2311, revision of the Criminal Code, and will resume on Thursday, March 15.

FEDERAL STATISTICAL ACTIVITY CONTROL ACT

Committee on Rules: Subcommittee on The Rules and Organization of The House continued hearings on H.R. 11253, Federal Statistical Activity Control Act of 1978. Testimony was heard from Courtenay M. Slater, Chief Economist, Department of Commerce; Victor L. Lowe, Director, General Government Division, GAO; James L. Blum, Assistant Director, Budget Analysis Division, Congressional Budget Office; and Representative Rousselot.

Joint Committee Meeting

ECONOMIC CHANGE

Joint Economic Committee: Committee continued hearings on economic change, receiving testimony today on the changing work environment from Theodore Mills, American Center for the Quality of Work Life, Washington, D.C.; George Poulin, International Association of Machinists, Washington, D.C.; and Joan Mebane, Phillip Morris Company, New York City.

Hearings continue on Tuesday, June 13.

Monday, June 12, 1978

Senate

Chamber Action

Routine Proceedings, pages 17097–17170

Bills Introduced: Four bills and three resolutions were introduced, as follows: S. 3190–3193; and S. Res. 478–480. Pages 17135–17136, 17140

Bills Reported: Reports were made as follows:

Special Report of Committee on Rules and Administration on allocation of spending responsibility as set forth in the first Congressional resolution on the budget for fiscal year 1979 (S. Rept. 95–929).

S. Res. 478, requesting an additional $75,000 for expenses of Committee on Appropriations (without written report—referred to Committee on Rules and Administration). Page 17135

Bill Passed:

Nancy Lopez: Senate agreed to S. Res. 479, commending Nancy Lopez on having won the 1978 Ladies Professional Golf Association Championship.

Page 17152

Maritime Programs: Senate agreed to the House amendment to S. 2553, to authorize funds for fiscal year 1979 for certain maritime programs of the Department of Commerce, thereby clearing the measure for the President. Pages 17164–17165

Labor Reform: Senate continued consideration of H.R. 8410, to amend the National Labor Relations Act so as to strengthen the remedies and expedite procedures under such Act.

Pending at recess was Robert C. Byrd amendment No. 2445, in the nature of a substitute bill; Ford amendment No. 1768, to designate regional ombudsmen for the N.L.R.B.; and Robert C. Byrd amendment No. 2254 (to amendment No. 1768), to prohibit the N.L.R.B. from exercising jurisdiction over small business currently exempt.

Senate will vote at 2:30 p.m. on Tuesday, June 13, on motion to close further debate on pending Robert C. Byrd amendment No. 2445.

Another motion was entered to close further debate on pending Robert C. Byrd amendment No. 2445, and by unanimous consent, it was agreed that vote on this motion will occur at 5 p.m. on Wednesday, June 14.

Pages 17112–17135

Senator Maryon Allen: Oath of office was administered to Maryon Pittman Allen to fill the vacancy created by the recent death of her husband, the late Senator James B. Allen. Page 17097

Eulogies to Senator James Allen: Numerous Senators eulogized the life and public service of the late Senator James B. Allen. The Record will remain open for ten days to receive additional such statements, at the expiration of which time all statements will be gathered, printed and bound. Pages 17097–17111

Bill To Be Held at Desk: By unanimous consent it was agreed that when Senate receives H.R. 12441, to increase authorizations for toxic substances control, it be held at the desk. Page 17135

Bill Referred: H.J. Res. 945, making urgent supplemental appropriations for the black lung benefits program, was referred to Committee on Appropriations.

Page 17135

Messages From the House: Page 17135

Amendments Submitted for Printing:

Pages 17140–17143

Statements on Introduced Bills: Pages 17136–17140

Additional Statements: Pages 17143–17170

Recess: Senate met at 10 a.m. and recessed at 6:28 p.m.

Page 17170

Committee Meetings

DIET AND CANCER

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Nutrition began hearings on the relationship between the human diet and cancer, receiving testimony from Dr. Richard Rettig, The Rand Corporation, Washington, D.C.; Dr. Theodore Cooper, Cornell University Medical School, Ithaca; Dr. George Blackburn, New England Deaconess Hospital, Boston; Dr. Charles Arnold, American Health Foundation, New York City; and Dr. Petty Fry, University of Texas, Austin.

Hearings continue tomorrow.

NEW YORK CITY FINANCIAL AID

Committee on Banking, Housing, and Urban Affairs: Committee resumed hearings on S. 2892 and 3061, to provide financial assistance to New York City. Witnesses heard were David Rockefeller, Chase Manhattan Bank; Edward Palmer, Citibank; Ellmore C. Patterson, Morgan Guaranty Trust Co.; Robert Rivel, Union Dime Savings Bank; Victor Gotbaum, American Federation of State, County, and Municipal Employees; Albert Shanker, American Federation of Teachers; Jack Bigel, Municipal Labor Committee; Richard Vizzini, Uniformed Fire Fighters Association; Edward Ostrowski, Uniformed Sanitationmen; and Patrick Marmo, Transportation Workers Union; all of New York City.

Hearings continue tomorrow.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of Dennis R. Smith, of Massachusetts; Bruce P. Johnson, of Nevada; Paul Block, Jr., of Ohio; and Andrew H. Kenopensky, of New Jersey, each to be a member of the U.S. Metric Board, after the nominees testified and answered questions on their own behalf. Dr. Johnson was introduced by Senator Cannon, and Mr. Block was introduced by Senator Metzenbaum.

DOE AUTHORIZATIONS

Committee on Energy and Natural Resources: Committee continued consideration of S. 2692, authorizing funds for civilian programs of the Department of Energy for fiscal year 1979, but did not complete action thereon and will meet again tomorrow.

PUBLIC BUILDINGS

Committee on Environment and Public Works: Committee approved prospectuses for public buildings in Boston, Providence, Savannah, Milwaukee, Lexington, Des Plaines, Illinois, and Washington, D.C.

Also, committee began consideration of S. 1493, to provide financial and technical assistance to States, local governments, and Indian tribes to manage impacts caused by energy development, and agreed that the Subcommittee on Regional and Community Development will hold an additional hearing on this bill on Monday, June 19.

CIVIL SERVICE REFORM

Committee on Governmental Affairs: Committee resumed consideration of S. 2640, proposing reform of the Civil Service laws, but did not complete action thereon and will meet again on Wednesday, June 14.

FBI CHARTER

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure held closed hearings to consider the application and enforcement of the FBI Charter, receiving testimony from Sebastian Magnosa,

Chief, Domestic Security and Terrorism Section, FBI, Department of Justice.

Subcommittee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 19 public bills, H.R. 13079–13097; 5 private bills, H.R. 13098–13102; and 18 resolutions, H.J. Res. 968–985 were introduced. Pages 17228–17230

Bill Reported: One report was filed as follows: H.R. 12578, to amend the Internal Revenue Code of 1954 to make certain technical changes, amended (H. Rept. 95–1286). Page 17228

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright as Speaker pro tempore for today. Page 17170

Council on Environmental Quality: House cleared for the President H.R. 10884, to authorize appropriations to the Council on Environmental Quality for fiscal years 1979, 1980, and 1981; by agreeing to the Senate amendment thereto. Page 17172

Military and Public Lands Conservation: House agreed, with amendments, to the Senate amendment to H.R. 10882, to authorize appropriations to carry out conservation programs on military reservations and public lands during fiscal years 1979, 1980, and 1981—returning the measure to the Senate. Pages 17173–17174

Human Rights Violations in Uganda: By a yea-and-nay vote of 377 yeas, Roll No. 437, the House voted to suspend the rules and agree to H. Con. Res. 612, condemning violations of rights by the Government of the Republic of Uganda and urging the President to take certain actions with respect to those violations. Pages 17174–17180, 17184–17185

Suspension Failed: By a yea-and-nay vote of 190 yeas to 188 nays, Roll No. 438, the House failed to suspend the rules and pass H.R. 12441, to amend the Toxic Substances Control Act to increase the authorization of appropriations contained in such Act. Pages 17180–17186

Transportation Appropriations: By a yea-and-nay vote of 347 yeas to 25 nays, Roll No. 441, the House passed H.R. 12933, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1979.

Agreed To:

An amendment that prohibits the use of funds to implement or enforce any standard or regulation which requires vehicles to be equipped with occupant restraint systems, other than belt systems (agreed to by a recorded vote of 237 ayes to 143 noes with 1 voting "present", Roll No. 439); and

An amendment that insures that funds can be used for any research and development activity relating to occupant restraint systems.

Rejected an amendment that sought to insure that funds could be used for research and development of occupant restraint systems, and that funds could be used in connection with any court action with respect to any standard or regulation concerning such systems (rejected by a recorded vote of 180 ayes to 194 noes with 1 voting "present", Roll No. 440). Pages 17186–17202

State-Justice-Commerce-Judiciary Appropriations: After consuming 59 minutes of general debate on H.R. 12934, making appropriations for the Departments of State, Justice, and Commerce, the Judiciary, and related agencies for the fiscal year ending September 30, 1979, the Committee of the Whole rose. One minute of general debate time will remain when consideration of the bill resumes on Tuesday, June 13. Pages 17203–17217

Referrals: Three Senate-passed measures were referred to the appropriate House committees. Page 17228

Adjournment: Adjourned at 6:07 p.m.

Committee Meetings

POSTAL SERVICE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government held a hearing on Postal Service supplemental request, 1978.

SOLAR ENERGY

Committee on Government Operations: Subcommittee on Environment, Energy and Natural Resources continued hearings on solar energy with testimony from public witnesses.

NUCLEAR SITING AND LICENSING ACT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment continued hearings on H.R. 11704, Nuclear Siting and Licensing Act of 1978. Testimony was heard from representatives of AFL-CIO; Union of Concerned Scientists; Atomic Industrial Forum; Friends of the Earth; New York State Public Service Commission; National Rural Electric Cooperatives Association; and General Electric Company.

Hearings continue tomorrow.

RECENT DEVELOPMENTS IN THE MIDDLE EAST

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on recent developments in the Middle East. Testimony was heard from Harold H. Saunders, Assistant Secretary of State for the Bureau of Near Eastern and South Asian Affairs.

DOE ENTITLEMENTS PROGRAM

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held an oversight hearing on the entitlements program of the Department of Energy. Testimony was heard from David J. Bardin, Administrator, Economic Regulatory Administration, U.S. Department of Energy.

Hearings continue tomorrow.

DRUG REGULATION REFORM ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued hearings on H.R. 11611, Drug Regulation Reform Act. Testimony was heard from a panel on patient information; a panel on physician information; and a panel on exports.

Hearings continue tomorrow.

JUDICIARY MISCELLANY

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations met and approved for full committee action on the following bills:

H.R. 8440 amended, to provide for payment by the United States for certain medical services and treatment provided to United States citizens and permanent residents suffering from physical injuries attributable to the atomic bomb explosions on Hiroshima and Nagasaki, Japan, in August 1945;

H.R. 12290 amended, to enable the Department of Justice and the Administrative Office of the United States Courts to provide services and special supervision to drug dependent Federal offenders in an efficient and effective manner;

H.R. 12393, to provide for nationwide service of subpoenas in all suits involving the False Claims Act; and

H.R. 11580 amended, to make lawful certain activities concerning certain foreign and domestic legal lotteries.

NOAA ORGANIC ACT

Committee on Merchant Marine and Fisheries: Subcommittees on Oceanography and on Fisheries and Wildlife Conservation and the Environment held a joint hearing on H.R. 9708, to establish a National Ocean Policy. Testimony was heard from Dr. Robert White, former Administrator of NOAA, and public witnesses.

MEAT MARKETING

Committee on Small Business: Subcommittee on SBA and SBIC Authority and General Small Business Problems continued hearings on meat marketing. Testimony was heard from representatives of Internal Revenue Service and Interstate Commerce Commission.

Tuesday, June 13, 1978

Senate

Chamber Action

Routine Proceedings, pages 17405–17512

Bills Introduced: Seven bills and three resolutions were introduced, as follows: S. 3194–3200; and S. Res. 481–483. Pages 17465, 17472–17474

Bill Reported: Report was made as follows:

Special Report of Select Committee on Indian Affairs on allocation of spending responsibility as set forth in the first Congressional resolution on the budget for fiscal year 1979 (S. Rept. 95–930). Page 17465

Bills Passed:

Fire prevention: Senate passed and returned to the House H.R. 11291, authorizing funds for fiscal year 1979 for the U.S. Fire Administration, after striking all after the enacting clause and inserting in lieu thereof text of Senate companion bill, S. 1794, as reported and as amended by Robert C. Byrd unprinted amendment No. 1332, increasing authorizations by $1.5 million, and providing for investigation of fires of a recurring nature.

S. 1794 was then indefinitely postponed. Pages 17504–17505

James Madison library building: Senate passed and cleared for the House S. 3112, authorizing an additional $10 million for fiscal year 1978 for construction of the Library of Congress James Madison Memorial Building. Page 17506

Release of subcommittee documents: Senate agreed to S. Res. 482, authorizing the release to the FBI of certain materials in the possession of the Senate Permanent Subcommittee on Investigations. Page 17506

Marine Pollution: Senate agreed to the House amendment to S. 2380, to implement the protocol relating to intervention on the high seas in cases of marine pollution by substances other than oil, thereby clearing the measure for the President. Pages 17505–17506

Labor Reform: Senate continued consideration of H.R. 8410, to amend the National Labor Relations Act so as to strengthen the remedies and expedite procedures under such Act. By 54 yeas to 43 nays, three-fifths of the Senators duly chosen and sworn not voting in the affirmative, Senate failed to agree to motion to close further debate on pending Robert C. Byrd amendment No. 2445, in the nature of a substitute. Page 17450

Senate will vote at 5 p.m. on Wednesday, June 14, on a fourth cloture motion. Page 17450

Another motion was entered to close further debate on the pending Robert C. Byrd amendment. Page 17451

Pages 17427–17464

Vice Presidential Appointments: Vice President appointed Senators Randolph, Huddleston, and Percy to serve on the President's Commission on the Coal Industry. Page 17464

Nominations: Senate received the following nominations:

Oliver J. Keller, Jr., of Florida, to be a member of the U.S. Parole Commission; and

One Army in the rank of General, four Navy in the rank of Admiral, one Air Force and one Marine Corps, both in the rank of General, and sundry nominations in the Army and Marine Corps. Page 17510

Bills Referred: H.R. 12933, Transportation appropriations, was referred to Committee on Appropriations; and H. Con. Res. 612, condemning violation of human rights by Uganda, was referred to Committee on Foreign Relations. Page 17464

Bill To Be Held at Desk: By unanimous consent it was agreed that when Senate receives H.R. 10173, veterans' pensions, it be held at the desk. Page 17464

Message From the House: Page 17464

Amendments Submitted for Printing:

Communications: Pages 17474–17475
Page 17464

Statements on Introduced Bills: Pages 17465–17471

Additional Statements: Pages 17475–17503

Record Vote: One record vote was taken today.

Page 17450

Recess: Senate met at 8:30 a.m. and recessed at 5:56 p.m.

Page 17510

Committee Meetings

DIET AND CANCER

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Nutrition continued hearings on the relationship between the human diet and cancer, receiving testimony from Dr. Arthur Upton, Director, National Cancer Institute, and Dr. Donald Frederickson, Director, National Institutes of Health, both of the Department of Health, Education, and Welfare.

Hearings were adjourned subject to call.

NEW YORK CITY FINANCIAL AID

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on S. 2892 and 3061, to provide financial assistance to New York City. Witnesses heard were Francis R. Schanck, Whipple and Co., Chicago; David M. Breen, Weeden and Co., New York City; Morris C. Matson, Acting City Manager, Fort Worth, Texas; Robert A. Gerard, Reed and Co., Inc., New York City, Marsom B. Pratt, Harkness and Hill, Inc., Boston; Howard J. Samuels, Council on Municipal Performance, New York City; Stanley Steingut and Perry B. Duryea, New York State Assembly, Albany; Manfred Ohrenstein and John J. Marchi, New York State Senate, Albany.

Committee will meet on Thursday to begin markup of this legislation.

AIRCRAFT AND AIRPORT NOISE REDUCTION

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation resumed hearings on S. 3064 and 747, bills to provide assistance in establishing programs for the reduction of airport and aircraft noise. Witnesses heard were Karl G. Harr, Jr., Aerospace Industries Association of America, Inc., Bert Fingerhut, Transportation Association of America, Washington, D.C.; Dr. R. R. Shaw, Transport Association, Washington, D.C., all of whom were accompanied by associates; and Walter Rockenstein, on behalf of National League of Cities and National Association of Counties, Minneapolis City Council and Minneapolis City Hall.

Hearings continue tomorrow.

NOMINATION

Committee on Environment and Public Works: Committee began hearings on the nomination of John F. Ahearne, of Virginia, to be a member of the Nuclear Regulatory Commission, receiving testimony from Clarke R. Watson, American Association of Blacks in Energy, Denver; and Laura A. Casen, U.S. Labor Party, Washington, D.C.

Committee recessed subject to call.

COMMITTEE BUSINESS

Committee on Foreign Relations: Committee held hearings on the following matters:

Convention between the U.S. and Soviet Union Concerning the Conservation of Migratory Birds and their Environment (Exec. K, 95th Cong., 1st sess.), receiving testimony from Senator Gravel and Donald R. King, Acting Deputy Assistant Secretary of State for Environmental and Population Affairs;

Reciprocal Fisheries Agreement between the U.S. and the U.K. and Northern Ireland (Exec. O, 95th Cong., 1st sess.), receiving testimony from Mr. King;

International Convention for Safety of Life at Sea (Exec. O, 94th Cong., 2d sess.), and Protocol Relating to Intervention on the High Seas in Cases of Marine Pollution by Substances Other than Oil (Exec. L, 95th Cong., 1st sess.), receiving testimony from Rear Admiral G. H. Patrick Bursley, Chief Counsel, Coast Guard, Department of Transportation;

H.R. 12571, to waive certain requirements of the Fishery Conservation and Management Act of 1976 in order to permit fishermen of the U.S. and Canada to continue fishing off the coasts of each nation during the calendar year 1978, receiving testimony from Lloyd N. Cutler, U.S. Representative to the U.S.-Canadian Maritime Negotiations; and Jacob Dykstra, Point Judith's Fishermen's Cooperative, Point Judith, Rhode Island; and

On the nominations of Warren D. Manshel, of New York, to be Ambassador to Denmark, and Morton I. Abramowitz, of Massachusetts, to be Ambassador to Thailand, where the nominees testified and answered questions on their own behalf.

Committee recessed subject to call.

GOVERNMENT IN THE SUNSHINE

Committee on Governmental Affairs: Subcommittee on Federal Spending Practices and Open Government held oversight hearings on the implementation of P.L. 94-409, Government in the Sunshine Act, receiving testimony from James T. McIntyre, Director, Office of Management and Budget.

Subcommittee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 23 public bills, H.R. 13103–13125; and 13 resolutions, H.J. Res. 986–993, H. Con. Res. 642, and H. Res. 1229–1232 were introduced. Pages 17312–17313

Bills Reported: Reports were filed as follows:

H. Res. 1229, waiving certain points of order against H.R. 12927, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1979 (H. Rept. 95–1287);

S. 666, to allow Federal employment preference to certain employees of the Bureau of Indian Affairs, and to certain employees of the Indian Health Service, who are not entitled to the benefits of, or who have been adversely affected by the application of, certain Federal laws allowing employment preference to Indians, amended (H. Rept. 95–1288);

H.R. 10848, to amend title XVI of the Social Security Act to provide that an individual who applies for supplemental security income benefits on the basis of disability shall be considered presumptively disabled if he has received social security or supplemental security income benefits as a disabled individual within the preceding five years, amended (H. Rept. 95–1289);

H.R. 13125, making appropriations to the Department of Agriculture for fiscal year 1979 (H. Rept. 95–1290);

S. 2033, to provide for conveyance of certain lands in the Wenatchee National Forest, Washington, by the Secretary of Agriculture (H. Rept. 95–1291); and

H. Res. 1230, waiving certain points of order and providing certain procedures during consideration of H.R. 12932, making appropriations for the Department of the Interior and related agencies for the fiscal year 1979 (H. Rept. 95–1292). Page 17312

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright as Speaker pro tempore for today. Page 17255

Late Report: Committee on Appropriations received permission to file a report by midnight tonight on H.R. 13125, making appropriations to the Department of Agriculture for fiscal year 1979. Page 17256

Peace Corps Authorization: House disagreed to the Senate amendments to H.R. 11877, to authorize appropriations for fiscal year 1979 for the Peace Corps and to make certain changes in the Peace Corps Act; and asked a conference. Appointed as conferees: Representatives Zablocki, Fascell, Harrington, Bonker, Studds, Pease, Nix, Broomfield, Winn, and Gilman. Page 17256

Labor-HEW Appropriations: By a yea-and-nay vote of 338 yeas to 61 nays, Roll No. 448, the House passed H.R. 12929, making appropriations for the Departments of Labor, and Health, Education, and Welfare, and related agencies for the fiscal year ending September 30, 1979.

On a demand for a separate vote, rejected an amendment that sought to reduce the appropriation for the Occupational Safety and Health Administration by $28.4 million (rejected by a yea-and-nay vote of 184 yeas to 216 nays, Roll No. 447). Previously, this amendment had been agreed to in the Committee of the Whole on June 7 by a recorded vote of 201 ayes to 179 noes.

By a yea-and-nay vote of 383 yeas to 5 nays, Roll No. 442, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

An amendment that prohibits the use of funds to issue or enforce any ratio, quota, or other numerical requirement related to race, creed, color, national origin, or sex, with respect to hiring, promotion, and admissions policies (agreed to by a recorded vote of 232 ayes to 177 noes, Roll No. 445). Earlier, rejected an amendment in the nature of a substitute to this amendment that sought to prohibit use of funds to initiate or enforce affirmative action programs or any other system of quotas or goals (rejected by a division vote of 8 ayes to 54 noes); and

An amendment that reduces total appropriations not required by law by 2 percent (agreed to by a recorded vote of 220 ayes to 181 noes, Roll No. 446).

Rejected:

An amendment that sought to strike the language in the bill restricting the use of funds for abortion (rejected by a recorded vote of 122 ayes to 287 noes, Roll No. 443); and

An amendment that sought to substitute the compromise language restricting use of funds for abortions

that was agreed to by the House and Senate last year for the abortion provisions in the bill (rejected by a recorded vote of 198 ayes to 212 noes, Roll No. 444). Earlier, agreed to a motion to limit debate on this amendment to 1 hour. Pages 17257–17287

EPA Research Authorization: House disagreed to the Senate amendments to H.R. 11302, to authorize appropriations for environmental research, development, and demonstrations for the fiscal year 1979; and asked a conference. Appointed as conferees: Representatives Brown of California, Ambro, Wirth, Walgren, Watkins, Walker, and Forsythe. Page 17287

Lobbyists: The compilation by the Clerk of the House and the Secretary of the Senate of all new registrations and reports for the first calendar quarter of 1978, and reports for the fourth calendar quarter of 1977 received too late to be previously published, that were filed by persons engaged in lobbying activities appears in this issue of the Congressional Record. Pages 17315–17404

Adjournment: Adjourned at 6:41 p.m.

Committee Meetings

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Met and ordered reported favorably to the House bill making appropriations for the Department of Agriculture for fiscal year 1979.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on pending supplemental and reprogrammings.

NAVY AND AIR FORCE REPROGRAMMINGS

Committee on Armed Services: Held hearings on and approved the following Navy and Air Force reprogrammings: To reprogram $4.5 million for Deep Submergence Technology Exploitation; To increase the Advanced Medium Range Air-to-Air Missile (AM RAAM) program to allow reinitiation of component development; and To reprogram $6 million for the joint Air Force-Navy Advanced Medium Range Air-to-Air Missile program. Testimony was heard from representatives of the Navy and Air Force.

LONGSHOREMEN'S AND HARBOR WORKERS' COMPENSATION ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety held an oversight hearing on the Longshoremen's and Harbor Workers' Compensation Act. Testimony was heard from Hugh C. Yantis, Chairman, Texas State Board of Insurance; and Sherman A. Bernard, Louisiana Commissioner of Insurance.

SOLAR ENERGY

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources continued hearings on solar energy. Testimony was heard from John Deutch, Director, Office of Energy Technology, Robert Thorne, Assistant Secretary for Energy Technology, and Dr. Bennett Miller, Acting Program Director for Solar Geothermal Electric Systems, Department of Energy; Gus Speth, Member, Council on Environmental Quality, and public witnesses.

Hearings continue tomorrow.

REORGANIZATION PLAN NO. 2

Committee on Government Operations: Subcommittee on Legislation and National Security continued hearings on Reorganization Plan No. 2 of 1978, to reorganize the Civil Service Commission. Testimony was heard from Representatives Udall and Steers; a panel of AFL–CIO labor leaders; Dr. Jack Carlson, Chamber of Commerce of U.S.; and Robert Vaughn, Professor of Law, American University.

Hearings continue Thursday, June 15.

NUCLEAR SITING AND LICENSING ACT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment continued hearings on H.R. 11704, Nuclear Siting and Licensing Act of 1978. Testimony was heard from Tony Roisman, Natural Resources Defense Council; Larry Hobert, American Public Power Association; and John Taylor, Westinghouse Electric Co.

Hearings continue Tuesday, June 20.

MINERAL RESOURCES DEVELOPMENT

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining met and approved for full committee action H.R. 5831 as amended, to establish a system for the development of mineral resources on public lands of the United States.

EMERGENCY WHEAT RESERVE

Committee on International Relations and Committee on Agriculture: Held a joint hearing on H.R. 12087, to establish an international emergency wheat reserve, and related measures proposing creation of international emergency food reserves. Testimony was heard from Representatives Collins of Illinois, Baldus, Keys, LaFalce, Fraser, and McHugh; Brennon Jones, Bread for the World; Don Reeves, Interreligious Task Force on U.S. Food Policy; Reuben Johnson, National Farmers Union; and Winston Wilson, National Association of Wheat Growers.

Hearings continue Wednesday, June 21.

HOSPITAL COST CONTAINMENT ACT

Committee on Interstate and Foreign Commerce: Continued markup of H.R. 6575, Hospital Cost Containment Act, and will resume tomorrow.

DOE ENTITLEMENTS PROGRAM

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued oversight hearings on the entitlements program of the Department of Energy. Testimony was heard from a panel of refiners; and a panel of marketers and consumers; and Representatives Conte and Livingston.

Hearings continue tomorrow.

DRUG REGULATION REFORM ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued hearings on H.R. 11611, Drug Regulation Reform Act. Testimony was heard from a panel on research process; and a panel on breakthrough drugs.

Hearings continue tomorrow.

ENFORCEMENT OF ANTITRUST LAWS

Committee on the Judiciary: Met for markup of H.R. 11942, to restore effective enforcement of the antitrust laws, and will resume on Tuesday, June 20.

FISHERY CONSERVATION AND MANAGEMENT ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment continued oversight hearings on administration of the Fishery Conservation and Management Act of 1976; and bills amending FCMA. Testimony was heard from Departments of State and Commerce; recreational and commercial fishermen, and other public witnesses.

POSTAL SERVICE BUDGET

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services held a hearing on the Postal Service budget with testimony from Postmaster General Bolger.

BUILDING PROJECT—LEASE PROSPECTUSES

Committee on Public Works and Transportation: Met and approved 1 building project survey report for Providence, R.I.; 1–11b resolution for the Government Printing Office; 4 extensions of lease prospectuses; and 4 alteration and repair prospectuses.

Prior to the full committee meeting, the Subcommittee on Public Buildings and Grounds approved the above listed items for full committee action.

CIVIL RIGHTS COMMISSION ACT

Committee on Rules: Granted an open rule providing one hour of general debate; waiving all points of order against section 3(a) of the bill for failure to comply with the provisions of clause 5, Rule XXI on H.R. 12432, Civil Rights Commission Act of 1978. Testimony was heard from Representative Drinan.

ECONOMIC OPPORTUNITY AND COMMUNITY SERVICES AMENDMENTS

Committee on Rules: Granted an open rule providing one hour of general debate; making the committee amendment in order as an original bill for the purpose of amendment; waiving all points of order against the amendment for failure to comply with the provisions of clause 5, Rule XXI and providing one motion to recommit with or without instructions, on H.R. 7577, EOCS Amendments of 1978. Testimony was heard from Representative Andrews of North Carolina.

PUBLIC GRAZING LANDS IMPROVEMENT ACT

Committee on Rules: Granted an open rule providing one hour of general debate; waiving points of order against the consideration of the bill for failure to comply with clause 7 of Rule XIII; making the committee amendment in order as an original bill for the purpose of amendment and providing one motion to recommit with or without instructions on H.R. 10587, Public Grazing Lands Improvement Act of 1978. Testimony was heard from Chairman Udall and Representative Roncalio. Statements for the record were submitted by Chairman Udall and Representatives Santini and Marlenee.

INTERIOR APPROPRIATIONS

Committee on Rules: Granted a rule waiving points of order against designated provisions of the bill for failure to comply with the provisions of clause 2, Rule XXI; and providing that it shall not be in order during consideration of the bill to consider any amendment making the availability, obligation or expenditure of any appropriations carried therein contingent upon the enactment of authorizing legislation, on H.R. 12932, Department of Interior and Related Agencies Appropriation Bill, 1979. Testimony was heard from Chairman Mahon and Representatives Yates, Dingell, Brown of Michigan, McDade, and Brown of Ohio.

PUBLIC WORKS APPROPRIATIONS

Committee on Rules: Held a hearing but took no action and will resume consideration tomorrow on H.R. 12928, Public Works for Water and Power Development and Energy Research Appropration Bill, 1979. Testimony was heard from Chairman Mahon and Representatives Bevill, Dingell, Brown of California, Jacobs, Edgar, and Brown of Ohio.

WASTE MANAGEMENT

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy Research, Development

and Demonstration held a hearing on waste management. Testimony was heard from Edward Howard, Boston Edison Company, and Milton Levenson, Electric Power Research Institute.

GOVERNMENT REGULATIONS' IMPACT ON SMALL BUSINESS

Committee on Small Business: Subcommittee on Special Small Business Problems continued hearings on the impact of Government regulations on small business. Testimony was heard from public witnesses.

TARIFF SUSPENSIONS

Committee on Ways and Means: Subcommittee on Trade met and approved for full committee action the following bills:

H.R. 7108 amended, to suspend the duty on Yankee Dryer Cylinder Rolls until the close of December 31, 1977;

H.R. 9628, to suspend until the close of June 30, 1980, the duty on certain nitrocellulose;

H.R. 9911 amended, to continue until the close of June 30, 1981, the existing suspension of duties on certain forms of zinc;

H.R. 10625, to suspend the duty on natural graphite until the close of June 30, 1981;

H.R. 12165 amended, to extend until the close of June 30, 1981, the existing suspension of duties on certain metal waste and scrap, unwrought metal, and other articles of metal;

H.R. 12739, to provide for the duty-free entry of live worms, if a product of Canada;

H.R. 11409, to extend indefinitely the period during which certain dyeing and tanning materials may be imported free of duty;

H.R. 11688, to provide for the duty-free entry of dogs and cats, regardless of the purposes for which the animals are imported;

H.R. 8755 amended, to make specific provisions for ball or roller bearing pillow block, flange, take-up, cartridge, and hanger units in the Tariff Schedules of the United States;

H.R. 10161, For the relief of Eastern Telephone Supply and Manufacturing, Incorporated; and

H.R. 5044, to suspend until January 3, 1980, a portion of the duties on strontium nitrate.

Joint Committee Meetings

ECONOMIC CHANGE

Joint Economic Committee: Committee continued hearings on economic change, receiving testimony today on the subject, "Productivity, What Can Be Done About It?", from Michael Evans, Chase Econometrics, Bala Cynwyd, Pennsylvania; John Kendrick, George Washington University, Washington, D.C.; George Kuper, Executive Director, National Center for Productivity and Quality of Working Life, Washington, D.C.; and Jerome Rosow, Director, Work in America Institute, Scarsdale, New York.

Hearings continue tomorrow.

NATURAL GAS PRICING

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 5289, to establish a comprehensive natural gas pricing policy.

OCS

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf, but did not complete action thereon and will meet again tomorrow.

Wednesday, June 14, 1978

Senate

Chamber Action

Routine Proceedings, pages 17536–17596

Bills Introduced: Two bills and two resolutions were introduced, as follows: S. 3201–3202; and S. Res. 484–485. Pages 17510, 17573

Bills Reported: Reports were made as follows:

Special Report of Committee on Governmental Affairs on allocation of spending responsibility as set forth in the first Congressional resolution on the budget for fiscal year 1979 (S. Rept. 95–931).

S. Res. 471, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3082, to provide for the implementation of the Protocol Amending the International Convention for the High Seas Fisheries of the North Pacific Ocean (S. Rept. 95–932).

S. Res. 452, to print as a Senate document committee print entitled "Interlocking Directorates Among Major U.S. Corporations", with an amendment (S. Rept. 95–933).

S. 1874, to allow consumers and other parties who have not dealt directly with an antitrust violator to recover their damages under the antitrust laws, with an amendment, together with minority and additional views (S. Rept. 95–934).

S. 3050, to provide for the regulation of foreign fish processing vessels in the fishery conservation zone, with an amendment (S. Rept. 95–935).

S. Res. 484 and 485, authorizing payment of gratuities to survivors of two deceased Senate employees (without written report). Page 17510

Bills Passed:

Fishery conservation: Senate passed and returned to the House H.R. 10732, authorizing funds for fiscal year 1979 to carry out programs administered under the Fishery Conservation and Management Act, after agreeing to committee amendment and to Stevens unprinted amendment No. 1333, embodying substantially the text of S. 3050, to provide for the regulation of foreign fish processing vessels in the Fishery Conservation Zone. Pages 17588–17589

North Pacific fisheries: Senate passed and returned to the House H.R. 12637, to implement Protocol to the International Convention for the High Seas Fisheries of the North Pacific Ocean, after agreeing to Stevens unprinted amendments No. 1334, en bloc.

S. 3082, Senate companion bill, was then indefinitely postponed. Pages 17592–17596

Budget Act waiver: Senate agreed to S. Res. 471, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3082 (companion bill to H.R. 12637). Page 17592

Labor Reform: Senate continued consideration of H.R. 8410, to amend the National Labor Relations Act so as to strengthen the remedies and expedite the procedures under such Act. By 58 yeas to 41 nays, three-fifths of the Senators duly chosen and sworn not voting in the affirmative, Senate failed to agree to motion to close further debate on pending Robert C. Byrd amendment No. 2445, in the nature of a substitute. Page 17568

By unanimous consent it was agreed that the vote on a fifth cloture motion will occur at 1:45 p.m. on Thursday, June 15, such vote to extend until 2:30 p.m.

Page 17568

Pages 17540–17568

Peace Corps Authorizations: Senate insisted on its amendments to H.R. 11877, authorizing funds for fiscal year 1979 for the Peace Corps, agreed to conference with the House, and appointed as conferees Senators Sparkman, Church, Clark, Biden, Case, Javits, and Percy.

Page 17568

Substitution of Conferee: Senator Bellmon was appointed to replace Senator Hayakawa as a conferee on H.R. 11504, to improve Federal credit assistance programs for farmers, ranchers, and rural communities and businesses. Page 17540

Bills Referred: H.R. 12929, Labor-HEW appropriations, was referred to Committee on Appropriations.

Page 17569

Messages From the House: Page 17569

Amendments Submitted for Printing:

Pages 17573–17575

Statements on Introduced Bills: Pages 17570–17572

Additional Statements: Pages 17575–17588

Nominations: Senate received the following nominations:

The following persons to be members of the National Advisory Council on Women's Educational Programs: Eliza Macaulay Carney, of Arizona; Gladys Gunn, of Ohio; Kathleen E. Humphrey, of Idaho; Paul Parks, of Massachusetts; Bernice Sandler, of Maryland; Ellen S. Hoffman, of the District of Columbia; and J. Richard Rossie, of Tennessee;

James P. Wade, Jr., to be Chairman of the Military Liaison Committee, Department of Energy; and

Anthony Bertoni, to be U.S. marshal for the eastern district of Michigan. Page 17596

Record Vote: One record vote was taken today.

Page 17568

Recess: Senate met at 11:30 a.m. and recessed at 5:52 p.m. Page 17596

Committee Meetings

APPROPRIATIONS—HUD

Committee on Appropriations: Subcommittee began markup of proposed appropriations for fiscal year 1979 for the Department of Housing and Urban Development and certain independent agencies, but did not complete action thereon and recessed subject to call.

APPROPRIATIONS—LABOR/HEW

Committee on Appropriations: Subcommittee began markup of proposed appropriations for fiscal year 1979 for the Departments of Labor and Health, Education, and Welfare, but did not complete action thereon and will meet again tomorrow.

ANTARCTIC RESOURCES

Committee on Commerce, Science, and Transportation: Committee concluded hearings to examine negotiations by the Antarctic Treaty parties on the Antarctic living marine resource regime and the present U.S. posture in the negotiations, after receiving testimony from Ambassador Robert C. Brewster, Acting Assistant Secretary of State for Oceans and International and Scientific Affairs; Terry Leitzell, National Marine Fisheries Service, National Oceanic and Atmospheric Administration, Department of Commerce; John R. Twiss, Marine Mammal Commission; Edward Todd, Director, Division of Polar Programs, National Science Foundation; Ariel Lugo, Staff Member, International and Scientific Affairs, Council on Environmental Quality, and James N. Barnes, Center for Law and Social Policy, Washington, D.C.

Hearings were recessed subject to call.

AIRCRAFT AND AIRPORT NOISE REDUCTION

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation continued hearings on S. 3064 and 747, bills to provide assistance in establishing programs for the reduction of airport and aircraft noise. Witnesses heard were Alfred E. Kahn, Chairman, ac-

companied by Arthur H. Simms, Assistant to the Chairman, Civil Aeronautics Board; Edward J. Driscoll, National Air Carrier Association, Washington, D.C.; Professor Paul N. Borsky, Columbia University, New York City; Dr. W. Dixon Ward, University of Minnesota, Minneapolis; and Joseph J. Healy, accompanied by Jack Rosenthal, Flying Tiger Line, Los Angeles.

Hearings were recessed subject to call.

RADIO FREQUENCY INTERFERENCE

Committee on Commerce, Science, and Transportation: Subcommittee on Communications concluded hearings on S. 864, to reduce radio frequency interference during the operation of home entertainment equipment, after receiving testimony from Representative Vanik; Charles D. Ferris, Chairman, Federal Communications Commission; John W. Lyons, National Bureau of Standards, Department of Commerce; Harry J. Dannals, American Radio Relay League, Newington, Connecticut; J. Edward Day, Electronic Industries Association, Washington, D.C.; Paul Berman, on behalf of Association of Maximum Service Telecasters, Inc., Washington, D.C.; Leonard Feldman, Institute of High Fidelity, New York City; Edward J. Foster, High Fidelity Magazine, Great Barrington, Massachusetts; John E. Hannold, Stereophile Magazine, Clayton, New Jersey; and John Stephen Jarrett, Alexandria, Virginia.

Hearings were recessed subject to call.

DOE AUTHORIZATIONS

Committee on Energy and Natural Resources: Committee resumed markup of S. 2692, authorizing funds for civilian programs of the Department of Energy for fiscal year 1979, but did not complete action thereon and will meet again tomorrow.

OIL SPILLS

Committee on Environment and Public Works: Subcommittee on Environmental Pollution resumed markup of S. 2900, to provide compensation for damages and cleanup costs caused by discharges of oil and hazardous substances, but did not complete action thereon and will meet again on Friday, June 16.

NUCLEAR WASTE

Committee on Environment and Public Works: Subcommittee on Nuclear Regulation began hearings on S. 3146, 2761, and 2804, to expand the jurisdiction of the NRC over nuclear waste storage and disposal facilities, receiving testimony from Chairman Joseph Hendrie, and Commissioners Victor Gilinsky and Peter Bradford, all of the Nuclear Regulatory Commission; Monte Canfield, Director, Energy and Minerals Division, General Accounting Office; Anthony Z. Roisman and Arthur R. Tamplin, Natural Resource Defense Council, Inc., Washington, D.C.; and J. Edward Howard, Atomic Industrial Forum, Inc., Washington, D.C.

Hearings continue on Tuesday, June 20.

PENSION PLANS BOOKKEEPING

Committee on Finance: Subcommittee on Private Pension Plans and Employee Fringe Benefits held hearings on pension plan bookkeeping methods, receiving testimony from Ian D. Lanoff, Administrator, Pension and Welfare Benefit Programs, Department of Labor; A. F. Ehrbar, Fortune Magazine, New York City; William D. Hall and David Landsittal, Chicago; and Edwin F. Boynton, American Academy of Actuaries, Washington, D.C.

Hearings were recessed subject to call.

CIVIL SERVICE REFORM

Committee on Governmental Affairs: Committee, in an evening session, continued consideration of S. 2640, proposing reform of the Civil Service laws.

CONTRACT DISPUTES

Committee on Governmental Affairs: Subcommittee on Federal Spending Practices and Open Government held joint hearings with Judiciary Subcommittee on Citizens and Shareholders Rights and Remedies on S. 2787, to provide for the resolution of claims and disputes relating to Government contracts awarded by executive agencies, receiving testimony from Admiral H. G. Rickover, Deputy Commander for Nuclear Power, Naval Sea Systems Command; Lester A. Fettig, Administrator, Office of Federal Procurement Policy; H. G. Massman III, Massman Construction Co., Kansas City, Missouri; and Allan Joseph, American Bar Association, Washington, D.C.

Hearings were recessed subject to call.

INSPECTORS GENERAL

Committee on Governmental Affairs: Subcommittee on Governmental Efficiency and the District of Columbia began hearings on H.R. 8588, to establish offices of Inspector General in certain Federal departments and agencies, receiving testimony from Representative Fountain; John Keeney, Acting Assistant Attorney General, Criminal Division, Mark Richard, Chief, Fraud Section, and James Graham, Chief Program Fraud Unit, all of the Department of Justice; Thomas Morris, Inspector General, and Charles Ruff, Deputy Inspector General, both of the Department of Health, Education, and Welfare.

Hearings continue tomorrow.

TEENAGE PREGNANCY

Committee on Human Resources: Committee began hearings on S. 2910, to establish programs to assist in preventing unwanted initial and repeat pregnancies among adolescents, receiving testimony from Secretary Joseph A. Califano, accompanied by Dr. Lulu Mae Nix, Coordinator, Adolescent Pregnancy Initiative, and Dr. Wendy Baldwin, Social Demographer, National Institute of Child Health and Human Development, all of the Department of Health, Education, and Welfare; Eunice Kennedy Shriver, The Joseph P. Kennedy, Jr. Foundation, Boston; Kristin Moore, Urban Institute, Washington, D.C.; Dr. Helen Wallace, University of California School of Public Health, Berkeley; Janet Forbush, National Association Concerned with School-Aged Parents, Washington, D.C.; Faye Wattleton, Planned Parenthood Federation of America, New York City; Leslie Tarr Laurie, National Family Planning Forum and The Family Planning Council of Western Massachusetts, Inc., Springfield; Caroline Gaston, New Futures Program, Albuquerque, New Mexico; Ruth Drescher, The Committee for a Country-Wide, Multi-Service Center for Pregnant School-Age Girls, Pittsburgh; Dr. Janet Hardy, The Johns Hopkins University, Baltimore; Dr. Bob Johnson, Martland Hospital, Newark, New Jersey; and a panel of individuals who have faced an unplanned pregnancy.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 13126–13139; 4 private bills, H.R. 13140–13143; and 8 resolutions, H.J. Res. 994–996, and H. Res. 1233–1237 were introduced.

Page 17691

Bills Reported: Reports were filed as follows:

H. Res. 1233, providing for the consideration of H.R. 10587, to improve the range conditions of the public grazing lands (H. Rept. 95–1293);

H. Res. 1234, providing for the consideration of H.R. 7577, to amend the Economic Opportunity Act of 1964 (H. Rept. 95–1294);

H. Res. 1235, providing for the consideration of H.R. 12432, Civil Rights Commission Act of 1978 (H. Rept. 95–1295); and

H. Res. 1236, waiving certain points of order and providing certain procedures during consideration of H.R. 12928, making appropriations for public works for water and power development and energy research for the fiscal year ending September 30, 1979 (H. Rept. 95–1296).

Page 17691

Coast Guard Authorization: House cleared for the President H.R. 11465, to authorize appropriations for the United States Coast Guard for fiscal year 1979; by agreeing to the Senate amendments thereto.

Pages 17598–17599

Oceans and Atmosphere: House cleared for the President H.R. 10823, to amend the National Advisory Committee on Oceans and Atmosphere Act of 1977 to authorize appropriations to carry out the provisions of such Act for fiscal year 1979; by agreeing to the Senate amendment thereto.

Page 17599

Flag Day Ceremonies: House recessed at 11:15 a.m. to conduct ceremonies in observance of Flag Day; and reconvened at 1:30 p.m.

Pages 17607–17612

Duty on Levulose: House cleared for the President H.R. 5176, to lower the duty on levulose until the close of June 30, 1980; by agreeing to the Senate amendment thereto.

Page 17612

Income of Mutual Telephone Companies: House agreed, with amendments, to the Senate amendment to the text of H.R. 7581, to amend the Internal Revenue Code of 1954 to provide that certain income from a nonmember telephone is not taken into account in determining whether any mutual or cooperative telephone company is exempt from income tax—returning the measure to the Senate. Agreed to the Senate amendment to the title of the bill.

Pages 17613–17614

Subcommittee To Sit: Subcommittee on Government Activities of the Committee on Government Operations received permission to sit during proceedings of the House under the 5-minute rule on Thursday, June 15.

Page 17614

State-Justice-Commerce-Judiciary Appropriations: By a yea-and-nay vote of 359 yeas to 34 nays, Roll No. 454, the House passed H.R. 12934, making appropriations for the Departments of State, Justice, and Commerce, the Judiciary, and related agencies for the fiscal year ending September 30, 1979.

Rejected a motion to recommit the bill to the Committee on Appropriations.

By a yea-and-nay vote of 368 yeas to 6 nays, Roll No. 450, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

An amendment that prohibits the use of Commerce Department funds for promoting or conducting trade relations with Cuba (agreed to by a recorded vote of 241 ayes to 158 noes with 1 voting "present", Roll No. 451);

An amendment that prohibits the use of funds appropriated to the Legal Services Corporation for publicity or propaganda purposes designed to support or defeat legislation pending before Congress or any State legislature (agreed to by a recorded vote of 264 ayes to 131 noes, Roll No. 453); and

An amendment that reduces total appropriations not required by law by 2 percent.

A point of order was sustained against an amendment that sought to prohibit the use of funds to pay the salary of persons to limit the advertising of any food product containing ingredients determined or generally recognized as safe or any toy which has not been declared unsafe.

Points of order were sustained against language making appropriations for the following, as appropriations not authorized by law:

All appropriations for the Department of State;

Salaries and Expenses for the general administration of the Department of Justice;

Legal Activities of Department of Justice: Salaries and Expenses, General Legal Activities (Including Transfer of Funds); Salaries and Expenses, Antitrust Division; Salaries and Expenses, United States Attorneys and Marshals; Support of United States Prisoners; Fees and Expenses of Witnesses; and Salaries and Expenses, Community Relations Service;

Federal Bureau of Investigation: Salaries and Expenses;

Immigration and Naturalization Service: Salaries and Expenses;

Federal Prison System: Salaries and Expenses, Bureau of Prisons; National Institute of Corrections; Buildings and Facilities; Federal Prison Industries, Incorporated; and Limitation on Administrative and Vocational Training Expenses, Federal Prison Industries, Incorporated;

General Provisions of the Department of Justice: Expenses available for attendance at meetings; and expenses available for official reception and representation;

National Fire Prevention and Control Administration: Operations, Research, and Administration;

Science and Technical Research: Scientific and Technical Research and Services;

Maritime Administration: Ship Construction; Operating-Differential Subsidies (Liquidation of Contract Authority); Research and Development; and Operations and Training;

Arms Control and Disarmament Agency: Arms Control and Disarmament Activities;

Board for International Broadcasting: Grants and Expenses;

Commission on Civil Rights: Salaries and Expenses;

Federal Trade Commission: Salaries and Expenses;

International Communication Agency: Salaries and Expenses; Salaries and Expenses (Special Foreign Currency Program); Center for Cultural and Technical Interchange Between East and West; and Acquisition and Construction of Radio Facilities;

International Trade Commission: Salaries and Expenses; and

Securities and Exchange Commission: Salaries and Expenses.

Rejected an amendment that sought to reduce the appropriation to the Legal Services Corporation by $30 million (rejected by a recorded vote of 200 ayes to 203 noes, Roll No. 452).

Pages 17615–17649

Legislative Branch Appropriations: By a yea-and-nay vote of 279 yeas to 90 nays, Roll No. 459, the House passed H.R. 12935, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1979.

Rejected a motion to recommit the bill to the Committee on Appropriations.

By a yea-and-nay vote of 344 yeas to 2 nays, Roll No. 449, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

A technical amendment;

An amendment that reduces appropriations not required by law by 5 percent (agreed to by a recorded vote of 220 ayes to 168 noes, Roll No. 455, after having been previously rejected by a division vote of 28 ayes to 72 noes). Rejected an amendment in the nature of a substitute to this amendment that sought to reduce total appropriations by 2 percent;

An amendment that prohibits use of funds to implement a system for televising House proceedings under which cameras purchased by the House are controlled by persons not employed by the House (agreed to by a recorded vote of 235 ayes to 150 noes, Roll No. 457). A point of order against this amendment was overruled;

An amendment that subjects House accounts to GAO audit, in accordance with existing law;

An amendment that prohibits use of funds for custodial services or utilities for any office that was requested by the Speaker during 1977 to vacate premises of the House of Representatives, effective December 1, 1978. A point of order against this amendment was overruled; and an amendment to this amendment was rejected that sought to change the effective date to the date of enactment of this Act;

An amendment that prohibits the use of funds to provide legal representation for any employee without the specific authorization of the Congress; and

An amendment that prohibits use of funds to provide House wall calendars, United States Historical Society calendars, USDA yearbooks, plants from the Botanic Garden, and shipping trunks, to Members of the House, unless reimbursement for such items is made from Members' official expense allowances (agreed to by a recorded vote of 214 ayes to 159 noes, Roll No. 458).

A point of order was sustained against an amendment that sought to subject House accounts to GAO audit.

Rejected:

An amendment that sought to reduce appropriations for official expenses of Members by $6.76 million;

An amendment that sought to prohibit use of funds to purchase new color television cameras and related equipment for broadcasting House proceedings except by the prior approval of the House (rejected by a recorded vote of 133 ayes to 249 noes, Roll No. 456);

An amendment that sought to prohibit use of funds to purchase flags of the United States for the purpose of donation by Members of the House; and

An amendment that sought to prohibit use of funds to install pay toilets in the Capitol. A point of order against this amendment was overruled.

Pages 17599–17608, 17650–17675

Adjournment: Adjourned at 12:03 a.m.

Committee Meetings

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on Internal Revenue Service supplemental request, 1978.

PRIVATE CLAIM

Committee on Armed Services: Subcommittee on Military Personnel held a hearing but took no action on H.R. 3307, For the relief of Anthony Casamento. Testimony was heard from Representative Downey; Anthony Casamento; and Dr. Bernard D. Rostker, Principal Deputy Assistant Secretary of the Navy for Manpower and Reserve Affairs.

DOD POLICIES REGARDING NATO

Committee on Armed Services: Special Subcommittee on NATO Standardization, Interoperability, and Readiness held a hearing on the Department of Defense policies and regulations regarding NATO standardization and interoperability, with testimony from Robert W. Komer, Deputy Secretary on NATO Affairs; and a hearing on the trade balance with NATO Allies and technology transfer, with testimony from Dr. Ellen L. Frost, Deputy Assistant Secretary for International Economic Affairs, Department of Defense.

TRIBALLY CONTROLLED COMMUNITY COLLEGE ACT

Committee on Education and Labor: Held a hearing on H.R. 9158, Tribally Controlled Community College Act. Testimony was heard from representatives of Departments of Interior and Health, Education, and Welfare.

SOLAR ENERGY

Committee on Government Operations: Subcommittee on Energy, Environment, and Natural Resources continued hearings on solar energy with testimony from public witnesses.

EXPORT OF URANIUM TO INDIA

Committee on International Relations: Met and ordered reported unfavorably to the House H. Con. Res. 599, disapproving the export of low-enriched Uranium to India.

EXPORT LICENSING

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on export licensing. Testimony was heard from representatives of Computer and Business Equipment Manufacturers Association; American Electronics Association; and National Machine Tool Builders Association.

KOREAN-AMERICAN RELATIONS

Committee on International Organizations: Held an executive meeting on investigation of Korean-American relations.

HOSPITAL COST CONTAINMENT ACT

Committee on Interstate and Foreign Commerce: Continued markup of H.R. 6575, Hospital Cost Containment Act, and will resume tomorrow.

DOE ENTITLEMENTS PROGRAM

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on the entitlements program of the Department of Energy. Testimony was heard from Representative Hannaford; a panel of producers, and a panel of refiners and marketers.

DRUG REGULATION REFORM ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued hearings on H.R. 11611, Drug Regulation Reform Act. Testimony was heard from a panel on law enforcement; and a panel on National Center for Clinical Pharmacology.

Hearings continue tomorrow.

TRIS PAYMENTS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 7158, to provide for the payment of losses incurred as a result of the ban on the use of the chemical Tris. Testimony was heard from Representatives Mann, Cohen, Waxman and Flynt; and representatives of Department of Justice; American Apparel Manufacturing Association; and Environmental Defense Fund.

NAVY-MARITIME ADVISORY BOARD

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 11861, to establish a Navy-Maritime Advisory Board. Testimony was heard from representatives of Department of Commerce; Council of American-Flag Ship Operators; American Institute of Merchant Shipping; Transportation Institute; Maritime Committee; American Maritime Association; Shipbuilders' Council of America; and the Secretary of the Navy.

MERCHANT MARINE ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 8204, to amend the Merchant Marine Act, 1920. Testimony was heard from representatives of Department of Commerce; Department of Transportation; American Institute of Merchant Shipping; Shipbuilders' Council of America, Maritime Committee; American Petroleum Institute; and the Customs Service.

DRUG TREATMENT

Select Committee on Narcotics Abuse and Control: Held a hearing on Federal policy; and integrated service delivery. Testimony was heard from Lee Dogoloff, Domestic Policy Staff, the White House; Dr. Gerald Klerman, Administrator, Alcohol, Drug Abuse, and Mental Health Administration, HEW; and public witnesses.

Hearings continue tomorrow.

PUBLIC WORKS APPROPRIATION

Committee on Rules: Granted a rule waiving all points of order against the bill for failure to comply with the provisions of clause 2, Rule XXI; providing that it shall not be in order during the consideration of the bill to consider any amendment making the availability, obligation or expenditure of any appropriations carried therein contingent upon the enactment of authorizing legislation; providing at the conclusion of the consideration of title I of said bill for amendment, titles II and III shall be considered as read and open to amendment at any point; and providing it shall be in order to consider en bloc the amendments to said bill printed in the Congressional Record of June 13 by Representative Bevill, and to consider as a substitute therefor without the intervention of any point of order the amendments to said bill printed in the Congressional Record of June 13 by Representative Miller of California, on H.R. 12928, Public Works for Water and Power Development and Energy Research Appropriation Bill, 1979.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met for consideration of committee business.

VA INSURANCE PROGRAMS

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension and Insurance held an oversight hearing on VA insurance programs. Testimony was heard from Representative Schulze; representatives of Veterans' Administration and Veterans of Foreign Wars; and Commander Wannamaker, Retired Officers' Association.

AFDC PROGRAM

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation held a hearing on the Aid For Families with Dependent Children program. Testimony was heard from representatives of Department of Health, Education, and Welfare; and American Public Welfare Association.

MISCELLANEOUS TAX PROPOSALS

Committee on Ways and Means: Subcommittee on Miscellaneous Revenue Measures began hearings on miscellaneous tax bills. Testimony was heard from Representative LaFalce; Treasury Department and public witnesses.

Hearings continue tomorrow.

Joint Committee Meetings

ECONOMIC CHANGE

Joint Economic Committee: Committee continued hearings on economic change, receiving testimony today on the future of worktime from Robert Clark, North Carolina State University, Raleigh; Jack Carlson, U.S. Chamber of Commerce, Washington, D.C.; Howard Young, United Auto Workers Union, Detroit; and John Zalusky, AFL-CIO, Washington, D.C.

Hearings continue tomorrow.

OCS

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf, but did not complete action thereon and will meet again tomorrow.

FARM CREDIT

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 11504, to improve Federal credit assistance programs for farmers, ranchers, and rural communities and businesses, but did not complete action and recessed subject to call.

Thursday, June 15, 1978

Senate

Chamber Action

Routine Proceedings, pages 17731–17796

Bills Introduced: Four bills and two resolutions were introduced, as follows: S. 3203–3206; and S.J. Res. 141–142. Page 17751

Bill Reported: Report was made as follows:

S. Con. Res. 72, expressing the sense of the Congress regarding recent acts of and future efforts to counter international terrorism, with amendments (S. Rept. 95-936). Page 17751

Measures Passed:

Gratuities: Senate agreed to S. Res. 484 and 485, authorizing payment of gratuities to survivors of two deceased Senate employees. Page 17795

Printing: Senate agreed to, with committee amendment, S. Res. 452, to print as a Senate document committee print entitled "Interlocking Directorates Among Major U.S. Corporations". Page 17795

Labor Reform: Senate continued consideration of H.R. 8410, to amend the National Labor Relations Act so as to strengthen the remedies and expedite the procedures under such Act. By 58 yeas to 39 nays, three-fifths of the Senators duly chosen and sworn not voting in the affirmative, Senate failed to agree to motion to close further debate on pending Robert C. Byrd amendment No. 2445, in the nature of a substitute. Pages 17735–17750, 17788

Another motion was entered to close further debate on the pending Robert C. Byrd amendment, with vote on such motion expected to occur on Tuesday, June 20. Page 17794

Appointment: Vice President recommended Senator Hatch for appointment by the President of the United States to the National Commission for the Review of Antitrust Laws and Procedures. Page 17735

Bill Indefinitely Postponed: Senate indefinitely postponed further action on S. 3050, to provide for the regulation of foreign fish processing vessels in the Fishery Conservation Zone (provisions embodied in H.R. 10732, passed by the Senate on Wednesday, June 14). Page 17795

Message From the House: Page 17751

Amendments Submitted for Printing: Pages 17754–17756

Communication: Page 17751

Statements on Introduced Bills: Pages 17751–17754

Additional Statements: Pages 17756–17794

Confirmations: Senate confirmed the nominations of Dennis R. Smith, of Massachusetts; Bruce P. Johnson, of Nevada; Paul Block, Jr., of Ohio; and Andrew H. Kenopensky, of New Jersey, each to be a member of the U.S. Metric Board. Page 17796

Nominations: Senate received the following nominations:

Thomas D. Boyatt, of Ohio, to be Ambassador to the Republic of Upper Volta; and

Geri M. Joseph, of Minnesota, to be Ambassador to the Kingdom of the Netherlands. Page 17796

Record Vote: One record vote was taken today. Page 17749

Recess: Senate met at 10 a.m. and recessed at 4:04 p.m. Page 17796

Committee Meetings

ANIMAL SLAUGHTER

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation held hearings on S. 3092, to require that meat subject to Federal inspection be produced only from livestock that has been slaughtered in a humane manner, receiving testimony from Sydney J. Butler, Deputy Assistant Secretary of Agriculture for Food and Consumer Affairs; Patricia Forkan, representing the Humane Society of the U.S., Washington, D.C.; Christine Stevens, representing the Society for Animal Protection Legislation, Washington, D.C.; and Dewey Bond, American Meat Institute, Washington, D.C.

Hearings were adjourned subject to call.

APPROPRIATIONS—COMMITTEE BUSINESS

Committee on Appropriations: Committee ordered favorably reported the following measures:

H.R. 12930, making appropriations for fiscal year 1979 for the Department of the Treasury and the U.S. Postal Service, with amendments. As approved by the committee, the bill would appropriate $8,984,503,000, an increase of $350,203,000 over the House-passed figure of $8,634,300,000 and a reduction of $221,658,000 from the President's budget request, as amended.

H.R. 12933, making appropriations for fiscal year 1979 for the Department of Transportation with amendments. As approved by the committee, the bill would appropriate $8,566,043,096 a decrease of $281,253,000 from the House-passed figure of $8,847,296,096; and

H.J. Res. 945, making supplemental appropriations for fiscal year 1978 for the Black Lung Program, with amendments (as approved by the committee, the resolution would appropriate $43.5 million for railroad retirement benefits and $50 million for the Office of Education (HEW) for school aid.)

Also, committee agreed to a report entitled "Allocation to Subcommittees of Budget Totals from the First Concurrent Resolution, Fiscal Year 1979," pursuant to section 302 of the Congressional Budget Act.

NEW YORK CITY FINANCIAL AID

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported with an amendment in the nature of a substitute, H.R. 12426, authorizing funds for long-term loan guarantees to New York City. As approved by the committee, the bill substitutes the language of S. 2892, Senate companion measure, as amended.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee approved the following business items:

H.R. 12571, to provide for the implementation of the 1978 Reciprocal Fisheries Agreement between the U.S. and Canada (approved in lieu of S. 3098, the latter having been ordered favorably reported by the committee on May 25); and

The nominations of Dennis R. Smith, of Massachusetts, Bruce P. Johnson, of Nevada, Paul Block, Jr., of Ohio, and Andrew H. Kenopensky, of New Jersey, each to be a member of the U.S. Metric Board.

LOCAL RAIL SERVICE

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation concluded hearings on S. 2981, to expand the categories of rail lines eligible for rehabilitation, deferred maintenance, and various alternative facilities, after receiving testimony from Senators Clark and Culver; Secretary of Transportation Brock Adams; A. Daniel O'Neal, Chairman, Interstate Commerce Commission; Clifford Elkins, National Conference of State Railway Officials, Washington, D.C.; William H. Dempsey, Association of American Railroads, Washington, D.C.; John W. Ingram, Chicago Rock Island and Pacific Railroad Co., Chicago; Edward Friedman, United Transportation Union, Washington, D.C.; and Charles A. Schneider, National Association of Regulatory Utility Commissioners, Washington, D.C.

Hearings were recessed subject to call.

DOE AUTHORIZATION

Committee on Energy and Natural Resources: Committee continued markup of S. 2692, authorizing funds for civilian programs of the Department of Energy for fiscal year 1979, but did not complete action thereon and will meet again on Tuesday, June 20.

PUBLIC WORKS EMPLOYMENT

Committee on Environment and Public Works: Subcommittee on Regional and Community Development began hearings on S. 3186, to provide public works employment for the long-term unemployed, receiving testimony from Robert T. Hall, Assistant Secretary for Economic Development, who was accompanied by George T. Karras, Deputy Assistant Secretary for Economic Development Operations, and Walter G. Farr, Chief Counsel, Economic Development Administration, all of the Department of Commerce.

Committee recessed subject to call.

FOREIGN AFFAIRS—UGANDA

Committee on Foreign Relations: Subcommittee on Foreign Economic Policy held hearings on current activities and policies of the Government of Uganda, as they relate to human rights with a view to assessing current U.S. policy with regard to that country. Witnesses heard were Senator Hatfield of Oregon; Representative Pease; Michael Posner, Lawyer's Committee for Human Rights, New York City; and Whitney Elsworth, Amnesty International, New York City.

INSPECTORS GENERAL

Committee on Governmental Affairs: Subcommittee on Governmental Efficiency and the District of Columbia continued hearings on H.R. 8588, to establish offices of Inspector General in certain Federal departments and agencies, receiving testimony from Donald L. Scantlebury, Director, Financial and General Management Studies Division, General Accounting Office; Jay Solomon, Administrator, General Services Administration, who was accompanied by his associates; Larry Hammond, Deputy Assistant Attorney General, Office of Legal Council, Department of Justice; and Andrew Feinstein, Public Citizen/Congress Watch, Washington, D.C.

Hearings were recessed subject to call.

EMPLOYEE CONDUCT

Committee on the Judiciary: Subcommittees on Citizens and Shareholders Rights and Remedies, and Administrative Practice and Procedure resumed joint hearings on S. 2117 and 2868, to expand the basis upon which the U.S. can be held liable for the conduct of its employees under the Tort Claims Act, receiving testimony from William H. Webster, Director, Federal Bureau of Investigation, and Barbara Allen Babcock, Assistant Attorney General, Civil Division, both of the Department of Justice; Pamela S. Horowitz, American Civil Liberties Union, Washington, D.C.; Alan B. Morrison, Washington, D.C.; John S. McNerney, Federal Criminal Investigators Association, New Haven, Connecticut; and John M. Greacen, American Bar Association, Washington, D.C.

Hearings were recessed subject to call.

VETERANS LEGISLATION

Committee on Veterans' Affairs: Subcommittee on Housing, Insurance, and Cemeteries concluded hearings on the following matters:

S. 1643 and H.R. 4341, to eliminate the requirements for inspections of the mobile home manufacturing process by the VA, receiving testimony from Dorothy Starbuck, Chief Benefits Director, Veterans' Administration; Donald H. Schwab, Veterans of Foreign Wars, Washington, D.C.; John F. Heilman, Disabled American Veterans, Washington, D.C.; Philip V. Harper, Paralyzed Veterans of America, Washington, D.C.; John Courson, Mortgage Bankers Association, Washington, D.C.; Vondal S. Gravlee, National Association of Home Builders, Washington, D.C.; Walter Benning, Manufactured Housing Institute, Arlington, Virginia; Michael Lemov, National Manufactured Housing Federation, Washington, D.C.; and Robert Isaac, National Housing Law Project, Atlanta;

S. 1556, authorizing funds through fiscal year 1981 to assist States in establishing and maintaining VA cemeteries, receiving testimony from Senator DeConcini; Ms. Starbuck; Messrs. Schwab, Heilman, and Harper; and Betty Hemphill, State of Wyoming Veterans' Affairs Commission;

S. 2870, to require the Administrator of Veterans' Affairs to pay a $150 allowance for expenses incurred in the burial of veterans in any cemetery owned by a State or agency or political subdivision of a State, if the cemetery is used solely for the interment of veterans, receiving testimony from Senator Pell; Representative Beard; Ms. Starbuck; Messrs. Schwab, Heilman, and Harper; and Elizabeth C. Clemmer, Continental Association of Funeral and Memorial Societies, Inc., Washington, D.C.; and

Oversight on the implementation of Veterans' Administration Home Loan Guaranty Burial Benefits and Cemetery Programs, receiving testimony from Senator Pell; Representative Beard; Ms. Starbuck; Messrs. Schwab, Heilman, and Harper; and Ms. Clemmer.

COMMITTEE BUSINESS

Select Committee on Ethics: Committee held a business meeting where it approved two technical amendments to procedures to deal with the use and disposal of confidential financial disclosure filings.

Also, committee met in closed session, but made no announcements and will meet again on Thursday, June 22.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Committee resumed hearings on S. 2525, to improve the intelligence systems of the U.S. by establishing a statutory basis for U.S. intelligence activities, receiving testimony from General Richard Stillwell (U.S.A., Ret.), Association of Former Intelligence Officers, Washington, D.C.; and Morton Halperin, Center for National Security Studies, Washington, D.C.

Hearings continue on Wednesday, June 21.

House of Representatives

Chamber Action

Bills Introduced: 18 public bills, H.R. 13144–13161; and 8 resolutions, H.J. Res. 997–1001, H. Con. Res. 643 and 644, and H. Res. 1238 were introduced.

Pages 17887–17888

Bills Reported: Reports were filed as follows:

H.R. 12047, a private bill (H. Rept. 95–1297);

S. 785, to declare that all right, title, and interest of the United States in two thousand seven hundred acres, more or less, are hereby held in trust for the Paiute and Shoshone Tribes of the Fallon Indian Reservation and Colony, Fallon, Nevada, to promote the economic self-sufficiency of the Paiute and Shoshone Tribes, amended (H. Rept. 95–1298); and

H.R. 6463, providing for reinstatement and validation of United States oil and gas leases numbered U–12871, U–12872, U–12874, U–12875, U–12876, U–12877, U–12878, U–12881, and U–13666, amended (H. Rept. 95–1299).

Page 17887

Rules: By unanimous consent, the following rules were laid on the table: H. Res. 1223, waiving certain points of order against H.R. 12935, making appropriations for the legislative branch for the fiscal year ending September 30, 1979; H. Res. 1224, waiving certain points of order and providing certain procedures during consideration of H.R. 12928, making appropriations for public works for water and power development and energy research for the fiscal year ending September 30, 1979; and H. Res. 1227, waiving certain points of order against H.R. 12934, making appropriations for the Departments of State, Justice, and Commerce, the Judiciary, and related agencies for the fiscal year ending September 30, 1979.

Page 17804

Public Works-Energy Research Appropriations: House completed all general debate and began reading for amendment on H.R. 12928, making appropriations for public works for water and power development and energy research for the fiscal year ending September 30, 1979; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Friday, June 16.

Pending when the Committee of the Whole rose was an amendment that seeks to prohibit use of funds for a study and demonstration project to increase the diversion of Lake Michigan water at Chicago.

Agreed to an amendment that adds appropriations to incrementally fund 11 water projects recommended by the Administration, but not already included in the bill.

Rejected:

An amendment to the agreed-to amendment that sought to delete funds for the O'Neill Unit water project in Nebraska;

An amendment to the agreed-to amendment that sought to delete funds for the following projects: Russell Dam, Georgia and South Carolina; Bonneville Unit, Utah; and O'Neill Unit, Nebraska (rejected by a recorded vote of 108 ayes to 284 noes, Roll No. 462). Earlier, a point of order was sustained against a similar amendment; and

An amendment that sought to delete funds for the following 8 water projects: Bayou Bodcau, Louisiana; LeFarge Lake, Wisconsin; Lukfata Lake, Oklahoma; Meramec Park Lake, Missouri; Yatesville Lake, Kentucky; Fruitland Mesa, Colorado; Narrows Unit, Colorado; and Savery-Pot Hook, Colorado (rejected by a recorded vote of 142 ayes to 234 noes with 1 voting "present", Roll No. 463).

Rejected a motion that the Committee of the Whole rise and report the bill back to the House with the recommendation that the enacting clause be stricken.

H. Res. 1236, the rule waiving certain points of order and providing certain procedures during consideration, was agreed to earlier by a yea-and-nay vote of 317 yeas to 82 nays, Roll No. 461. Pages 17797–17851

Adjournment: Adjourned at 5:47 p.m.

Committee Meetings

HUMANE METHODS OF SLAUGHTER

Committee on Agriculture: Met and ordered reported favorably to the House H.R. 1464, as amended, Humane Methods of Slaughter Act of 1977.

The Committee began markup of H.R. 11442, Agricultural Trade Act, and will resume on Tuesday, June 20.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government held a hearing on 1978 supplemental request for U.S. Secret Service and Federal Law Enforcement Training Center.

SEA DUTY SPECIAL PAY

Committee on Armed Services: Subcommittee on Military Compensation held a hearing on H.R. 10613, to restructure the rates of special pay for sea duty. Testimony was heard from Capt. Richard J. Wallace, Director, Compensation and Entitlements Policy Division, U.S. Navy.

POLITICAL RELATIONS WITH NATO ALLIES

Committee on Armed Services: Special Subcommittee on NATO Standardization, Interoperability and Readiness held a hearing on political relations with NATO Allies on military matters. Testimony was heard from Maj. Gen. Richard C. Bowman, Director, European and NATO Affairs, Department of Defense.

ELECTRONIC FUND TRANSFER ACT

Committee on Banking, Finance and Urban Affairs: Met and ordered reported favorably to the House H.R. 13007, Electronic Fund Transfer Act.

REORGANIZATION PLAN NO. 2

Committee on Government Operations: Subcommittee on Legislation and National Security continued hearings on Reorganization Plan No. 2 of 1978, to reorganize the Civil Service Commission. Testimony was heard from Representatives Spellman and Pritchard; and representatives of National Federation of Federal Employees; National Alliance of Postal and Federal Employees; National Treasury Employees' Union; National Association of Government Employees, and other public witnesses.

NORTHEAST CORRIDOR IMPROVEMENT PROJECT

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on the railroad Northeast Corridor Improvement project with testimony from public witnesses.

INDIAN FUNDS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands met and approved for full committee action H.R. 5523, to provide for the disposition of funds appropriated to pay a judgment in favor of the Cowlitz Tribe.

JEAN LaFITTE NATIONAL HISTORICAL PARK

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs met and approved for full committee action H.R. 8290 and S. 1829, to provide for the establishment of the Jean LaFitte National Historical Park in the State of Louisiana, as amended.

HOSPITAL COST CONTAINMENT ACT

Committee on Interstate and Foreign Commerce: Continued markup of H.R. 6575, Hospital Cost Containment Act, and will resume on Tuesday, June 20.

FTC RULEMAKING

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance held a hearing on H.R. 12563, extends the deadline of Administrative Conference and FTC studies of Magnuson-Moss rulemaking. Testimony was heard from Joseph B. Scott, executive director, Administrative Conference of the U.S.

DRUG REGULATION REFORM ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued hearings on H.R. 11611, Drug Regulation Reform Act, with testimony from public witnesses.

DOE ENTITLEMENTS PROGRAM

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on the entitlements program of the Department of Energy. Testimony was heard from public witnesses.

TRIS PAYMENTS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued hearings on H.R. 7158, to provide for the payment of losses incurred as a result of the ban on the use of the chemical Tris. Testimony was heard from Representative Stratton; S. John Byington, Chairman, U.S. Consumer Product Safety Commission, and public witnesses.

JUSTICE RESPONSE TO GAO REPORT ON VOTING RIGHTS ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on the Department of Justice response to the GAO report on the Voting Rights Act. Testimony was heard from Assistant Attorney General Drew S. Days III, Civil Rights Division, Department of Justice.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued markup of H.R. 6869 and 2311, Revision of the Criminal Code.

POLLUTION FROM SHIPS

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held a hearing on H.R. 10390, to implement the International Convention for the Prevention of Pollution from Ships. Testimony was heard from U.S. Coast Guard, the petroleum industry, terminal operators and port authorities.

ENDANGERED SPECIES ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment continued oversight hearings on the Endangered Species Act of 1973. Testimony was heard from Representative Marriott; Departments of Commerce, Agriculture, and Defense; the Corps of Engineers; Council on Environmental Quality and public witnesses.

Hearings continue tomorrow.

DRUG TREATMENT

Select Committee on Narcotics Abuse and Control: Continued hearings on Federal policy, treatment programs, and drug abuse by the elderly. Testimony was heard from Karst Besteman, Deputy Director, National Institute of Drug Abuse; Dr. Gerald Klerman, Administrator, Alcohol, Drug Abuse, and Mental Health Administration, HEW; Robert C. Benedict, Commissioner, Administration on Aging, and public witnesses.

FOREIGN ASSISTANCE APPROPRIATION

Committee on Rules: Granted a rule waiving all points of order against designated provisions of the bill for failure to comply with the provisions of clauses 2 and 6 of Rule XXI on H.R. 12931, Foreign Assistance and Related Programs Appropriation Bill, 1979. Testimony was heard from Chairman Mahon and Representatives Long of Maryland; Charles Wilson of Texas; McHugh, and Young of Florida. A statement for the record was submitted by Representative Michel.

FEDERAL STATISTICAL ACTIVITY CONTROL ACT

Committee on Rules: Subcommittee on the Rules and Organization of the House met and approved for full committee action H.R. 11253 with an amendment in the nature of a substitute, Federal Statistical Activity Control Act of 1978.

MFN TREATMENT TO ROMANIA AND HUNGARY

Committee on Ways and Means: Subcommittee on Trade held a hearing on further extension of most favored nation treatment to Romania and Hungary. Testimony was heard from representatives of Departments of State, Commerce, Treasury, and Office of the Special Representative for Trade Negotiations; Representatives Derwinski, Hamilton, Findley, and Dodd; Max N. Berry, East-West Trade Council; Milton F. Rosenthal, Romanian-U.S. Economic Council; and public witnesses.

PROFESSIONAL STANDARDS REVIEW ORGANIZATIONS

Committee on Ways and Means: Subcommittee on Oversight held a hearing on professional standards review organizations. Testimony was heard from representatives of General Accounting Office, and Department of Health, Education, and Welfare.

DISABILITY INSURANCE AMENDMENTS

Committee on Ways and Means: Subcommittee on Social Security met for markup of H.R. 8076, Disability Insurance Amendments, and will resume on Monday, June 26.

Joint Committee Meetings

ECONOMIC CHANGE

Joint Economic Committee: Committee continued hearings on economic change, receiving testimony today on manpower availability in the coming decade from Eli Ginzberg, National Commission on Manpower Policy, Columbia University, New York City; and Irving Leveson, The Hudson Institute, Groton-on-Hudson, New York.

Hearings continue tomorrow.

INSULATION STANDARDS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 2401, providing for the establishment of consumer

product safety rules governing standards for flammable and corrosive cellulose insulation.

OCS

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf, but did not complete action thereon and will meet again on Monday, June 19.

Friday, June 16, 1978

Senate

Chamber Action

Senate was not in session today. It will next meet at 10 a.m. on Monday, June 19, 1978.

Committee Meetings

COMPETITION IN BANKING

Committee on Banking, Housing, and Urban Affairs: Committee resumed hearings on S. 72, to restrict the activities in which registered bank holding companies may engage, and to control the acquisition of banks by holding companies and other banks, receiving testimony from Richard Farrer, National Association of Realtors, William L. Hemphill, Mortgage Insurance Companies of America, Robert R. Masterton, National Association of Mutual Savings Banks, Edward I. O'Brien, Securities Industry Association, and David Silver, Investment Company Institute, all of Washington, D.C.

Hearings continue on Friday, June 23.

DOE/ENERGY INDUSTRY RELATIONS

Committee on Energy and Natural Resources: Committee began oversight hearings on relations between the Department of Energy and segments of the energy industry, receiving testimony from John M. Iannone and Daniel R. Rathbun, American Petroleum Institute, Washington, D.C.

Hearings were recessed subject to call.

LAW OF THE SEA

Committee on Foreign Relations: Subcommittee on Arms Control, Oceans and International Environment held hearings to review the results of the Seventh Session of the U.N. Law of the Sea Conference, receiving testimony from Ambassador Elliot L. Richardson, Special Representative of the President for the Law of the Sea Conference, and Leigh Ratiner, Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 18 public bills, H.R. 13162–13180; and 8 resolutions, H.J. Res. 1002–1006, H. Con. Res. 645, and H. Res. 1239 and 1240 were introduced.

Pages 17969–17970

Bills Reported: Reports were filed as follows:

Report of the Committee on Public Works and Transportation entitled "Report Pursuant to Section 302(b) of the Congressional Budget Act of 1974" (H. Rept. 95–1300);

H.R. 12508, to amend the Immigration and Nationality Act to facilitate the admission into the United States of more than two adopted children, and to provide for the expeditious naturalization of adopted children (H. Rept. 95–1301);

H. Res. 1239, waiving certain points of order against H.R. 12931, making appropriations for Foreign Assistance and related programs for the fiscal year ending September 30, 1979 (H. Rept. 95–1302); and

H. Res. 1240, providing for the consideration of H.R. 3350, to promote the orderly development of hard mineral resources in the deep seabed, pending adoption of an international regime relating thereto (H. Rept. 95–1303).

Page 17969

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Brademas as Speaker pro tempore for today.

Page 17914

Cooperative Forestry Assistance: House cleared for the President H.R. 11777, to authorize and direct the Secretary of Agriculture to provide cooperative forestry assistance to States and others; by agreeing to the Senate amendments thereto.

Pages 17915–17918

Forest and Rangeland Renewable Resources Research: House cleared for the President H.R. 11778, to authorize and direct the Secretary of Agriculture to carry out forest and rangeland renewable resources research, and to provide cooperative assistance for such research to States and others; by agreeing to the Senate amendments thereto.

Pages 17918–17919

Renewable Resources Extension: House cleared for the President H.R. 11779, to provide for an expanded and comprehensive program for forest and rangeland renewable resources; by agreeing to the Senate amendment thereto.

Pages 17919–17920

Public Works-Energy Research Appropriations: By a yea-and-nay vote of 263 yeas to 59 nays, Roll No. 467, the House passed H.R. 12928, making appropriations for public works for water and power development and energy research for the fiscal year ending September 30, 1979.

Rejected a motion to recommit the bill to the Committee on Appropriations with instructions to report it back forthwith containing an amendment that would reduce total appropriations not required by law by 3 percent (rejected by a yea-and-nay vote of 93 yeas to 228 nays, Roll No. 466).

By a yea-and-nay vote of 300 yeas to 4 nays, Roll No. 464, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

An amendment, as amended, that prohibits use of funds for a study and demonstration project to increase the diversion of Lake Michigan water at Chicago, if such study provokes or threatens to provoke flood waters throughout the Illinois Waterway, or if the funds are to be used to discharge sewage overflow from Chicago into the Illinois Waterway;

An amendment that prohibits use of funds to obtain or issue a license to operate the waste isolation pilot plant, Delaware Basin, southeast New Mexico, or for storage of radioactive waste at the plant not resulting from national defense activities of the Department of Energy;

An amendment that earmarks $1.85 million of the TVA appropriations for completion of the Tellico Dam and Reservoir; and

An amendment, as amended, that reduces total appropriations not required by law by 2 percent.

Rejected:

An amendment that sought to prohibit use of funds for production of enhanced radiation weapons (rejected by a recorded vote of 67 ayes to 259 noes, Roll No. 465); and

An amendment that sought to increase the appropriation for the Nuclear Regulatory Commission by $1.5 million; and to make available $47.2 million of the Commission's appropriation for nuclear reactor regulation.

The Clerk was authorized to make certain technical corrections in section numbers and punctuation in the engrossment of the bill.

Pages 17921–17943

Grain Inspection Supplemental Appropriations: House passed H.J. Res. 944, making urgent grain inspection supplemental appropriations for the Department of Agriculture, Federal Grain Inspection Service, for the fiscal year ending September 30, 1978.

Pages 17943–17944

SBA Solar Energy Loans: House agreed, with amendments, to the Senate amendment to H.R. 11713, to create a solar energy and energy conservation loan program within the Small Business Administration—returning the measure to the Senate.

Pages 17944–17946

Arms Control and Disarmament Agency Authorization: House agreed to Senate amendments Nos. 2, 3, 4, 5, and 6; and agreed, with amendment, to Senate amendment No. 1 to H.R. 11832, to authorize appropriations for fiscal year 1979 under the Arms Control and Disarmament Act—returning the measure to the Senate. Agreed to the Senate amendment to the title.

Page 17946

Grazing Fee Moratorium: House agreed, with amendment, to the Senate amendment to the text of H.R. 9757, entitled "Grazing Fee Moratorium of 1978"—returning the measure to the Senate. Agreed to the Senate amendment to the title.

Pages 17947–17948

Military Construction Appropriations: By a yea-and-nay vote of 278 yeas to 13 nays, Roll No. 468, the House passed H.R. 12927, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1979.

Rejected an amendment that sought to reduce total appropriations not required by law by 2 percent.

H. Res. 1229, the rule waiving certain points of order against the bill, was agreed to earlier by a voice vote.

Pages 17948–17956

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of June 21.

Page 17957

Adjournment: Adjourned at 3:03 p.m.

Committee Meetings

DAIRY HERD REDUCTION ACT

Committee on Agriculture: Subcommittee on Dairy and Poultry met and approved for full committee action H.R. 10768 as amended, Dairy Herd Reduction Act of 1978.

COMMITTEE BUSINESS

Select Committee on Assassinations: Met in executive session on committee business.

SOUTHWESTERN POWER ADMINISTRATION RATES

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources held a hearing on H.R. 12600, S. 2249 and H.R. 13069, to prohibit discrimination in rates charged by the Southwestern Power Administration. Testimony was heard from Representatives Ichord and Coleman; Dr. Daniel M. Ogden, Jr., Department of Energy, and public witnesses.

OVERSIGHT HEARINGS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment continued oversight hearings on the Endangered Species Act of 1973. Testimony was heard from the environmental community.

Hearings continue Tuesday, June 20.

FAMILY PLANNING SERVICES

Select Committee on Population: Held a hearing on approaches to family planning services with testimony from public witnesses.

DRUGS IN THE MILITARY

Select Committee on Narcotics Abuse and Control: Held a hearing on drugs in the military. Testimony was heard from Captain Warren Winchester, Deputy Assistant Chief of Naval Operations; and Col. Vonda Weaver, Head, Resource Branch, Marine Corps.

Joint Committee Meeting

ECONOMIC CHANGE

Joint Economic Committee: Committee continued hearings on economic change, receiving testimony today on the subject "Breaking the Price Spiral" from Jack Meyer, Assistant Director, Council on Wage and Price Stability; Gardner Ackley, University of Michigan, Ann Arbor; and Hendrick Houthakker, Harvard University Cambridge.

Hearings continue on Tuesday, June 20.

Monday, June 19, 1978

Senate

Chamber Action

Routine Proceedings, pages 18024–18158

Bills Introduced: Seven bills were introduced, as follows: S. 3207–3213. Page 18095

Bills Reported: Reports were made as follows:

H.J. Res. 945, making urgent supplemental appropriations for the Black Lung Program, Emergency Rail Transportation, and emergency school aid, with amendment (S. Rept. 95–937).

H.R. 12933, making appropriations for the Department of Transportation and related agencies for fiscal year 1979, with amendments (S. Rept. 95–938).

H.R. 12930, making appropriations for the Treasury Department, the U.S. Postal Service, the Executive Office of the President, and certain Independent Agencies for fiscal year 1979, with amendments (S. Rept. 95–939).

S. Res. 467, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3151, authorizing funds for activities of the Department of Justice for fiscal year 1979 (S. Rept. 95–940).

S. Res. 470, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2937, to authorize an additional $5 million for pretrial services agencies (S. Rept. 95–941). Page 18094

Bills Passed:

Grain inspection appropriations: Senate passed without amendment and cleared for the President H.J. Res. 944, making urgent supplemental appropriations in the amount of $6,488,000 for the Federal Grain Inspection Service, Department of Agriculture. Page 18094

Budget Act waiver: Senate agreed to S. Res. 467, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3151. Pages 18154–18155

Budget Act waiver: Senate agreed to S. Res. 470, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2937. Page 18155

Civil Service annuitants: Senate passed with committee amendment and returned to the House H.R. 3447, to grant an annuitant under the civil service retirement system the right to elect within one year after remarriage whether such annuitant's new spouse shall be entitled to a survivor annuity. Page 18155

Civil Service annuitants: Senate passed with committee amendment and returned to the House H.R. 3755, to restore survivor annuities under the civil service retirement system to certain surviving spouses whose annuities were terminated because of remarriage prior to July 18, 1966. Pages 18155–18156

Pretrial services agencies funding: Senate passed without amendment and sent to the House S. 2937, authorizing an additional $5 million for pretrial services agencies. Page 18156

International terrorism: Senate agreed to S. Con. Res. 72, expressing the sense of the Congress regarding recent acts of and future efforts to counter international terrorism. Pages 18156–18157

SBA Energy Conservation Loans: Senate agreed to the House amendments to the Senate amendment to H.R. 11713, to authorize grants to individuals and small business concerns for development of solar energy equipment and energy-related inventions, thereby clearing the measure for the President. Page 18154

Labor Reform: Senate continued to debate H.R. 8410, to amend the National Labor Relations Act so as to strengthen the remedies and expedite the procedures under such Act. By unanimous consent it was agreed that vote on pending motion to close further debate on pending Robert C. Byrd amendment No. 2445, in the nature of a substitute, occur at approximately 3 p.m. on Thursday, June 22. Pages 18027–18086, 18089–18092

Presidential Message: Senate received a message from the President transmitting Reorganization Plan No. 3 of 1978, to consolidate in a new Federal Emergency Management Agency emergency preparedness activities heretofore the responsibility of five different Government agencies—referred to Committee on Governmental Affairs (PM–183). Pages 18093–18094

Extensions of Time to Report: Time was extended through June 30, 1978, for Committee on Armed Services to consider S. 2939, to authorize funds for fiscal year 1979 for Government intelligence activities.

Also, time was extended until July 24, 1978, for Committee on Environment and Public Works to report S. 3077, extending until September 30, 1983, the authority of the Export-Import Bank to make new commitments. Page 18095

Bills Referred: Several House-passed bills were referred to appropriate Senate committees. Page 18094

Messages From the House: Page 18094

Amendments Submitted for Printing: Page 18099

Statements on Introduced Bills: Pages 18095–18099

Additional Statements: Pages 18100–18133

Confirmations: Senate confirmed the following nominations:

Peter F. Vaira, Jr., of Illinois, to be U.S. attorney for the eastern district of Pennsylvania; and

Russell T. Baker, Jr., to be U.S. attorney for the district of Maryland. Page 18158

Recess: Senate met at 10 a.m. and recessed at 6:55 p.m. Page 18158

Committee Meetings

SOLAR ENERGY IN RURAL HOUSING

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Rural Housing began oversight hearings on the impact of the use of solar energy on rural housing, receiving testimony from James E. Thornton, Associate Administrator, Farmers Home Administration, Department of Agriculture; Z. Kris Wisniewski, Rural Housing, Inc., Washington, D.C.; Henry Gaither, Low Income Housing Development Corporation, Durham, North Carolina; Brian Flattery, North Carolina State Energy Division, Raleigh; and Eugene Severens, Central for Rural Affairs, Walthill, Nebraska.

Hearings continue tomorrow.

COAL SLURRY PIPELINES

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Resources resumed hearings on S. 3046 and 707, granting the power of eminent domain to coal slurry pipelines in certain circumstances, receiving testimony from Senator Burdick; Donald Trilling, Deputy Director, Intermodal Transportation, Department of Transportation; Russell W. Peterson, Director, Office of Technology Assessment; William H. Dempsey, Association of American Railroads, Washington, D.C.; James R. Snyder, Railway Labor Executives Association, Washington, D.C.; Robert Mullins, National Farmers Union, Washington, D.C.; and John McCormack, Environmental Policy Center, Washington, D.C.

Hearings were recessed subject to call.

ENERGY IMPACT ASSISTANCE

Committee on Environment and Public Works: Subcommittee on Regional and Community Development resumed hearings on S. 1493, to provide financial and technical assistance to States, local government, and Indian tribes to manage impacts caused by energy development, receiving testimony from Becky Bogard, National Rural Electric Cooperative Association, Washington, D.C.; Robert Valeu, Basin Electric Power Cooperative, Bismarck, North Dakota; Gil LeKander, Washington, D.C., representing Montana Power Co. and Western Energy Co.; Walter J. Coppoc, Beacon, New York, representing the American Petroleum Institute and the Rocky Mountain Oil and Gas Association; Carl Bagge, National Coal Association, Washington, D.C.; John Smith, North Dakota Lignite Council, Bismarck; Dr. Kent Horn, North American Coal Corporation, Bismarck; John Paul, Amex Coal Co., Indianapolis, representing the American Mining Congress; George L. Gleason, American Nuclear Energy Council, Washington, D.C.; and Martin White, Western Energy Co., Colstrip, Montana.

Full committee is scheduled to consider this measure on Thursday, June 22.

TAX REFORM BILLS

Committee on Finance: Subcommittee on Taxation and Debt Management held hearings on several pending bills proposing tax reform including H.R. 810, 1337, 2028, 2852, 6635, 1920, 2984, 3050, 5103, 8535, 8811 and S. 3134, receiving testimony from Representatives Pickle, Hughes, and Duncan of Tennessee; Dr. Robert Hill, National Urban League, Washington, D.C.; Glen R. Murphy, Gaithersburg, Maryland, International Association of Chiefs of Police; Colonel Clinton L. Pagano, Superintendent of New Jersey State Police, West Trenton; William J. Lehrfeld, representing Freuhauf Corporation, Washington, D.C.; John A. Hazelwood, representing Brenner Tank, Inc., Milwaukee; Abraham Tunick, representing Wine and Spirits Wholesalers of America, Inc., Washington, D.C.; John F. White, National Beer Wholesalers Association of America, Washington, D.C.; Fran Reibman, New York City, Lee Coe, Berkely, California, Albert Copp, Baltimore, Thomas Kuchel, Peterson Publishing Co., Los Angeles; James Pratt, General Mills, Inc., accompanied by Roger Sherman, Pillsbury Co., Washington, D.C.; Townsend Hoopes, American Association of Publishers, Washington, D.C., and Donald G. Brotzman, Rubber Manufacturers Association, Washington, D.C.

Hearings were recessed subject to call.

BANKRUPTCY REFEREES

Committee on the Judiciary: Subcommittee on Improvements in Judicial Machinery held hearings on S. 3107, to

insure that bankruptcy offices shall be maintained separate and apart from the offices of the U.S. district court clerk, receiving testimony from Judge Vincent Maggiore, Bankruptcy Judge of Arizona; Judge James Moriarity, Bankruptcy Judge of California; Barbara Everly, Bankruptcy Court Clerk, Cedar Rapids, Iowa; and Arthur Moller, Houston, Texas.

Hearings were recessed subject to call.

INTELLIGENCE ACTIVITIES IN PANAMA

Select Committee on Ethics: On Friday, June 16, Subcommittee on Inquiry on Unauthorized Intelligence Disclosures held closed hearings to receive testimony from undisclosed witnesses concerning alleged unauthorized disclosure of information dealing with intelligence activities in Panama.

Subcommittee will meet again on Wednesday, June 21.

SBA SURETY BONDS

Select Committee on Small Business: Committee held hearings on S. 836, to improve the surety bond program provided by the Small Business Investment Act, receiving testimony from William T. Gennetti, General Counsel, and Danny J. Gibb, Chief Underwriter, both of the Small Business Administration; Richard D. Turner, Puget Sound Bank Building, Tacoma, Washington; Jack M. Trapp, Avco Financial Insurance Group, Newport Beach, California; and William D. Walsh, Morrison Assurance Co., Inc., Mobile, Alabama.

Committee is scheduled to mark up this measure on Thursday, June 22.

House of Representatives

Chamber Action

Bills Introduced: 20 public bills, H.R. 13181–13200; 2 private bills, H.R. 13201 and 13202; and 4 resolutions, H.J. Res. 1007 and 1008, and H. Res. 1241 and 1242 were introduced. Pages 18211–18212

Bills Reported: Reports were filed as follows:

H.R. 1304, to provide for the distribution of certain judgment funds awarded by the Indian Claims Commission to the Confederated Tribes and Bands of the Yakima Indian Nation (H. Rept. 95–1304);

S. 947, to declare certain federally owned land known as the Uardeka School land to be held in trust for the Creek Nation of Oklahoma (H. Rept. 95–1305);

S. 1291, to declare that certain lands of the United States situated in the State of Oklahoma are held by the United States in trust for the Cheyenne-Arapaho Tribes of Oklahoma, and to authorize the Secretary of the Interior to accept conveyance from the Cheyenne-Arapaho Tribes of Oklahoma of certain other lands in Oklahoma to be held in trust by the United States for such tribes (H. Rept. 95–1306);

H.R. 9705, to amend title 28 of the United States Code to provide for the appointment of a special prosecutor in appropriate cases, amended (H. Rept. 95–1307); and

H.J. Res. 738, American Indian Religious Freedom, amended (H. Rept. 95–1308). Page 18211

Consent Calendar: On the call of the Consent Calendar, the House passed the following bills:

Sent to the Senate without amendment:

Veterans' headstones: H.R. 12257, to amend title 38, United States Code, to authorize the Administrator of Veterans' Affairs to furnish cemetery memorial headstones or markers to commemorate veterans who die after being honorably discharged and whose remains are not recovered or identified.

Sent to the Senate, amended:

John L. McClellan Veterans' Hospital: H.R. 10287, to designate the proposed new Veterans' Administration hospital in Little Rock, Arkansas, as the "John L. McClellan Memorial Veterans' Hospital". Subsequently, this passage was vacated and S. 2351, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

Eligible bills not considered:

Passed over without prejudice: H.R. 12261.

By unanimous consent, H.R. 3924, 10240, and S. 2033 were stricken from the Consent Calendar. Subsequently, it was made in order to consider, on the next House business day, S. 2033, to provide for conveyance of certain lands in the Wenatchee National Forest, Washington, by the Secretary of Agriculture. Page 18158–18159

Customs Reform: House disagreed to the Senate amendments to H.R. 8149, to provide customs procedural reform; and asked a conference. Appointed as conferees: Representatives Ullman, Vanik, Gibbons, Rostenkowski, Jones of Oklahoma, Steiger, and Frenzel. Page 18159

HUD-Independent Agencies Appropriations: By a yea-and-nay vote of 332 yeas to 47 nays, Roll No. 473, the House passed H.R. 12936, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1979.

Rejected a motion to recommit the bill to the Committee on Appropriations with instructions to report it back forthwith containing an amendment to reduce total appropriations not required by law by 2 percent (rejected by a yea-and-nay vote of 156 yeas to 222 nays, Roll No. 472).

By a yea-and-nay vote of 347 yeas to 4 nays, Roll No. 469, the House agreed to resolve itself into the Committee of the Whole.

Agreed to an amendment that eliminates the use of set-asides contained in previous appropriations acts to finance public housing in fiscal year 1979.

Rejected:

An amendment that sought to increase appropriations for housing for the elderly and handicapped by $100 million (rejected by a division vote of 13 ayes to 25 noes);

An amendment that sought to increase appropriations for EPA research and development by $20 million (rejected by a division vote of 12 ayes to 17 noes);

An amendment that sought to decrease appropriations for EPA construction grants by $20 million;

An amendment that sought to decrease appropriations for EPA abatement and control activities by $114.6 million and EPA enforcement activities by $18.9 million (rejected by a recorded vote of 173 ayes to 211 noes, Roll No. 471);

An amendment that sought to increase the appropriation for the Council on Environmental Quality by $200,000;

An amendment that sought to increase the appropriation for National Science Foundation research by $9 million for earthquake hazards mitigation;

An amendment that sought to increase the appropriation for the Selective Service System by $9.96 million (rejected by a division vote of 24 ayes to 43 noes);

An amendment that sought to increase the appropriation for the Selective Service System by $2.46 million (rejected by a division vote of 27 ayes to 41 noes); and

An amendment, as amended, that sought to reduce total appropriations not required by law by 2 percent, except for budget authority or loans relating to housing for the elderly or handicapped (rejected by a division vote of 34 ayes to 53 noes).

H. Res. 1226, the rule waiving certain points of order against the bill, was agreed to earlier by a voice vote. Pages 18162–18202

Private Calendar: It was made in order to consider the Private Calendar on Wednesday, June 21. Objection was heard to a request to consider motions to suspend the rules and pass bills and resolutions on Wednesday, June 21. Pages 18202–18203

Resolution Re-referred: Committee on Post Office and Civil Service was discharged from the further consideration of H.J. Res. 1002, designating John Adams as the "Father of the United States Marine Corps". Subsequently, the resolution was referred to the Committee on Armed Services. Page 18203

Presidential Message—Reorganization Plan No. 3: Received and read a message from the President wherein he transmits to Congress Reorganization Plan No. 3, to improve Federal emergency management and assistance—referred to the Committee on Government Operations and ordered printed (H. Doc. 95–356). Pages 18203–18204

Condolence Resolution: House agreed to H. Res. 1241, expressing the condolences of the House on the death of Representative Allen. Subsequently, the Speaker appointed the following to serve as members of the Funeral Committee on the part of the House: Representatives Quillen, Duncan, Jones of Tennessee, Beard of Tennessee, Ford of Tennessee, Lloyd of Tennessee, Gore, Reuss, St Germain, Carter, Hanley, Bevill, Alexander, Hillis, and Murtha. Page 18211

Adjournment: Adjourned at 6:47 p.m.

Committee Meetings

PREPARING FOR RETIREMENT

Select Committee on Aging: Subcommittee on Retirement Income and Employment held a hearing on preparing for retirement. Testimony was heard from representatives of Administration on Aging; Civil Service Commission; and public witnesses.

NATIVE LATEX COMMERCIALIZATION ACT

Committee on Agriculture: Subcommittee on Department Investigations, Oversight and Research, and Science and Technology Subcommittee on Science, Research and Technology held a joint hearing on H.R. 12559, Native Latex Commercialization Act. Testimony was heard from David Unger, Acting Deputy Assistant Secretary, USDA; Dr. Andrew M. Cowan, Beltsville Agricultural Research Center; Dr. Noel D. Vietmeier, National Academy of Sciences; William P. Miller, Bureau of Indian Affairs; and public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Office of Territories—Bikini resettlement.

NORTHEAST CORRIDOR IMPROVEMENT PROJECT

Committee on Government Operations: Subcommittee on Government Activities and Transportation continued hearings on the railroad Northeast Corridor Improvement Project. Testimony was heard from Paul Reistrup, former president, Amtrak; Robert Lawson, Vice President, Amtrak; and John M. Sullivan, Administrator, Federal Railroad Administration.

CIA SPECIAL ACTIVITIES

Select Committee on Intelligence: Subcommittee on Oversight held an executive hearing on CIA Special Activities.

2430 JA 19/OC14 79

U.S. FOREIGN POLICY

Committee on International Relations: Held a hearing on U.S. foreign policy with testimony from Secretary of State Cyrus M. Vance.

RESIDUAL RADIOACTIVE MATERIALS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on H.R. 12535, Residual Radioactive Materials Act of 1978. Testimony was heard from Representative Marriott; and representatives of National Governors' Association; and Ranchers' Exploration and Development Corporation, Albuquerque, N. Mexico.

Hearings continue tomorrow.

DRUG REGULATION REFORM ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued hearings on H.R. 11611, Drug Regulation Reform Act. Testimony was heard from a panel on approval process NIDA versus monograph system; and a panel on conditions on approval.

Hearings continue tomorrow.

LABOR SURPLUS SET-ASIDE PROGRAM

Committee on Small Business: Subcommittee on Capital, Investment and Business Opportunities continued oversight hearings on the labor surplus set-aside program. Testimony was heard from representatives of Departments of HEW, Commerce, GSA, VA, SBA, Office of Federal Procurement Policy, and Federal Preparedness Agency.

MEAT IMPORT QUOTA ACT

Committee on Ways and Means: Subcommittee on Trade held a hearing on the Meat Import Quota Act. Testimony was heard from a panel representing Community Nutrition Institute; So. Dakota Department of Agriculture, American Farm Bureau Federation, and Virginia Farm Bureau; and a panel representing National Meat Canners Association, National Farmers Union, American Frozen Meat Institute, and Campbell Soup Co.; and Representatives Bedell and Hagedorn.

MEDICARE AMENDMENTS

Committee on Ways and Means: Subcommittee on Health held a hearing on amendments to the Medicare program. Testimony was heard from Robert Durzon, HEW; Members of Congress; and public witnesses.

Joint Committee Meetings

COMMITTEE BUSINESS

Joint Committee on Printing: Committee met to discuss the current status of negotiations between the Government Printing Office and the Joint Bargaining Committee of Unions, but made no announcements and recessed subject to call.

OCS

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf, but did not complete action thereon and will meet again on Thursday, June 22.

Wednesday, June 21, 1978

Senate

Chamber Action

Senate was not in session today. It will next meet at 1:30 p.m. on Thursday, June 22, 1978.

Committee Meetings

EXPORT PROMOTION

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Foreign Agricultural Policy began consideration of S. 2385, 2405, 2504, and 2968, authorizing the Commodity Credit Corporation to finance export credit sales of agricultural commodities, but did not complete action thereon and recessed subject to call.

APPROPRIATIONS—LABOR-HEW

Committee on Appropriations: Subcommittee today and on Tuesday, June 20, marked up H.R. 12929, making appropriations for fiscal year 1979 for the Departments of Labor and Health, Education, and Welfare, but did not complete action thereon and will meet again tomorrow.

ALL-VOLUNTEER FORCES

Committee on Armed Services: On Tuesday, June 20, Subcommittee on Manpower and Personnel held oversight hearings on the current status of the all-volunteer military forces, receiving testimony from Senator Morgan; Representatives Beard of Tennessee and Steiger; John P. White, Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics; Lt. General DeWitt C. Smith, Jr., Deputy Chief of Army Staff for Personnel; Colonel William C. Chamberlain, Inspector General, 8th Army, Korea; Lieutenant Bruce Jette, Assistant Adjutant, 11th Armored Calvary Regiment, Army; and Professor Charles C. Moskos, Northwestern University, Chicago.

Hearings were recessed subject to call.

SOLAR ENERGY IN RURAL HOUSING

Committee on Banking, Housing, and Urban Affairs: On Tuesday, June 20, Subcommittee on Rural Housing continued oversight hearings on the impact of the use of solar energy on rural housing, receiving testimony from Joseph Sherman, Director, Division of Energy, Department of Housing and Urban Development; Vondal S. Gravlee, National Association of Homebuilders, Washington, D.C.; and Roger E. Billings, Billings Energy Corporation, Provo, Utah.

Subcommittee recessed subject to call.

INTERNATIONAL BANKING

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Institutions held hearings on H.R. 10899, to provide for Federal regulation of participation by foreign banks in domestic financial markets, receiving testimony from G. William Miller, Chairman, Board of Governors of the Federal Reserve System; Robert H. Mundheim, General Counsel, and John Heimann, Comptroller of the Currency, both of the Department of the Treasury; George A. LeMaistre, Chairman, Federal Deposit Insurance Corp.; E. D. Dunn, representing the Conference of State Bank Supervisors; Muriel F. Siebert, New York State Superintendent of Banks, Albany; Robert B. Palmer, Bankers Association for Foreign Trade, Washington, D.C.; Serge Bellanger, Teruhisa Shimizu, and Steuart L. Pittman, all of the Institute of Foreign Bankers; and Dr. Wolfgang Jahn, Paul Fabre, and Peter E. Leslie, all representing the Banking Federation of the European Commnity.

Hearings were recessed subject to call.

DOE AUTHORIZATIONS

Committee on Energy and Natural Resources: On Tuesday, June 20, committee ordered favorably reported with amendments S. 2692, authorizing funds for the Department of Energy for civilian programs for fiscal year 1979.

NASHVILLE UNION STATION

Committee on Environment and Public Works: Committee held hearings on the prospectus for repair and alteration of Union Station, Nashville, Tennessee, receiving testimony from Senators Baker and Sasser; Joel W. Solomon, Administrator, General Services Administration; Governor Ray Blanton of Tennessee; Mayor Mike Parker, Tacoma, Tenn.; Fletch Coke, Nashville; and Robert Garvey, Advisory Council on Historic Preservation, Washington, D.C.

Committee will meet tomorrow to consider this and other committee business.

OIL SPILLS

Committee on Environment and Public Works: On Tuesday, June 20, Subcommittee on Environmental Pollution approved for full committee consideration with amendments S. 2900, to provide compensation for damages and cleanup costs caused by discharges of oil and hazardous substances.

NUCLEAR WASTE

Committee on Environment and Public Works: On Tuesday, June 20, Subcommittee on Nuclear Regulation resumed hearings on S. 3146, 2761, and 2804, bills to expand jurisdiction of the Nuclear Regulatory Commission over nuclear waste storage and disposal facilities, receiving testimony from Senator Schmitt; John F. O'Leary, Deputy Secretary of Energy; James B. Edwards, National Governors Conference, Washington, D.C.; and Patrick Donahoe, New Mexico State Department of Health and Environment, Santa Fe.

Subcommittee recessed subject to call.

EXPORT-IMPORT BANK ACT

Committee on Environment and Public Works: On Tuesday, June 20, Subcommittee on Resource Protection held hearings on the environmental aspects (Section 5) of S. 3077, proposed Export-Import Bank Act Amendments, receiving testimony from Russell Train, World Wildlife Fund, Washington, D.C.; Dr. Jack Carlson, Chamber of Commerce of the U.S.; Calvin A. Miller, National Association of Manufacturers, Washington, D.C.; Richard L. Daley, representing Associated General Contractors, Washington, D.C.; Marcus Rowden, representing the Atomic Industrial Forum, Washington, D.C.; S. Jacob Scherr, Natural Resources Defense Council, Washington, D.C.; and James W. Barnes, Center for Law and Social Policy, Washington, D.C.

Subcommittee recessed subject to call.

MEDICARE AND MEDICAID PROGRAMS

Committee on Finance: On Tuesday, June 20, and today committee considered S. 1470, proposing reform of the administrative and reimbursement procedures currently employed under the medicare and medicaid programs, but did not complete action thereon and will meet again tomorrow to consider this bill and other committee business.

COMMITTEE BUSINESS

Committee on Foreign Relations: On Tuesday, June 20, committee ordered favorably reported the following business items:

H.R. 7819, to complement the Vienna Convention on Diplomatic Relations so that the diplomatic community understands clearly that its members are expected to obey the laws and regulations of the U.S. and of the local jurisdictions in which they live and work, with amendments;

S. 2236, to strengthen Federal programs and policies for combating international and domestic terrorism, with amendments;

H.R. 12571, to provide for the implementation of the 1978 Reciprocal Fisheries Agreement between the U.S. and Canada;

Treaty between Bolivia and the U.S. on the Execution of Penal Sentences (Exec. G, 95th Cong., 2d sess.);

Convention between the U.S. and Soviet Union concerning the Conservation of Migratory Birds and Their Environment (Exec. K, 95th Cong., 1st sess.);

Protocol Relating to Intervention on the High Seas in Cases of Marine Pollution by Substances Other than Oil (Exec. L, 95th Cong., 1st sess.);

Reciprocal Fisheries Agreement between the U.S. and the U.K. and Northern Ireland (Exec. O, 95th Cong., 1st sess.);

International Convention for the Safety of Life at Sea (Exec. O, 94th Cong., 2d sess.); and

The nominations of Warren D. Manshel, of New York, to be Ambassador to Denmark; and Morton I. Abramowitz, of Massachusetts, to be Ambassador to Thailand.

Today committee approved the nominations of Frederick L. Chapin, of New Jersey, to be Ambassador to Ethiopia; Adolph Dubs, of Maryland, to be Ambassador to Afghanistan; William H. Gleysteen, Jr., of Pennsylvania, to be Ambassador to the Republic of Korea; and James M. Friedman, of Ohio, Richard R. Swann, of Florida, and Edward L. Marcus, of Connecticut, each to be a member of the Board of Directors of the Overseas Private Investment Corporation.

On Tuesday, committee held hearings on the nominations of Messrs. Chapin, Dubs, Gleysteen, Friedman, Swann, and Marcus, where the nominees testified and answered questions on their own behalf. Senator Sarbanes introduced Mr. Friedman and Representative Giaimo introduced Mr. Marcus.

FOREIGN AFFAIRS—UGANDA

Committee on Foreign Relations: Subcommittee on Foreign Economic Policy held hearings to receive testimony on the nature of U.S. economic relations with Uganda, having as its witnesses Representative Pease; J. Kenneth Fasick, Director, International Division, General Accounting Office; Kenneth R. Dunnivant, Folger Coffee Co., Cincinnati; Andrew J. Schroeder, General Foods Corp., Washington, D.C.; John Damguard, ACLI International, Inc., Washington, D.C.; Seymour Mindel, Chock Full O' Nuts, New York City; Michael J. Madigan, Page Airways, Inc., Rochester, New York; and Joseph Creighton, Harris Corp., Cleveland.

Subcommittee will meet again tomorrow.

DISTRICT OF COLUMBIA CRIMINAL CODE REFORM

Committee on Governmental Affairs: On Tuesday, June 20, Subcommittee on Governmental Efficiency and the District of Columbia resumed hearings on the proposed new criminal code for the District of Columbia, receiving testimony from Chief Judge Theodore R. Newman, Jr., District of Columbia Court of Appeals; Chief Judge Harold H. Greene, Superior Court of the District of Columbia; and Professor William W. Greenhalgh, Georgetown University Law Center, Washington, D.C.

Subcommittee adjourned subject to call.

CONTRACT DISPUTES

Committee on Governmental Affairs: On Tuesday, June 20, Subcommittee on Federal Spending Practices and Open Government concluded joint hearings with Judiciary Subcommittee on Citizens and Shareholders Rights and Remedies on S. 2292, 2787, and 3178, bills to provide for the resolution of claims and disputes relating to Government contracts awarded by executive agencies, after receiving testimony from Paul Dembling, General Counsel, General Accounting Office; Irving Jaffe, Deputy Assistant Attorney General, Civil Division, Department of Justice; C. Stanley Dees, District of Columbia Bar Association, Washington, D.C.; National Small Business Association, Washington, D.C.; and Paul Andrews, Washington, D.C.

REORGANIZATION—DISASTER/PREPAREDNESS

Committee on Governmental Affairs: Committee continued hearings on the President's Reorganization Plan No. 3, to consolidate into a new Federal Emergency Management Agency emergency preparedness activities heretofore the responsibility of five different Government agencies, receiving testimony from Senator Huddleston; George M. Elsey, Paul M. Moore, and Bryce J. Torrence, all of the American National Red Cross, Washington, D.C.; John L. Swindle, International Association of Fire Chiefs, Washington, D.C.; Howard McClennon, International Association of Fire Fighters, Washington, D.C.; William E. Smith, Atlanta, Georgia, representing the National Association of State Directors for Disaster Preparedness; David Britt, Raleigh, North Carolina, representing the U.S. Civil Defense Council; William H. Kincade, Arms Control Association, Washington, D.C.; and Patrick Moscaritolo, Washington, Representative of the State of Massachusetts.

On Tuesday, June 20, committee received testimony on this Plan from James T. McIntyre, Director, Office of Management and Budget.

Committee recessed subject to call.

DRUG REGULATION REFORM

Committee on Human Resources: On Tuesday, June 20, Subcommittee on Health and Scientific Research began consideration of S. 2755, to revise and reform Federal law applicable to drugs for human use, and to establish a National Center for Clinical Pharmacology within the Department of Health, Education, and Welfare, but did not complete action thereon and will meet again on Tuesday, July 18.

DRUG ABUSE

Committee on Human Resources: Subcommittee on Alcoholism and Drug Abuse resumed joint hearings with Judiciary Subcommittee on Juvenile Delinquency on S. 2778, to tighten controls on and to increase penalties for the manufacture and distribution of the drug PCP (angel dust), and on the use of PCP in the United States, receiving testimony from Senator Bentsen; Dr. Peter Bourne, Special Assistant to the President; Dr. Robert DuPont, Director, National Institute on Drug Abuse, and Dr. Helen Nowlis, Director, Office of Alcohol and Drug Abuse Education, both of the Department of Health, Education, and Welfare; Peter B. Bensinger, Administrator, Dick Rottinger, Special Agent, Newark, New Jersey, Dr. Alice Kruegel, Special Research and Testing Laboratory, and Howard McClain, Chief, Regulatory Control Division, all of the Department of Justice; and Robert S. Elsberg, California State Department of Justice, Sacramento.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S. 1423, to establish a Council on Judicial Tenure in the judicial branch of the Government, with amendments;

S. 1487, to eliminate racketeering in the sale and distribution of cigarettes;

S. 551, to provide grants to States for the payment of compensation to persons injured by certain criminal acts;

S. 2399, to implement the Convention on Psychotropic Substances signed in Vienna on February 21, 1971;

S. 2403, to consent to certain amendments to the New Hampshire-Vermont Interstate School Compact approved by Public Law 91-21 relating to the Dresden Interstate School District;

S.J. Res. 133, authorizing the President to proclaim September 24, 1978 as "National Good Neighbor Day";

S.J. Res. 72, authorizing the President to proclaim the first week of May 1979, as "Pacific/Asian American Heritage Week";

S. 1006 and 1562, private claims bills; and

The nominations of Philip B. Heymann, of Massachusetts, to be an Assistant Attorney General; Shane Devine, to be U.S. district judge for the district of New Hampshire; Mary Johnson Lowe, to be U.S. district judge for the southern district of New York; Paul F. Murray, to be U.S. attorney for the district of Rhode Island; and Rufus E. Thompson, of New Mexico, to be U.S. attorney for the district of New Mexico.

Committee discussed but did not complete action on the following measures: S. 1185, to regulate interstate commerce with respect to parimutuel wagering on horseracing; S. 1393, authorizing the Attorney General to redress deprivations of constitutional rights of institutionalized persons; S. 2266, to establish a uniform law on the subject of bankruptcies; S. 3107, to insure that bankruptcy offices shall be maintained separate and apart from the offices of the U.S. district court clerk; and S. 3100, to provide greater discretion to the Supreme Court in selecting the cases it will review.

Also, committee appointed Senators Biden, Metzenbaum, and Wallop to an Ad Hoc Subcommittee to review H.R. 1413, 2952, and 7162, private claims bills.

SUPREME COURT CASES

Committee on the Judiciary: On Tuesday, June 20, Subcommittee on Improvements in Judicial Machinery concluded hearings on S. 3100, to provide greater discretion to the Supreme Court in selecting the cases it will review, after receiving testimony from Daniel J. Meador, Assistant Attorney General and Wade H. McCree, Solicitor General, both of the Department of Justice; Professor Eugene Gressman, University of North Carolina, Raleigh; Dean Louis H. Pollak, University of Pennsylvania, Philadelphia; and Associate Professor Arthur Hellman, University of Pittsburgh.

COMPUTER SYSTEMS PROTECTION

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures began hearings on S. 1766, making it a Federal crime to use a Government-owned computer for fraudulent or illegal purposes, receiving testimony from Senators Ribicoff and Percy; John C. Keeney, Deputy Assistant Attorney General, Criminal Division, accompanied by Mark Richards and Dave Jennison, both of Fraud Section, and Joseph Hahnehahn, Chief of White Collar Crime Section, accompanied by James M. Barko and Bill D. Colvin, Computer Fraud Training Division, all of the FBI, Department of Justice.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Rules and Administration: Committee ordered favorably reported the following measures:

S. 2, to require periodic reauthorization of Government programs, with an amendment in the nature of a substitute;

S. Res. 478, requesting an additional $75,000 for expenses of Committee on Appropriations;

S. Con. Res. 90, to print additional copies of Volumes 1 and 2 of Committee on Environment and Public

Works' print entitled "A Legislative History of the Water Pollution Control Act Amendments of 1972";

H. Con. Res. 441, to print additional copies of the House report of the 94th Congress entitled "New Perspectives in Health Care for Older Americans"; and

H. Con. Res. 561, to print as a House document a revised edition of the information folder entitled "The United States Capitol."

INTELLIGENCE ACTIVITIES IN PANAMA

Select Committee on Ethics: Subcommittee on Inquiry on Unauthorized Intelligence Disclosures resumed closed hearings to receive testimony from undisclosed witnesses concerning alleged unauthorized disclosure of information dealing with intelligence activities in Panama.

Subcommittee recessed subject to call.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Committee resumed hearings on S. 2525, to improve the intelligence systems of the U.S. by establishing a statutory basis for U.S. intelligence gathering activities, receiving testimony from Professors Thomas I. Emerson and Robert H. Bork, Yale University, New Haven.

On Tuesday, June 20, committee held a closed business meeting, but made no announcements.

Committee recessed subject to call.

PATENT POLICY

Select Committee on Small Business: Subcommittee on Monopoly and Anticompetitive Activities continued hearings on Federal Government patent policy, receiving testimony from Donald Dunner, American Patent Law Association, Arlington, Virginia; Norman A. Jacobs, Licensing Executives Society, Washington, D.C.; Frank Cassell, University of Wisconsin, Milwaukee; and Alan Morrison, Public Citizen Litigation Group, Washington, D.C.

On Tuesday, June 20, subcommittee received testimony from Howard W. Bremer, Wisconsin Alumni Research Foundation, Madison; Willard Marcy, Research Corporation, New York City; and L. W. Miles, University Patents, Inc., Stamford, Connecticut.

Hearings continue on Monday, June 26.

House of Representatives

Chamber Action

Bills Introduced: 30 public bills, H.R. 13203–13232; 5 private bills, H.R. 13233–13237; and 11 resolutions, H.J. Res. 1009–1013, H. Con. Res. 646 and 647, and H. Res. 1243–1246 were introduced. Pages 18341–18343

Bills Reported: Reports were filed as follows:

Report of the Committee on the District of Columbia entitled "Allocation of Budget Authority and Outlays by Major Programs" (H. Rept. 95–1309);

Report of the Committee on House Administration entitled "Report Pursuant to Section 302(b) of the Congressional Budget Act of 1974" (H. Rept. 95–1310);

Report of the Committee on Post Office and Civil Service entitled "Subdivision of Budget Authority and Outlays" (H. Rept. 95–1311);

H.R. 12973, Social Services Amendments of 1978, amended (H. Rept. 95–1312);

H. Res. 1243, providing for the consideration of H.R. 12536, to provide for increases in appropriations ceilings, development ceilings, land acquisition, and boundary changes in certain Federal park and recreation areas (H. Rept. 95–1313);

H. Con. Res. 559, disapproving the proposed export of low-enriched uranium to India (H. Rept. 95–1314); and

H.R. 13007, Electronic Fund Transfer Act (H. Rept. 95–1315). Page 18341

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright as Speaker pro tempore for today. Page 18256

Private Calendar: On the call of the Private Calendar, the House passed the following bills:

Sent to the Senate without amendment: H.R. 3995 and 10160.

Sent to the Senate, amended: H.R. 3121.

Passed over without prejudice: H.R. 1798, 3084, 5612, 10210, and 1415.

Further reading of the Private Calendar was dispensed with after calendar number 132. Page 18256

Wenatchee National Forest Lands: House passed S. 2033, to provide for conveyance of certain lands in the Wenatchee National Forest, Washington, by the Secretary of Agriculture—clearing the measure for the President. Page 18257

Subcommittees To Sit: Subcommittee on Investigations and Review of the Committee on Public Works and Transportation and Subcommittee on Economic Stabilization of the Committee on Banking, Finance and Urban Affairs received permission to sit today during proceedings of the House under the 5-minute rule. Page 18257, 18258

Rule: By unanimous consent, H. Res. 1225, waiving certain points of order and providing certain procedures during consideration of H.R. 12932, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1979, was laid on the table. Pages 12259–12261

John F. Kennedy Center: House passed S. 2973 (in lieu of H.R. 12098), authorizing appropriations to the Secretary of the Interior for services necessary to the non-performing arts functions of the John F. Kennedy Center for the Performing Arts—clearing the measure for the President. Pages 18261–18262

Interior Appropriations: By a yea-and-nay vote of 356 yeas to 50 nays, Roll No. 478, the House passed H.R. 12932, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1979.

Agreed To:

An amendment that strikes the provision that a certain part of the two-year appropriation for the strategic petroleum reserve not be available until the end of 1979, instead making the $4 billion appropriation available until December 31, 1980;

An amendment that reduces the appropriation for the DOE energy extension service program by $10 million; and

A perfecting amendment that reallocates certain funds within the appropriations for the National Endowment for the Humanities.

A point of order was sustained against language prohibiting use of funds as matching funds for certain programs relating to the Bureau of Indian Affairs.

Rejected:

An amendment that sought to strike language prohibiting use of funds appropriated to the Economic Regulatory Administration to pay the expenses of parties intervening in regulatory proceedings before that body (rejected by a recorded vote of 126 ayes to 282 noes, Roll No. 476);

A perfecting amendment that sought to provide that not more than $100,000 of funds appropriated to the Economic Regulatory Administration could be used to pay the expenses of parties intervening in proceedings before that body (rejected by a recorded vote of 190 ayes to 221 noes, Roll No. 475);

An amendment that sought to increase the appropriation for DOE energy conservation programs by $12.5 million; and

An amendment that sought to reduce total appropriations not required by law by 2 percent (rejected by a recorded vote of 198 ayes to 211 noes, Roll No. 477).

H. Res. 1230, the rule waiving certain points of order and providing certain procedures during consideration of the bill, was agreed to earlier by a yea-and-nay vote of 353 yeas to 27 nays with 2 voting "present", Roll No. 474. Pages 18263–18307

Presidential Messages: Read the following messages from the President:

Legislative veto: Expressing his concern about the enaction of legislative veto provisions, and proposing alternatives—referred to the Committee of the Whole House on the State of the Union and ordered printed (H. Doc. 95–357); and

Veto message: Announcing his veto of H.R. 3161, to amend title 5, United States Code, to improve the basic workweek of firefighting personnel of executive agencies, and explaining his reasons therefor—ordered printed (H. Doc. 95–358). Subsequently, agreed to a motion that further consideration of the veto message be postponed until Wednesday, June 28. Pages 18308–18309, 18311–18312

Solar Power Satellite Program: By a voice vote, the House agreed to H. Res. 1215, providing for the consideration of H.R. 12505, to provide for a research, development, and demonstration program to determine the feasibility of collecting in space solar energy to be transmitted to Earth and to generate electricity for domestic purposes. Page 18312

Amtrak Improvement Act: House concluded all general debate and began reading for amendment on H.R. 11493, to amend the Rail Passenger Service Act to extend the authorization of appropriations for an additional fiscal year, and to provide for public consideration and implementation of a rail passenger service study; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, June 22.

Pending when the Committee of the Whole rose was an amendment that seeks to strike language requiring Amtrak to buy American products for any purchase exceeding $100,000.

Agreed To:

An amendment, as amended by a substitute amendment, that reduces the authorization for operating expenses from $613 million to $600 million;

A technical amendment;

An amendment that requires the budget requests of Amtrak to be submitted to OMB under the same procedures applicable to other Federal departments and agencies; and

An amendment that requires the Secretary to report to Congress on the conflict between the needs of commuter rail passenger service in the Northeast Corridor.

H. Res. 1212, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 375 yeas to 25 nays, Roll No. 479. Pages 18313–18334

Referrals: Two Senate-passed measures were referred to the appropriate House committees. Page 18340

Adjournment: Met at 10 a.m. and adjourned at 8:24 p.m.

Committee Meetings

FOOD STAMP ACT AMENDMENT

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition held a hearing on H.R. 13149, to amend the pilot project workfare provisions of the Food Stamp Act of 1977, with testimony from Department of Agriculture.

Following the hearing, the subcommittee approved for full committee action H.R. 13149 (title above).

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government held a hearing on supplemental requests for fiscal year 1978 for Office of Management and Budget; and Bureau of Government Financial Operations.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on fiscal year 1978 supplementals for Amtrak and the Coast Guard.

DOD'S POLICIES ON NATO

Committee on Armed Services: Special Subcommittee on NATO Standardization, Interoperability and Readiness, held a hearing on the application of the Defense Department's policies for increasing standardization and interoperability in NATO. Testimony was heard from Assistant Secretary of the Air Force John J. Martin; Assistant Secretary of the Navy David E. Mann; and Under Secretary of the Army Walter B. LaBerge.

Hearings continue tomorrow.

ARMED SERVICES MISCELLANY

Committee on Armed Services: Subcommittee on Investigations held hearings on the following measures:

H. Con. Res. 173, to name John Adams "Father of the United States Marine Corps", with testimony from Col. John E. Greenwood, Deputy Director of Marine Corps History;

H.R. 3532, to enable the Secretary of the Navy to change the name of a publication of the Naval Observatory providing data for navigators and astronomers, with testimony from Capt. Joseph C. Smith, USN, Superintendent of the Naval Observatory;

H.R. 8471, to provide for the transfer and conveyance of the silver service of the United States ship *Wyoming* to the Wyoming State Museum, with testimony from Joseph R. Cohn, Naval Supply Systems Command; and

H.R. 12498, to provide for more efficient and expeditious disposal of lost, abandoned, and unclaimed property in the custody of the military departments, with testimony from Maj. W. J. Duncan, U.S. Army.

Following the hearing, the subcommittee approved for full committee action H.R. 3532 (title above); and H.R. 8471 amended (title above).

KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr. continued hearings in executive session, and will resume tomorrow.

SAFE BANKING ACT

Committee on Banking, Finance and Urban Affairs: Met for markup of H.R. 13088, Safe Banking Act, and will resume tomorrow.

ANTI-INFLATION PROGRAM

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on the Administration's anti-inflation program. Testimony was heard from Representative Rogers; Ambassador Robert Strauss, Counselor to the President on inflation; and Barry Bosworth, Director, Council on Wage and Price Stability.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts met and acted on pending business.

INDIAN CHILD WELFARE ACT

Committe on Interior and Insular Affairs: Met and ordered reported favorably to the House H.R. 12533 amended, Indian Child Welfare Act of 1978.

EMERGENCY WHEAT RESERVE

Committee on International Relations and Committee on Agriculture: Continued joint hearings on H.R. 12087, to establish an international emergency wheat reserve, and related measures proposing creation of international emergency food reserves. Testimony was heard from Secretary of Agriculture Bob Bergland.

HOSPITAL COST CONTAINMENT ACT

Committee on Interstate and Foreign Commerce: Continued markup of H.R. 6575, Hospital Cost Containment Act, and will resume tomorrow.

DOE ENTITLEMENTS PROGRAM

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on the entitlements program of the Department of Energy. Testimony was heard from DOE Deputy Secretary John F. O'Leary.

COAL SLURRY PIPELINE

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce met for discussion of the committee report on the Coal Slurry Pipeline.

DRUG REGULATION REFORM ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued hearings on H.R. 11611, Drug Regulation Reform Act, with testimony from public witnesses.

Hearings continue tomorrow.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued markup of H.R. 6869 and 2311, revision of the Criminal Code, and will resume tomorrow.

WHITE COLLAR CRIME

Committee on the Judiciary: Subcommittee on Crime held an oversight hearing on white collar crime with testimony from public witnesses.

AMATEUR SPORTS ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on S. 2727, H.R. 12626 and 12920, Amateur Sports Act. Testimony was heard from Representatives Metcalfe, Mineta, and Michel; Carson Conrad, President's Council on Physical Fitness; a panel of athletes; and representatives of National Collegiate Athletic Association; Amateur Athletic Union; and Roadrunners of America. A statement for the record was submitted by Representative Quayle.

RECIPROCAL OCEAN AGREEMENTS ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 11862, Reciprocal Ocean Agreements Act of 1978. Testimony was heard from representatives of Lykes Brothers; Sea-Land; Moore McCormack; and the Council of American-Flag Ship Operators.

ATLANTIC-PACIFIC INTEROCEANIC CANAL STUDY COMMISSION REPORT

Committee on Merchant Marine and Fisheries: Subcommittee on Panama Canal held a hearing on legislation to update the Atlantic-Pacific Interoceanic Canal Study Commission Report. Testimony was heard from Senator Gravel.

Hearings continue Tuesday, June 27.

ETHNIC MINORITIES IN DRUG ABUSE TREATMENT

Select Committee on Narcotics Abuse and Control: Held a hearing on ethnic minorities in drug abuse treatment. Testimony was heard from a panel of State and Federal officials; and a panel composed of representatives of the Black, Puerto Rican, Asian-American, Chicano, and Indian populations.

DELAYS IN COMMERCIAL AVIATION FLIGHTS

Committee on Public Works and Transportation: Subcommittees on Investigations and Review and on Aviation held a joint hearing on the recent delays and other problems with commercial flights at Washington National and other airports. Testimony was heard from Federal Aviation Administration officials; Representatives Vanik, Martin and Conte; Air Transport Association of America, and PATCO.

FEDERAL STATISTICAL ACTIVITY CONTROL ACT

Committee on Rules: Held a hearing on and ordered reported favorably to the House H.R. 11253 as amended, Federal Statistical Activity Control Act of 1978. Testimony was heard from Representatives Long of Louisiana, and Rousselot, who also submitted a statement for the record.

NATIONAL PARKS AND RECREATION ACT

Committee on Rules: Granted a rule providing one hour of general debate; making the committee amendment in order as an original bill for the purpose of amendment; providing that the substitute be read for amendment by titles instead of by sections; and providing one motion to recommit with or without instructions on H.R. 12536, National Parks and Recreation Act of 1978. Testimony was heard from Representative Phillip Burton.

POST OFFICE MISCELLANY

Committee on Post Office and Civil Service: Met and ordered reported favorably to the House the following measures:

H.J. Res. 870, Designating July 1, 1978, as "National Free Enterprise Day";

H.J. Res. 613, Amended, to authorize and request the President to issue annually a proclamation designating the first Sunday after Labor Day of each year as "National Grandparents Day";

H.J. Res. 540, Authorizing the President to proclaim annually a week during the first 10 days in May as "Pacific Asian American Heritage Week";

H.J. Res. 684, To authorize the President to issue a proclamation designating the week in November which includes Thanksgiving Day in each year as "National Family Week"; and

Began markup of H.R. 11280, Civil Service reform, and will resume tomorrow.

WATER RESOURCES DEVELOPMENT ACT

Committee on Public Works and Transportation: Subcommittee on Water Resources continued hearings on H.R. 13059, Water Resources Development Act of 1978. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

INTERNATIONAL SPACE PROGRAMS

Committee on Science and Technology: Subcommittee on Space Science and Applications continued panel discussions on international space programs.

SBA PROGRAMS AND ACTIVITIES

Committee on Small Business: Subcommittee on Minority Enterprise and General Oversight continued oversight hearings on SBA programs and activities, with testimony from officials of Small Business Administration.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met for consideration of committee business.

MEETINGS HELD ON TUESDAY, JUNE 20

AGRICULTURAL TRADE ACT

Committee on Agriculture: Met and ordered reported favorably to the House H.R. 10584 amended, Agricultural Trade Act of 1978.

IMPACT OF FOREIGN INVESTMENT ON FAMILY FARMS

Committee on Agriculture: Subcommittee on Family Farms, Rural Development and Special Studies held an oversight hearing on the impact of foreign investment on family farms. Testimony was heard from Members of Congress, department and public witnesses.

FINANCIAL SITUATION OF JUNIOR ENLISTED SERVICEMEMBERS OVERSEAS

Committee on Armed Services: Subcommittee on Military Compensation continued hearings on the financial situation of junior enlisted servicemembers stationed overseas. Testimony was heard from Sergeant Major of the Army William G. Bainbridge; Master Chief Petty Officer of the Navy R. J. Walker; and Chief Master Sergeant of the Air Force Robert D. Gaylor.

KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr. continued hearings in executive session.

SUBSTITUTE TREASURY CHECKS

Committee on Banking, Finance and Urban Affairs: Met and ordered reported favorably to the House H.R. 13087, To authorize the issuance of substitute Treasury checks without undertakings of indemnity, except as the Secretary of the Treasury may require.

DISTRICT OF COLUMBIA REDEVELOPMENT LAND AGENCY—HOUSING FINANCE AUTHORITY

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs held hearings on H.R. 12117, Transfer of certain real property to the Redevelopment Land Agency; and H.R. 12749, payment of revenue bonds for housing finance authority. Testimony was heard from former Member of Congress Rees; Nadine Winter, Council of District of Columbia; Edward B. Webb, General Counsel, D.C. Council; Comer Coppie, Director, Budget and Management Systems; and Lorenzo W. Jacobs, Housing and Urban Development.

Following the hearing, the Subcommittee approved for full committee action clean bills in lieu of H.R. 12117 and H.R. 12749 (titles above); and H.R. 10311, to amend the District of Columbia Redevelopment Act.

PUBLIC LANDS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held a hearing on and approved for full committee action the following bills:

S. 2101 amended, to modify the boundary of the White River National Forest in the State of Colorado;

H.R. 4108, for the relief of William Phillips;

H.R. 7849, amended, to provide for the conveyance of certain public lands in Montana to the occupants of the land;

H.R. 10029, to direct the Secretary of the Interior to convey certain lands in Clear Creek County, Colorado, to Harold and Doris Harlan;

H.R. 11168 amended, to provide that the sales of public lands in the town of Red Mountain, San Bernadino County, California, be conducted under the Townsite Act;

H.R. 11451, to establish the true location of a portion of northerly boundary of the Angeles National Forest, located in Los Angeles County, California; and

H.R. 12772 amended, to facilitate the exchange of certain lands in the State of Oregon.

Testimony was heard from Representatives McFall, Baucus, Ketchum and Pettis; and representatives of Departments of Interior and Agriculture.

NUCLEAR SITING AND LICENSING ACT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment continued hearings on H.R. 11704, Nuclear Siting and Licensing Act of 1978. Testimony was heard from representatives of Friends of the Earth; Americans for Energy Independence; U.S. Labor Party; and Fusion Energy Foundation.

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations continued hearings in executive session on investigation of Korean-American relations. Testimony was heard from Pak Bo Hi, Korean Cultural and Freedom Foundation.

UNDOCUMENTED WORKERS

Committee on International Relations: Subcommittee on Inter-American Affairs held a hearing on undocumented workers. Testimony was heard from Ralph A. Dungan, U.S. Director, Inter-American Development Bank.

RESIDUAL RADIOACTIVE MATERIALS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on H.R. 12535, Residual Radioactive Materials Act of 1978. Testimony was heard from Nuclear Regulatory Commission Chairman Hendrie; DOE Under Secretary Dale Myers; David G. Hawkins, EPA; and Monte Canfield, Jr., GAO.

DRUG REGULATION REFORM ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued hearings on H.R. 11611, Drug Regulation Reform Act. Testimony was heard from Representatives Martin and Symms; and public witnesses.

ANTITRUST LAWS ENFORCEMENT

Committee on the Judiciary: Met and ordered reported favorably to the House H.R. 11942 amended, to restore effective enforcement of the antitrust laws.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued markup of H.R. 6869 and 2311, revision of the criminal code.

ENDANGERED SPECIES ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment continued oversight hearings on the Endangered Species Act of 1973. Testimony was heard from representatives of the environmental community; Colorado River Conservation District; and Midwest Electric Consumers Association.

Hearings continue Friday, June 23.

SHORELINE EROSION

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held a hearing on H.R. 10825, to provide assistance in the implementation of shoreline erosion. Testimony was heard from representatives of Great Lakes Basin Commission; Lake Shore Property Owners Association; Whitefish Bay Shore Erosion Association; U.S. Section International Joint Commission; and NOAA.

WOMEN AND SUBSTANCE ABUSE

Select Committee on Narcotics Abuse and Control: Held a hearing on drug abuse among women. Testimony was heard from Representatives Boggs and Mikulski; department and public witnesses.

WATER RESOURCES DEVELOPMENT ACT

Committee on Public Works and Transportation: Subcommittee on Water Resources held a hearing on H.R. 13059, Water Resources Development Act of 1978, with testimony from Members of Congress.

INTERNATIONAL SPACE PROGRAMS

Committee on Science and Technology: Subcommittee on Space Science and Applications began panel discussion on international space programs.

WASTE MANAGEMENT

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy Research, Development and Demonstration continued hearings on waste management with testimony from public witnesses.

SBA PROGRAMS AND ACTIVITIES

Committee on Small Business: Subcommittee on Minority Enterprise and General Oversight held an oversight hearing on SBA programs and activities. Testimony was heard from GAO officials and a panel representing the minority business community.

VOLUNTEER PROGRAMS TO ASSIST SMALL BUSINESS—TRAVEL EXPENSES FOR EXPERTS AND CONSULTANTS

Committee on Small Business: Subcommittee on General Small Business Problems held hearings on H.R. 12968, to amend the Small Business Act by transferring thereto those provisions of the Domestic Volunteer Service Act of 1973 affecting the operation of volunteer programs to assist small business; and

H.R. 12997, to increase the maximum allowable compensation and travel expenses for experts and consultants. Testimony was heard from Patricia Burr, Assistant Administrator for Management and Assistance, Small Business Administration.

Joint Committee Meetings

ECONOMIC CHANGE

Joint Economic Committee: Committee continued hearings on economic change, receiving testimony today on how inflation and uncertainties about the future of the marketplace have affected investments. Witnesses heard were Robert R. Chambers, Atlantic Richfield Co., Inc., Los Angeles; Allen Sinai, Data Resources, Inc., Lexington, Massachusetts; and Gary Wenglowsky, Goldman, Sachs & Co., New York City.

On Tuesday, June 20, testimony was received on money management from Benjamin Friedman, Harvard University, Cambridge; Hyman P. Minsky, Washington University, St. Louis; and Leif H. Olsen, Citibank of New York City.

Hearings continue tomorrow.

RHODE ISLAND INDIAN CLAIMS

Joint Hearing: On Tuesday, June 20, Senate Select Committee on Indian Affairs and House Interior and Insular Affairs Subcommittee on Indian Affairs and Public Lands concluded joint hearings on S. 3153 and H.R. 12860, to settle Indian land claims within the State of

Rhode Island and Providence Plantations, after receiving testimony from Senators Pell and Chafee; Representative Beard of Rhode Island; Leo M. Krulitz, Solicitor, Department of the Interior; Lt. Governor Thomas L. Diluglio, Eric R. Jankel, Executive Assistant to the Governor, Edward P. Manning, Speaker of the General Assembly, and William G. Brody, Special Assistant to the Attorney General, all of the State of Rhode Island; Robert McLean, Town Council, Charlestown, Rhode Island; James A. Jackson and Normand Benoit, Providence; Donald Quinn, Boston; and Thomas N. Tureen, Ferris Dove, Ella Thomas, and Eric Thomas, all representing the Narragansett Tribe.

ENERGY POLICY

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 5037, to establish a comprehensive National Energy Conservation Policy, but did not complete action thereon and recessed subject to call.

FARM CREDIT

Conferees on Tuesday, June 20, and today, continued to resolve the differences between the Senate- and House-passed versions of H.R. 11504, to improve Federal credit assistance programs for farmers, ranchers, and rural communities and businesses, but did not complete action thereon and will meet again on Monday, June 26.

Thursday, June 22, 1978

Senate

Chamber Action

Routine Proceedings, pages 18389–18522

Bills Introduced: Nineteen bills and four resolutions were introduced, as follows: S. 3214–3232; and S. Res. 486–489. Pages 18401–18402, 18435–18436, 18457–18458

Bills Reported: Reports were made as follows:

S.J. Res. 133, authorizing the President to proclaim September 24, 1978, as "National Good Neighbor Day" (S. Rept. 95–942).

S. 1006, a private relief bill, with an amendment (S. Rept. 95–943).

S. 1562, a private relief bill (S. Rept. 95–944).

S. Con. Res. 90, to print additional copies of Volumes 1 and 2 of Committee on Environment and Public Works' print entitled "A Legislative History of the Water Pollution Control Act Amendments of 1972" (S. Rept. 95–945).

S. Res. 478, requesting an additional $75,000 for expenses of Committee on Appropriations (S. Rept. 95–946).

H. Con. Res. 441, to print additional copies of the House report of the 94th Congress entitled "New Perspectives in Health Care for Older Americans" (S. Rept. 95–947).

H. Con. Res. 561, to print as a House document a revised edition of the information folder entitled "The United States Capitol" (S. Rept. 95–948).

H. Con. Res. 555, to approve proposed extension of nondiscriminatory tariff treatment (most favored nation) of products from Hungary (S. Rept. 95–949).

Special Report of Committee on Finance on allocation of spending responsibility as set forth in the first Congressional resolution on the budget for fiscal year 1979 (S. Rept. 95–950).

S. Res. 474, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2635, to authorize the disposal of certain materials from the national and supplemental stockpiles (S. Rept. 95–951).

S. Res. 487, authorizing $200,000 for supplemental expenditures by Committee on Finance for inquiries and investigations (referred to Committee on Rules and Administration without written report).

S. Res. 488, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 11005, authorizing funds for the International Trade Commission for fiscal year 1979 without written report (referred to Committee on the Budget). Pages 18433–18434

Bills Passed:

Death of former Senator Payne: Senate agreed to S. Res. 486, expressing the regrets of the Senate on the announcement of the death of former Senator Frederick G. Payne, of Maine. Pages 18401–18402

Customs Reform: Senate insisted on its amendments to H.R. 8149, proposed Customs Procedural and Simplification Act of 1978, agreed to conference with the House, and appointed as conferees Senators Long, Talmadge, Ribicoff, Harry F. Byrd, Jr., Nelson, Moynihan, Curtis, Hansen, Packwood, and Roth. Pages 18419–18420

Labor Reform: Senate continued consideration of H.R. 8410, to amend the National Labor Relations Act so as to strengthen the remedies and expedite the procedures under such Act. By 53 yeas to 45 nays, three-fifths of the Senators duly chosen and sworn not voting in the affirmative, Senate failed to agree to motion to close further debate on pending Robert C. Byrd amendment No. 2445, in the nature of a substitute. Page 18393

By unanimous consent the bill (as reported) was then recommitted to Committee on Human Resources with the understanding that if and when it is reported back to the Senate it will be made the pending business, but in no event prior to July 15, 1978. Page 18399

Pages 18393–18400

United States-United Kingdom Tax Convention: Senate began consideration of Convention between the United States and the United Kingdom and Northern Ireland for the Avoidance of Double Taxation (Exec. K, 94th Cong., 2d sess.), and the treaty was then considered as having passed through its various parliamentary stages up to and including presentation of resolution of ratification.

Pending at recess was Church reservation No. Ex. 1, to the resolution of ratification, to provide that Article 9, paragraph 4 of the convention shall not apply to any political subdivision or local authority of the United States. By unanimous consent it was agreed that vote on this reservation will occur at 11:25 a.m. on Friday, June 23, to be followed by vote (if ordered) on a Kennedy reservation, to be followed by vote on resolution of ratification to the convention and two protocols, en bloc.

Pages 18400–18430

Presidential Messages: Senate received messages from the President as follows:

Transmitting his plans for a National Earthquake Hazards Reduction Program—referred to Committee on Commerce, Science, and Transportation (PM–184);

Transmitting the annual report of the National Institute on Building Sciences—referred to Committee on Banking, Housing, and Urban Affairs (PM–185); and

Urging the Congress to avoid inclusion of legislative veto provisions in legislation—referred jointly to all committees having legislative jurisdiction (PM–186).

Pages 18431–18432

Treaty Reported: Treaty between the United States and Bolivia on the Execution of Penal Sentences (Exec. G, 95th Cong., 2d sess.) was reported (Exec. Rept. 95–22). Page 18435

Confirmation: Senate confirmed the nomination of Warren D. Manshel, of New York, to be Ambassador to Denmark. Page 18522

Nominations: Senate received the following nominations:

Robert H. McFarland, of Mississippi, to be U.S. district judge for the district of the Canal Zone; and

One Army and two Air Force nominations in the rank of General. Page 18522

Bills Referred: Several House-passed bills were referred to appropriate Senate committees.

Page 18433

Also, S. 3085, to extend the special supplementary child food programs, was referred to Committee on Appropriations for 15 calendar days, exclusive of days on which the Senate is not in session. Page 18433

Messages From the House: Pages 18432–18433

Pages 18458–18471

Amendments Submitted for Printing:

Communications: Page 18433

Statements on Introduced Bills: Pages 18436–18456

Additional Statements: Pages 18472–18513

Record Vote: One record vote was taken today.

Page 18398

Recess: Senate met at 1:30 p.m. and, as a further mark of respect for the memory of the late former Senator Payne, recessed at 6:26 p.m. Page 18522

Committee Meetings

APPROPRIATIONS—LABOR/HEW

Committee on Appropriations: Subcommittee approved for full committee consideration with amendments H.R. 12929, making appropriations for fiscal year 1979 for the Departments of Labor and Health, Education, and Welfare.

FULL EMPLOYMENT

Committee on Banking, Housing, and Urban Affairs: Committee resumed markup of S. 50, the Full Employment and Balanced Growth Act, but did not complete action thereon and will meet again on Tuesday, June 27.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Robert Pitofsky, of Maryland, to be a member of the Federal Trade Commission, after the nominee, who was introduced by Senator Sarbanes, testified and answered questions on his own behalf.

ALASKA NATIONAL LANDS

Committee on Energy and Natural Resources: Committee began consideration of the following bills which designate or add certain lands in Alaska to the National Parks, National Wild and Scenic Rivers, and National Wilderness Preservations Systems—S. 499, 1500, 1546, 1787, 2465, 2944, 3016, and H.R. 39—but did not complete action thereon and will meet again on Wednesday, June 28.

COMMITTEE BUSINESS

Committee on Environment and Public Works: Committee ordered favorably reported the following business items:

S. 2801, designating the building known as the Ozark National Forest Headquarters Building in Russellville, Arkansas, as the "Henry R. Koen Forest Service Building";

H.R. 12138, naming the Federal building located at 2400 Avila Road, Laguna Niguel, California, as the "Chet Holifield Building";

H.R. 4270, designating the Federal building and U.S. Courthouse in Hato Rey, Puerto Rico, the "Federico Degetau Federal Building";

An original bill naming Papillion Lake in Nebraska the "Standing Bear Lake";

An original joint resolution directing the Administrator of General Services to study the "Pension Building" as a possible home for the National Museum of the Building Arts, Washington, D.C.;

An original bill authorizing $14 million for administrative expenses of local public works programs; and

The nomination of James W. Yancey, of Arkansas, to be a member of the Mississippi River Commission.

Committee also approved prospectuses for repair and alteration of Union Station, Nashville, Tennessee.

Committee continued consideration of S. 1493, to provide financial and technical assistance to States, local governments, and Indian tribes to manage impacts caused by energy development, but did not complete action thereon and will meet again on Tuesday, June 27.

COMMITTEE BUSINESS

Committee on Finance: Committee ordered favorably reported the following measures:

H.R. 4007, designating the home of a State legislator for income tax purposes, with an amendment in the nature of a substitute. The amendment would extend certain provisions of Public Law 94-236 to allow New York City pension funds to purchase bonds from the City of New York, and to make permanent the authorization for Federal matching funds for nonwelfare families under the Social Security Act. The original substance of H.R. 4007 was incorporated in Public Law 95-258;

S. Res. 475, expressing Senate disapproval of the proposed Internal Revenue Service reorganization involving the elimination of certain positions in twelve of the smallest district offices, and

An original resolution requesting an additional $200,000 for committee consultants to study the potential benefits and costs of the Multilateral Trade Negotiations.

DOLLAR DECLINE

Committee on Foreign Relations: Subcommittee on Foreign Economic Policy held hearings on the decline of the dollar, receiving testimony today on recent actions taken by the steel and auto industries and the effect of such actions on the U.S. economy. Witnesses heard were William Nordhaus, Member, Council on Economic Advisers; Alan Wm. Wolff, Deputy Special Representative for Trade Negotiations; John Deaver, Ford Motor Co., Dearborn, Michigan; Robert W. Crandall, Brookings Institution, Washington, D.C.; and James F. Collins, American Iron and Steel Institute, Washington, D.C.

Subcommittee recessed subject to call.

GSA CONTRACT FRAUD

Committee on Governmental Affairs: Subcommittee on Federal Spending Practices and Open Government began hearings to examine alleged abuses in the General Services Administration's contracting and procurement divisions, receiving testimony from William A. Clinkscales, Chief, Criminal Division, Office of Investigation, Howard R. Davia, Director, Office of Audits, and Vincent Alto, Acting Inspector General, all of the General Services Administration; and Robert Lowery, Wibco, Inc., accompanied by Thomas Holland, both of Washington, D.C.

Hearings continue tomorrow.

CITIZEN'S PRIVACY PROTECTION

Committee on the Judiciary: Subcommittee on the Constitution began hearings on S. 3162 and 3164, bills to secure and protect the freedom of individuals from unwarranted intrusions by persons acting under color of law, receiving testimony from Senators Dole and Heinz; Representatives Drinan, Jacobs, and Quayle; Philip Heyman, Assistant Attorney General-Designate, Criminal Division, Department of Justice; Robert Lewis, Freedom of Information Committee, Sigma Delta Chi, Washington, D.C.; Paul Davis, Radio-Television News Directors Association, Champaign, Illinois; William Small, Columbia Broadcasting System, New York City; and Professor Sam Dash, Georgetown University Law Center, Washington, D.C.

Hearings were recessed subject to call.

COMPUTER SYSTEMS PROTECTION

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures continued hearings on S. 1766, making it a Federal crime to use a Government-owned computer for fraudulent or illegal purposes, receiving testimony from Donald Scantlebury, Director, Financial and General Management Studies Division, General Accounting Office; Jervis Finney, Baltimore; Donn Parker, Stanford Research Institute, Menlo Park, California; Susan Nycum, National Science Foundation, San Francisco; and Robert P. Abbott, Electronic Data Processing Audit Control, Oakland, California.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Select Committee on Ethics: Committee held a business meeting where it took the following actions:

(1) Agreed that an employee working in the district office of a Senator could remain in the employ of such Senator while seeking election to public office as long as the duties of that employee are not in conflict with duties performed in the Senator's office. The committee reminded the Senator that he is responsible for determining that no conflict exists;

(2) Agreed that a certain Senate employee could accept travel expenses and an honorarium from a foreign organization in connection with a seminar on unemployment, but an employee could not accept an invitation for a fishing trip at the expense of a foreign government, since that would be considered a gift under Senate Rule 43; and

(3) Agreed that a certain Senator was found not to be a candidate under Senate Rule 48, since his was the only name on the ballot and no write-in candidates are allowed.

Committee will meet again on Thursday, June 29.

SMALL BUSINESS BILLS

Select Committee on Small Business: Committee began consideration of H.R. 11318, to amend and extend through fiscal year 1980 authorizations for the SBA; S. 836, to improve the surety bond program provided by the Small Business Investment Act; S. 2156, the proposed Minority Enterprise Venture Capital Act; and S. 3179, to create a small business and capital ownership development program, but did not complete action thereon and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 30 public bills, H.R. 13238-13267; 1 private bill, H.R. 13268; and 16 resolutions, H.J. Res. 1014-1023, H. Con. Res. 648-651, and H. Res. 1247 and 1248 were introduced. Pages 18599-18601

Reports Filed: Reports were filed as follows:

Report of the Committee on Government Operations entitled "Allocation of Budget Totals by Program" (H. Rept. 95-1316);

Report entitled "General Accounting Office Services to Congress" (H. Rept. 95-1317); and

H. Res. 1247, waiving certain points of order and providing certain procedures during consideration of H.R. 12931, making appropriations for Foreign Assistance and related programs for the fiscal year ending September 30, 1979 (H. Rept. 95-1318). Page 18599

Committee To Sit: Committee on Merchant Marine and Fisheries received permission to sit today during proceedings of the House under the 5-minute rule. Page 18523

Presidential Messages: Received and read the following messages from the President:

Earthquake hazards reduction: Transmitting a plan for a National Earthquake Hazards Reduction Program—referred to the Committees on Interior and Insular Affairs and Science and Technology; and

Building sciences: Transmitting the annual report of the National Institute of Building Sciences—referred to the Committee on Banking, Finance and Urban Affairs. Page 18524

Agriculture Appropriations: By a yea-and-nay vote of 326 yeas to 59 nays, Roll No. 485, the House passed H.R. 13125, making appropriations for Agriculture, Rural Development, and Related Agencies programs for the fiscal year ending September 30, 1979.

Rejected a motion to recommit the bill to the Committee on Appropriations.

By a yea-and-nay vote of 369 yeas to 5 nays, Roll No. 481, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

An amendment that prohibits use of funds to finance assistance to Korea under the Food for Peace Program (agreed to by a recorded vote of 273 ayes to 125 noes with 1 voting "present", Roll No. 483); and

An amendment that prohibits use of funds to pay expenses of parties intervening in regulatory proceedings before the Department of Agriculture, the Food and Drug Administration, or the Commodity Futures Trading Commission.

A point of order was sustained against language appropriating $1.5 million for payments pursuant to the Farmer-to-Consumer Direct Marketing Act of 1976.

Rejected:

An amendment that sought to reduce the appropriation for the food stamp program by $290 million (rejected by a recorded vote of 194 ayes to 201 noes, Roll No. 482); and

An amendment that sought to reduce total appropriations not required by law by 2 percent, excluding the appropriations for the Agricultural Research Service, Cooperative State Research Service, and the Extension Service (rejected by a recorded vote of 189 ayes to 201 noes, Roll No. 484). Pages 18524-18568

Solar Power Satellite Program: By a yea-and-nay vote of 267 yeas to 96 nays with 1 voting "present", Roll No. 486, the House passed H.R. 12505, to provide for a research, development, and demonstration program to determine the feasibility of collecting in space solar energy to be transmitted to Earth and to generate electricity for domestic programs.

Agreed to a clarifying amendment that strikes language referring to the consideration of nuclear concepts in preparing technology assessments. Pages 18568-18582

Adjournment: Adjourned at 5:51 p.m.

Committee Meetings

DOD'S POLICIES ON NATO

Committee on Armed Services: Special Subcommittee on NATO Standardization, Interoperability and Readiness continued hearings on the application of the Defense Department's policies for increasing standardization and interoperability in NATO. Testimony was

heard from Under Secretary of Defense for Research and Engineering William J. Perry.

ENFORCER AIRCRAFT

Committee on Armed Services: Subcommittee on Research and Development held a hearing on Enforcer aircraft. Testimony was heard from J. Lynn Helms, President, Piper Aircraft Corporation, Lock Haven, Pennsylvania.

KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr. continued hearings in executive session.

SAFE BANKING ACT

Committee on Banking, Finance and Urban Affairs: Continued markup of H.R. 13088, Safe Banking Act, and will resume on Monday, June 26.

NONFUEL MINERALS POLICY STUDY

Committee on Interior and Insular Affairs: Held an oversight hearing on the nonfuel minerals policy study with testimony from Secretary of the Interior Andrus.

UNDOCUMENTED WORKERS

Committee on International Relations: Subcommittee on Inter-American Affairs continued hearings on undocumented workers with testimony from public witnesses.

HOSPITAL COST CONTAINMENT ACT

Committee on Interstate and Foreign Commerce: Continued markup of H.R. 6575, Hospital Cost Containment Act, and will resume on Tuesday, June 27.

DRUG REGULATION REFORM ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued hearings on H.R. 11611, Drug Regulation Reform Act, with testimony from public witnesses.

Hearings continue tomorrow.

SUBSTITUTE PRESCRIPTION DRUG ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance held a hearing on H.R. 1963, Substitute Prescription Drug Act. Testimony was heard from Representative Murphy of New York, and public witnesses.

AMATEUR SPORTS ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued hearings on S. 2727 and H.R. 12626, Amateur Sports Act. Testimony was heard from Senator Stevens; and representatives of U.S. Olympic Committee; National Governing Bodies; Athletes Advisory Council; National Association of Intercollegiate Athletics; Association of Inter-Collegiate Athletics For Women; National Association of Secondary School Principals; and Real Sports, Inc.

RETENTION OF CITIZENSHIP—
CITIZENSHIP TO JEFFERSON F. DAVIS

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law met and approved for full committee action a clean bill in lieu of H.R. 9637, to repeal certain sections of title III of the Immigration and Nationality Act; and

A clean resolution in lieu of H.J. Res. 258, to restore posthumously full rights of citizenship to Jefferson F. Davis; and acted on private bills.

FOREIGN INTELLIGENCE SURVEILLANCE ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice held a hearing on H.R. 7308, Foreign Intelligence Surveillance Act of 1978. Testimony was heard from Attorney General Griffin B. Bell; Representatives McClory, and Murphy of Illinois; and William E. Colby, former director of the Central Intelligence Agency.

Hearings continue Wednesday, June 28.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued markup of H.R. 6869 and 2311, revision of the Criminal Code, and will resume on Tuesday, June 27.

MERCHANT MARINE MISCELLANY

Committee on Merchant Marine and Fisheries: Met and ordered reported favorably to the House the following measures:

H.R. 13235, a private bill;

H.R. 9998 amended, to providefor the regulation of rates or chargesby certain state-owned carriers in the foreign commerce of the United States;

A clean bill in lieu of S. 682, to amend the Ports and Waterways Safety Act of 1972; and

A clean bill in lieu of H.R. 12805, to regulate the acquisition by foreign fishing vessels, for processing at sea, of fish harvested by United States fishing vessels.

INTERNATIONAL DEMAND REDUCTION

Select Committee on Narcotics Abuse and Control: Held a hearing on international demand reduction, hearing testimony from Mathea Falco, State Department; and Robert DuPont, Director, NIDA.

CIVIL SERVICE REFORM

Committee on Post Office and Civil Service: Continued markup of H.R. 11280, Civil Service reform, and will resume on Friday, June 23.

WATER RESOURCES DEVELOPMENT ACT

Committee on Public Works and Transportation: Subcommittee on Water Resources continued hearings on H.R. 13059, Water Resources Development Act. Testimony was heard from Members of Congress and public witnesses.

Hearings continue Tuesday, June 27.

FOREIGN ASSISTANCE APPROPRIATIONS

Committee on Rules: Granted a rule waiving all points of order against designated provisions of the bill for failure to comply with the provisions of clauses 2 and 6 of Rule XXI; providing it shall be in order to consider the following amendment to the bill if offered by Representative Young of Florida, and waiving all points of order against the amendment:

"On page 23, after line 19 insert the following new section: "Sec. 510. The President shall direct the United States Governor of the International Bank for Reconstruction and Development, the United States Governor of the International Finance Corporation, the United States Governor of the International Development Associatio, the United States Governor of the Inter-American Development Bank, the United States Governor of the Asian Development Bank, and the United States Governor of the African Development Fund, to propose and seek adoption of an amendment to the Articles of Agreement for their respective institutions to establish human rights standards to be considered in connection with each application for assistance.' "

On H.R. 12931, Foreign Assistance and Related Programs Appropriation Bill, 1979. Testimony was heard from Chairman Mahon and Representatives Long of Maryland, Michel and Young of Florida.

NOAA ORGANIC ACT

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere held a hearing on H.R. 9708, National Oceanic and Atmospheric Administration Organic Act. Testimony was heard from Dr. Louis J. Battan, Member, National Advisory Committee on Oceans and Atmosphere; Dr. Robert M. White, Chairman, National Climate Board, National Academy of Sciences; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met for consideration of committee business.

LEASE OF PROPERTY

Committee on Veterans' Affairs: Subcommittee on Medical Facilities and Benefits held a hearing on lease of property at VA hospital in North Chicago. Testimony was heard from Representative McClory; Mayor Kukla of North Chicago; and public witnesses.

MEDICARE PROGRAM

Committee on Ways and Means: Subcommittee on Health continued hearings on amendments to the Medicare program with testimony from Members of Congress and public witnesses.

Joint Committee Meetings

ECONOMIC CHANGE

Joint Economic Committee: Committee concluded hearings on economic change, after receiving testimony from Kenneth E. Boulding, University of Colorado, Boulder; Tilford C. Gaines, Manufacturers Hanover Trust Co., New York City; F. Thomas Juster, University of Michigan, Ann Arbor.

OCS

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf, but did not complete action thereon and will meet again on Tuesday, June 27.

Friday, June 23, 1978

Senate

Chamber Action

Routine Proceedings, pages 18640–18792

Bills Introduced: Ten bills and two resolutions were introduced, as follows: S. 3233–3242; and S. Res. 490 and 491. **Pages 18720–118722, 18727**

Bills Reported: Reports were made as follows:

H.R. 12426, authorizing funds for long-term loan guarantees to New York City, with an amendment, together with additional views (S. Rept. 95–952).

S. Res. 244, calling for Treasury Department study of Federal retirement systems, with an amendment (S. Rept. 95–953).

Special Report of Committee on Appropriations entitled "Allocation to Subcommittees of Budget totals from the first concurrent resolution for fiscal year 1979" (S. Rept. 95–954). **Page 18727**

Bills Passed:

Transportation appropriations: By 55 yeas to 15 nays, Senate passed H.R. 12933, making appropriations for the Department of Transportation and related agencies for fiscal year 1979, after agreeing to committee amendments en bloc, and taking action on other amendments proposed thereto, as follows: **Page 18670**

Agreed:

(1) Melcher amendment No. 3036, to bar the use of funds for Facilities and Equipment (Airport and Airway Trust Fund) for the purpose of reducing hours of service at flight service stations; Page 18700

(2) Pearson unprinted amendment No. 1336, to appropriate $2.6 million for the Clinton Parkway, Kansas; Page 18699

(3) Melcher unprinted amendment No. 1338, designed to require that the Department of Transportation prevent the spread of Hoof and Mouth disease in the construction of the Darien Gap highway. Page 18705

Rejected:

(1) By 26 yeas to 44 nays Lugar unprinted amendment No. 1337, reducing from $1.25 billion to $1.08 billion funds for Urban Discretionary Grants. Page 18702

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Bayh, Magnuson, Stennis, Robert C. Byrd, Eagleton, Johnston, Case, Young, Mathias, and Weicker.

Page 18709
Pages 18670, 18695–18709

Supplemental Appropriations: Senate passed H.J. Res. 945, making urgent supplemental appropriations for the Black Lung Program, Emergency Rail Transportation, and emergency school aid, after agreeing to committee amendments, and the following amendments proposed thereto: Page 18713

(1) Magnuson (for Hollings) unprinted amendment No. 1339, to provide a supplemental appropriation of $3,788,000 to carry out local public works employment programs of the Department of Commerce; and

Page 18715

(2) Magnuson (for DeConcini) unprinted amendment No. 1340, extending until August 1, 1978, deadline for application under the emergency school aid program of the Department of HEW. Page 18716

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Magnuson, Robert C. Byrd, Proxmire, Hollings, Eagleton, Young, Brooke, and Weicker. Page 18717

Page 18713–18717

National Brotherhood Day: Senate passed without amendment and cleared for the President H.J. Res. 995, designating June 25, 1978, as "National Brotherhood Day". Page 18722

Death of Representative Allen: Senate agreed to S. Res. 490, expressing the regrets of the Senate on the announcement of the death of Representative Clifford R. Allen. Page 18720

Court material: Senate agreed to S. Res. 491, authorizing the production of certain materials and the giving of testimony in the cases of *United States* v. *Robert Berrellez* and *United States* v. *Edward J. Gerrity, Jr.*

Pages 18721–18722

Calendar Bills: Senate took from the calendar and passed the following five measures:

National Good Neighbor Day: S.J. Res. 133, authorizing the President to proclaim September 24, 1978, as "National Good Neighbor Day";

Printing: S. Con. Res. 90, to print additional copies of Volumes 1 and 2 of Committee on Environment and Public Works' print entitled "A Legislative History of the Water Pollution Control Act Amendments of 1972";

Printing: H. Con. Res. 441, to print additional copies of the House report of the 94th Congress entitled "New Perspectives in Health Care for Older Americans";

Printing: H. Con. Res. 561, to print as a House document a revised edition of the information folder entitled "The United States Capitol"; and

Budget Act waiver: S. Res. 474, waiving section 402 (a) of the Congressional Budget Act with respect to Senate consideration of S. 2635, to authorize the disposal of certain materials from the national and supplemental stockpiles. Pages 18717–18718

United States-United Kingdom Tax Convention: By 49 yeas to 32 nays, two-thirds of the Senators present and voting not having voted in the affirmative, Senate failed to agree to resolution of ratification of Convention between the United States and the United Kingdom and Northern Ireland for the Avoidance of Double Taxation (Exec. K, 94th Cong., 2d sess.), and two protocols (Exec. Q, 94th Cong., 2d sess., and Exec. J, 95th Cong., 1st sess.).

Page 18651

Prior to this action Senate, by 34 yeas to 44 nays, rejected Church reservation No. 1 (to the resolution of ratification), making inapplicable to any political subdivision or local authority of the United States provisions of Article 9, paragraph 4, to limit the States' ability to tax foreign corporations investing in the United States.

Page 18670

Subsequently, Senate reconsidered the votes by which the resolution of ratification and the Church reservation were rejected, and by unanimous consent it was then agreed that a vote occur at 10 a.m. on Tuesday, June 27, on such resolution of ratification, with two protocols thereto, with proviso that the Church reservation is considered as included in the resolution of ratification.

Page 18709
Pages 18651–18670, 18709–18712

Exchange Stabilization Fund: Senate agreed to the House amendment with amendments to S. 2093, to bar availability of moneys in the Exchange Stabilization Fund for payment of administrative expenses of the Treasury Department. Senate amendments are embodied in Stevenson unprinted amendments No. 1335, en bloc. Pages 18671–18672

Environmental Protection Agency: Senate insisted on its amendments to H.R. 11302, authorizing funds for fiscal year 1979 for research and development programs of the Environmental Protection Agency, and agreed to a conference with the House, and appointed as conferees Senators Culver, Muskie, Hart, Wallop, and McClure. Page 18706

John L. McClellan Hospital: Senate agreed to House amendments to S. 2351, to name the new Veterans' Administration Hospital in Little Rock, Arkansas, the John L. McClellan Hospital, thereby clearing the measure for the President. Page 18722

Presidential Message: Senate received a message from the President transmitting a report on progress which has been made during the last 60 days toward a negotiated settlement on Cyprus—referred to Committee on Foreign Relations (PM-187). Page 18723

Unanimous Consent Agreements: By unanimous consent it was agreed that when Senate proceeds to consider the following measures, time for debate in connection therewith be limited as indicated:

H.R. 12930, making appropriations for the Treasury Department and Postal Service for fiscal year 1979—two hours on the bill; one hour on amendments in the first degree; and 30 minutes on amendments in the second degree;

S. 2450, authorizing funds for fiscal years 1979–1981 for Community Mental Health Centers and for biomedical research—one hour on the bill; 30 minutes on amendments;

S. 2579, to establish a President's Commission for the Protection of Human Subjects of Biomedical and Behavioral Research—two hours on the bill; one hour on amendments in the first degree; and 30 minutes on amendments in the second degree;

S. 2466, to establish a National Institute for Health Care Research—two hours on the bill; one hour on amendments in the first degree; and 30 minutes on amendments in the second degree;

S. 2549, authorizing funds for fiscal years 1979 and 1980 for the National Science Foundation—two hours on the bill; one hour on amendments in the first degree; and 30 minutes on amendments in the second degree.

Pages 18718–18719

Joint Referrals:

Antiterrorism Act: By unanimous consent it was agreed that S. 2236, to strengthen Federal programs and policies for combating international and domestic terrorism, be jointly referred to Committees on Foreign Relations and Commerce, Science, and Transportation for a period not to extend beyond July 10, and at the conclusion of this period the bill be referred to Select Committee on Intelligence, under the provisions of S. Res. 400 (94th Cong., 2d sess.). Page 18724

Postal Service: By unanimous consent it was agreed that S. 3229, to improve the organizational structure of the U.S. Postal Service, to provide authorization for funds to maintain the public service functions of the U.S. Postal Service, and to provide a reduced rate for certain individuals, be jointly referred to Committees on Governmental Affairs and Commerce, Science, and Transportation, with the latter committee to consider only Section 10, and if and when Committee on Governmental Affairs orders the measure reported, the Committee on Commerce, Science, and Transportation must also report the measure. Page 18724

Spouse Retirement and Survivor Benefits: By unanimous consent it was agreed that S. 3230, to provide that a former spouse of a Federal employee who had been married to such employee for ten years or more be entitled to a portion of such employee's annuity and to a portion of the annuity of any surviving spouse of such employee, and to provide the same settlements to former spouses of members of the Foreign Service, be jointly referred to Committees on Governmental Affairs and Foreign Relations. Page 18724

Bills Referred: Two House-passed bills were referred to appropriate Senate committees. Page 18724

Bills Held at Desk: H.J. Res. 1007, Pacific/Asian American Heritage Week, and H.R. 12988, Deep Seabed Mineral Resources, were ordered to be held at the desk.

Page 18722

Messages From the House: Pages 18723–18724

Amendments Submitted for Printing:

Pages 18749–18751

Communications: Pages 18724–18725

Statements on Introduced Bills: Pages 18728–18748

Additional Statements: Pages 18751–18789

Confirmations: Senate confirmed the following nominations:

Anita M. Miller, of California, to be a member of the Board of Trustees of the Harry S Truman Scholarship Foundation;

Adolph Dubs, of Maryland, to be Ambassador to Afghanistan;

Frederic L. Chapin, of New Jersey, to be Ambassador to Ethiopia;

William H. Gleysteen, Jr., of Pennsylvania, to be Ambassador to the Republic of Korea;

Morton I. Abramowitz, of Massachusetts, to be Ambassador to Thailand;

The following persons to be members of the Board of Directors of the Overseas Private Investment Corporation: James M. Friedman, of Ohio; Richard R. Swann, of Florida; and Edward L. Marcus, of Connecticut;

2 4 3 0 J A 1 9 / O C 1 4 7

Mary Johnson Lowe, to be U.S. district judge for the southern district of New York;

Shane Devine, to be U.S. district judge for the district of New Hempshire;

Philip B. Heymann, of Massachusetts, to be an Assistant Attorney General;

Rufus E. Thompson, to be U.S. attorney for the district of New Mexico;

Paul F. Murray, to be U.S. attorney for the district of Rhode Island; and

Donald C. Lubick, of Maryland, to be an Assistant Secretary of the Treasury. Page 18792

Record Votes: Four record votes were taken today.

Pages 18670, 18705, 18709

Recess: Senate met at 9:30 a.m. and, as a further mark of respect for the memory of the late Representative Allen and in accordance with S. Res. 490, recessed at 4:19 p.m. until 9 a.m. Page 18792

Committee Meetings

COMPETITION IN BANKING

Committee on Banking, Housing, and Urban Affairs: Committee resumed hearings on S. 72, to restrict the activities in which registered bank holding companies may engage, and to control the acquisition of banks by holding companies and other banks, receiving testimony from Edward H. Aiken, National Association of Professional Insurance Agents, Joel A. Shapiro, National Association of Life Underwriters, Thomas E. Wilson, Independent Insurance Agents of America, John J. Gardner, National Society of Public Accountants, and James D. McKevitt, National Federation of Independent Business, all of Washington, D.C.

Hearings were recessed subject to call.

SOLAR REPORT

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development held hearings to receive testimony on and to review the solar report of the Office of Technology Assessment from the Director of the OTA, Dr. Russell W. Peterson.

Subcommittee recessed subject to call.

GSA CONTRACT FRAUD

Committee on Governmental Affairs: Subcommittee on Federal Spending Practices and Open Government continued hearings to examine alleged abuses in the General Services Administration's contracting and procurement divisions, receiving testimony from James B. Shea, Jr., Commissioner, and David R. Dibner, Assistant Commissioner, both of the Public Buildings Service, Frank J. Carr, Commissioner, Automatic Data Teleprocessing Service, Jay H. Bolton, Deputy Commissioner, Federal Supply Service, Ronald Royal, Assistant Director for Civil Crisis Preparedness, Jerome Stolarow, Deputy Director for Procurement and Systems Acquisition Division, Bertrand G. Berube, Deputy Associate Commissioner, Project Management Office, Frances P. Clark, Chief of the Management Planning Branch, Peter Mollica, Special Assistant to the Deputy Administrator, and Joel W. Solomon, Administrator, all of the General Services Administration; and Lester A. Fettig, Administrator, Office of Federal Procurement Policy.

Hearings were recessed subject to call.

CUSTOMS COURTS ACT

Committee on the Judiciary: Subcommittee on Improvements in Judicial Machinery held hearings on S. 2857, to clarify and revise provisions of the U.S. Code regarding judicial review of international trade matters, receiving testimony from Barbara Babcock, Assistant Attorney General, Civil Division, accompanied by David Cohen, Chief, Customs Section, both of the Department of Justice; Edward D. Re, Chief Judge, U.S. Customs Court, New York City; Thaddeus Rojek, Chief Counsel, U.S. Customs Service, Department of the Treasury; Michael H. Stein, U.S. International Trade Commission; Robert E. Herzstein, American Bar Association, Washington, D.C., accompanied by Joseph Kaplan, American Bar Association, New York City; Simon Katz, accompanied by Barry Nemmers, both of American Importers Associations, New York City; Leonard Meeker, Consumers Union of the United States, Inc., Washington, D.C.; and James C. Trombetta, John F. Kennedy Airport Customs Brokers Association, Inc., Jamaica, New York, accompanied by David Serko, New York City.

Hearings continue on Tuesday, June 27.

House of Representatives

Chamber Action

Bills Introduced: 13 public bills, H.R. 13269–13281; and 11 resolutions, H.J. Res. 1024–1034 were introduced.

Pages 18822–18823

Bills Reported: Reports were filed as follows:

Report of the Committee on Veterans' Affairs entitled "Report Pursuant to Section 302(b) of the Congressional Budget Act of 1974" (H. Rept. 95–1319); and

H.R. 13087, to authorize the issuance of substitute Treasury checks without undertakings of indemnity, except as the Secretary of the Treasury may require (H. Rept. 95–1320). Page 18822

Amtrak Improvement Act: By a yea-and-nay vote of 204 yeas to 89 nays, Roll No. 491, the House passed H.R. 11493, to amend the Rail Passenger Service Act to extend the authorization of appropriations for an additional fiscal year, and to provide for public consideration and implementation of a rail passenger service study.

Agreed to the committee amendment in the nature of a substitute.

Agreed to an amendment that requires the Corporation to attract and service the bulk mail needs of the Postal Service.

Rejected an amendment that sought to strike language requiring Amtrak to buy American products for any purchase exceeding $100,000 (rejected by a recorded vote of 93 ayes to 207 noes, Roll No. 488); and

Rejected an amendment, as amended, that sought to require a discontinuance hearing for any passenger train where the Federal subsidy exceeds $100 per passenger averaged over a successive twelve-month period, and that service be instituted over restructured routes after such hearing, if that route had been restructured prior to January 1, 1978 (rejected by a recorded vote of 119 ayes to 186 noes, Roll No. 489); and

An amendment that sought to have the United States Special Trade Representative advise the Secretary when it would not be in the public interest to require the Corporation to purchase American products (rejected by a recorded vote of 121 ayes to 178 noes, Roll No. 490).

Subsequently, this passage was vacated and S. 3040, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed.

The Clerk was authorized to correct section numbers, punctuation, and cross references in the engrossment of the bill. Pages 18793–18805

National Brotherhood Day: House passed H.J. Res. 995, to designate Sunday, June 25, 1978, as "National Brotherhood Day". Pages 18805–18806

Housing and Community Development: House completed all general debate and began reading for amendment on H.R. 12433, to amend and extend certain Federal laws relating to housing, community, and neighborhood development and preservation, and related programs; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Tuesday, June 28.

H. Res. 1214, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 282 yeas to 5 nays, Roll No. 492. Pages 18806–18816

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of June 28. Page 18816

Presidential Message—Cyprus Negotiations: Received and read a message from the President wherein he transmits to Congress a report describing the progress that has been made during the past sixty days toward a negotiated settlement on Cyprus—referred to the Committee on International Relations and ordered printed (H. Doc. 95–363). Pages 18816–18817

Adjournment: Adjourned at 2:12 p.m.

Committee Meetings

DRUG REGULATION REFORM ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued hearings on H.R. 11611, Drug Regulation Reform Act, with testimony from public witnesses.

ENDANGERED SPECIES ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment continued oversight hearings on the Endangered Species Act of 1973. Testimony was heard from Representative Risenhoover; and representatives of TVA; U.S. Chamber of Commerce and various associations and organizations.

Hearings continue Tuesday, June 27.

RENEWABLE OCEAN ENERGY SOURCES

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held a hearing on renewable ocean energy sources. Testimony was heard from Dr. Bennett Miller, Division of Solar, Geothermal, Electric and Storage Systems, DOE; Marvin Pitkin, Assistant Administrator for Commercial Development, Department of Commerce; and Dr. Roger H. Charlier, Department of Earth Sciences, Northeastern Illinois University.

CIVIL SERVICE REFORM

Committee on Post Office and Civil Service: Continued markup of H.R. 11280, Civil Service reform, and will resume on Tuesday, June 27.

PROGRAM REVIEW

Committee on Rules: Subcommittee on the Rules and Organization of the House held a hearing on measures to improve review of Government programs. Testimony was heard from Representatives Derrick, Gradison, and Blanchard.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session on pending business.

TAXATION OF FOREIGN EARNED INCOME

Committee on Ways and Means: Subcommittee on Miscellaneous Revenue Measures continued markup on taxation of foreign earned income, and will resume on Tuesday, June 27.

Joint Committee Meeting

PASCUA YAQUI INDIANS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 1633, to extend certain Federal benefits, services, and assistance to the Pascua Yaqui Indians of Arizona.

Monday, June 26, 1978

Senate

Chamber Action

Routine Proceedings, pages 18895–19030

Bills Introduced: Three bills and three resolutions were introduced, as follows: S. 3243–3245; and S. Res. 492–494.

Pages 18974, 18975, 18976

Bills Reported: Reports were made as follows:

H.R. 12571, to provide for the implementation of the 1978 Reciprocal Fisheries Agreement between the United States and Canada (S. Rept. 95–955).

H.R. 4007, to allow New York City pension funds to purchase New York City bonds, and to make permanent the authorization for Federal matching funds (formerly dealing with the designation for tax purposes of the home of a State legislator), with amendment (S. Rept. 95–956). (Note: Report subsequently vitiated.)

S. 3243, authorizing funds for additional administrative expenses associated with implementation of the Local Public Works Capital Development and Investment Act, as amended (S. Rept. 95–957).

H.R. 7819, complementing the Vienna Convention on Diplomatic Relations, with amendments (S. Rept. 95–958).

S. Res. 492, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 12426, authorizing funds for long-term loan guarantees to New York City (without written report—referred to Committee on the Budget).

S. Res. 494, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3243 (without written report—referred to Committee on the Budget). Page 18975

Bills Passed:

Biomedical and behavioral research: By 68 yeas to 10 nays, Senate passed S. 2579, to establish a Presidential Commission for the protection of human subjects of biomedical and behavioral research, after agreeing to committee amendments en bloc, and taking action on other amendments proposed thereto, as follows: Page 18895

Adopted:

(1) Helms amendment No. 3072, to revise the authority of the Commission to study ethical implications of testing and counseling with regard to genetic disease; Page 18906

(2) Schweiker unprinted amendment No. 1341, to make clear that any special study undertaken by the Commission shall not necessarily be considered as representing the views of the Congress; and Page 18912

(3) Helms unprinted amendment No. 1342, to assure that the Commission's membership shall be balanced fairly. Page 18912

Rejected:

(1) Helms amendment No. 3071, to eliminate proposed study of ethical implications of testing and counseling with regard to genetic disease; and Page 18902

(2) Helms amendment No. 3074, to delete provisions authorizing the Commission to study the definition of death. Page 18907

Pages 18895–18913

Mental health and biomedical research: Senate passed S. 2450, authorizing funds for fiscal years 1979–1981 for Community Mental Health Centers and for biomedical research, after agreeing to committee amendment in the nature of a substitute, which had at first been amended by adoption of: Page 18913

(1) Hatch unprinted amendment No. 1343, to give greater emphasis to treatment of families under the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act; and Page 18918

(2) Kennedy unprinted amendment No. 1344, adding a new Title IV embodying provisions of S. 2579, to establish a Presidential Commission for the protection of human subjects of biomedical and behavioral research, as passed today. Page 18920

Pages 18913–18926

International Development Assistance: Committee on Foreign Relations was discharged from the further consideration of H.R. 12222, authorizing funds for International Development Assistance programs for fiscal year 1979, and by 49 yeas to 30 nays, the bill was then passed after striking all after the enacting clause and inserting in lieu thereof text of Senate companion bill, S. 3074, to which Senate had at first taken action on proposed amendments, as follows:

Adopted:

(1) Case unprinted amendment No. 1345, of a technical nature concerning fiscal year 1979 funding for the United Nations Relief and Works Agency for Palestine refugees; Page 18940

(2) Talmadge amendment No. 2462, calling for a study to determine methods by which U.S. food assistance can be more effectively used; Page 18940

(3) Schweiker amendment No. 2793, calling for U.S. Representatives to the U.N. to promote funding of technical assistance for developing countries through the U.N. Development Program; Page 18942

(4) Sparkman (for Inouye) unprinted amendment No. 1346, to establish more precise reporting requirements to the Congressional authorizing and appropriations committees for proposed changes in loans for which provision is not made in appropriation acts. Page 18944

(5) Modified Kennedy amendment No. 2451, to separate the authorization for population and health assistance and to create a new section on health and disease prevention assistance; Page 18944

(6) Modified Kennedy amendment No. 2452, to provide assistance to disadvantaged children and orphans in Asia; Page 18946

(7) Kennedy amendment No. 2453, to establish an International Disaster Assistance Fund; Page 18948

(8) Modified Case amendment No. 3065, authorizing $2 million to assist in controlling locust plague in Africa; Page 18950

(9) By 57 yeas to 22 nays Harry F. Byrd, Jr. unprinted amendment No. 1347, providing a five percent across-the-board reduction in funding provided in the bill; Page 18951

(10) DeConcini unprinted amendment No. 1348, barring use of funds for contributions to the United Nations University; Page 18957

(11) Helms unprinted amendment No. 1349, to assure that full consideration is given to the extent of which any loan, grant, or credit is likely to have an adverse effect on U.S. employment; Page 18959

(12) Case (for Kennedy and Humphrey) amendment No. 2450, requiring President to report on steps taken to establish an African Development Foundation; Page 18960

(13) By 75 yeas to 4 nays, modified Helms unprinted amendment No. 1350, to prohibit aid to nations which are gross violators of human rights; and Page 19014

(14) Modified Helms unprinted amendment No. 1351, barring funds to any nation which allows, supports, or encourages acts of terrorism. Page 19023

Senate insisted on its amendment, requested conference with the House, and appointed as conferees Sparkman, Church, Clark, Biden, Case, Javits, and Percy. Page 19024

S. 3074 was then indefinitely postponed. Page 19024

Pages 18935–18974, 19014–19018, 19021

Appropriations Committee funding: Senate agreed to S. Res. 478, authorizing an additional $75,000 for expenses of Committee on Appropriations. Page 19007

Death of Representative Ketchum: Senate agreed to S. Res. 493, expressing the regrets of the Senate on the announcement of the death of Representative William M. Ketchum. Page 18974

Retirement systems study: Senate agreed to S. Res. 244, calling for Treasury Department study of Federal retirement systems. Pages 19026–19027

Public Lands Conservation: Senate agreed to the House amendments to the Senate amendment to H.R. 10882, authorizing funds for fiscal years 1979–1982 to carry out conservation and rehabilitation programs on military reservations and certain public lands, thereby clearing the measure for the President. Page 19007

Health Care Research Institute: By 30 yeas to 48 nays, Senate rejected S. 2466, to establish a National Institute for Health Care Research, after agreeing to committee amendment in the nature of a substitute bill, which had at first been amended by adoption of modified Schweiker amendment No. 3006, designed to assure health care needs for low income persons and members of minority groups. Pages 18926–18935, 19020

National Climate Program: Senate insisted on its amendment to H.R. 6669, to establish a national climate program, agreed to conference with the House, and appointed as conferees Senators Cannon, Magnuson, Stevenson, Pearson, and Schmitt. Page 19007

New York City Financing: By unanimous consent it was agreed that majority leader may call up at any time beginning on Wednesday, June 28, H.R. 12426, New York City financing bill. Page 18918

Executive Reports Filed: Reports were filed on the following treaties:

International Convention for the Safety of Life at Sea (Exec. O, 94th Cong., 2d sess.) (Exec. Rept. 95–23);

Protocol Relating to Intervention on the High Seas in Cases of Marine Pollution by Substances Other than Oil (Exec. L, 95th Cong., 1st sess.) (Exec. Rept. 95–24);

Reciprocal Fisheries Agreement between the United States and the United Kingdom and Northern Ireland (Exec. O, 95th Cong., 1st sess.) (Exec. Rept. 95–25); and

Convention between the United States and Soviet Union concerning the Conservation of Migratory Birds and Their Environment (Exec. K, 95th Cong., 1st sess.) (Exec. Rept. 95–26). Page 18975

Message From the House: Page 18974

Amendments Submitted for Printing: Page 18977

Statements on Introduced Bills: Pages 18975–18976

Additional Statements: Pages 18977–19007

Nominations: Senate received the following nominations:

R. Peter Straus, of New York, to be an Associate Director of the International Communication Agency;

Robert E. Hauberg, to be U.S. attorney for the southern district of Mississippi;

Clinton T. Peoples, to be U.S. marshal for the northern district of Texas; and

Four Army in the rank of General; two Navy in the rank of Admiral, and sundry nominations in the Air Force and Foreign Service. Pages 19030–19041

Record Votes: Five record votes were taken today.

Pages 19018, 19020, 19021, 19023, 19024

Recess: Senate met at 9 a.m. and recessed at 7:10 p.m.

Page 19030

Committee Meetings

APPROPRIATIONS—NUCLEAR WEAPONS PROGRAMS

Committee on Appropriations: Subcommittee on Public Works held closed hearings on proposed budget estimates for fiscal year 1979 for nuclear weapons programs of the Department of Energy, receiving testimony from Dr. Donald M. Kerr, Assistant Secretary for Defense Programs, and Major General Joseph A. Bratton (USA), Director of Military Applications, both of the Department of Energy.

Subcommittee will meet again tomorrow.

URBAN RECREATION AND RECOVERY

Committee on Energy and Natural Resources: Subcommittee on Parks and Recreation began hearings on S. 3163, authorizing the Secretary of the Interior to establish an urban park and recreation recovery program, receiving testimony from Wes Unseld, Baltimore; Willie Mays, New York City; Lt. Governor Thomas P. O'Neill III, of Massachusetts; Mayor Douglas K. DeGood of Toledo, Ohio; Russel W. Cahill, California Department of Parks and Recreation, Sacramento; Daniel Krichbaum, Detroit Recreation Department, and Harry G. Haskell, Jr., Wilmington, Delaware, representing National Recreation and Park Association.

Hearings continue tomorrow.

FOREIGN AFFAIRS—UGANDA

Committee on Foreign Relations: Subcommittee on Foreign Economic Policy resumed hearings on U.S. relations with Uganda, receiving testimony from Senator Weicker; Representative Dornan; Rauer H. Meyer, Bureau of Trade Regulations, Industry and Trade Administration, Department of Commerce; Edward Mezvinsky, U.S. Representative to the United Nations Human Rights Commission; William C. Harrop, Deputy Assistant Secretary of State for African Affairs; and Thomas Patrick Melady, Bridgeport, Connecticut.

Subcommittee recessed subject to call.

PATENT POLICY

Select Committee on Small Business: Subcommittee on Monopoly and Anticompetitive Activities resumed hearings on Federal Government patent policy, receiving testimony from Dr. Donald Fredrickson, Director, National Institutes of Health, Department of HEW; Dr. Jordan Baruch, Assistant Secretary of Commerce for Science and Technology; and Lester A. Fettig, Administrator, Office of Federal Procurement Policy, Office of Management and Budget.

Hearings were adjourned subject to call.

House of Representatives

Chamber Action

Bills Introduced: 17 public bills, H.R. 13282–13298; and 2 resolutions, H. Con. Res. 652, and H. Res. 1249 were introduced. Pages 18894–18895

Bill Reported: One report was filed as follows: H.R. 12349, to provide for the DuNoir Basin addition to the Washakie Wilderness, amended (H. Rept. 95–1321).

Page 18894

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright as Speaker pro tempore for today. Page 18851

Transportation Appropriations: House disagreed to the Senate amendments to H.R. 12933, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1979; and agreed to a conference. Appointed as conferees: Representatives McFall, Steed, Duncan of Oregon, Benjamin, Smith of Iowa, Addabbo, Yates, Evans of Colorado, Mahon, Conte, Edwards of Alabama, O'Brien, and Cederberg. Page 18853

Suspensions: House voted to suspend the rules and pass the following bills:

Reserve survivors' benefits: H.R. 11797, amended, to amend title 10, United States Code, to grant survivors of Reserves who retire for nonregular service and die before becoming entitled to retired pay eligibility for certain survivor benefits; Pages 18854–18858

Reserve enlisted members' retirement: H.R. 10341, to amend title 10, United States Code, to authorize reserve enlisted members of the Army and the Air Force to retire with twenty years of service (passed by a yea-and-nay vote of 283 yeas to 35 nays, Roll No. 493); and

Pages 18858–18859, 18864–18865

Military retirement pay recalculation: H.R. 10342, to revise the rule for recalculation of military retired or retainer pay to reflect later active duty with respect to later active duty performed between October 1, 1963, and October 1, 1973 (passed by a yea-and-nay vote of 292 yeas to 30 nays, Roll No. 494).

Pages 18869, 18865–18866

Earlier, it was made in order for the Speaker to entertain motions to suspend the rules and pass bills and resolutions on Wednesday, June 28. Page 18854

Suspension Failed: By a yea-and-nay vote of 118 yeas to 204 nays, Roll No. 495, the House failed to suspend the rules and pass S. 666, amended, to allow Federal employment preference to certain employees of the Bureau of Indian Affairs, and to certain employees of the Indian Health Service, who are not entitled to the benefits of, or who have been adversely affected by the application of, certain Federal laws allowing employment preference to Indians. Pages 18860–18864, 18866–18867

Civil Service Survivor Annuities: House cleared for the President H.R. 3755, to provide for the reinstatement of civil service retirement survivor annuities for certain widows and widowers whose remarriages occurred before July 18, 1966; by agreeing to the Senate amendment thereto. Page 18867

Survivor Annuity: House cleared for the President H.R. 3447, to amend chapter 83 of title 5, United States Code, to grant an annuitant the right to elect within one year after remarriage whether such annuitant's new spouse shall be entitled, if otherwise qualified, to a survivor annuity, and to eliminate the annuity reduction made by an unmarried annuitant to provide a survivor annuity to an individual having an insurable interest in cases where such individual predeceases the annuitant; by agreeing to the Senate amendment thereto.

Page 18867

Free Enterprise Day: House passed S.J. Res. 128, designating July 1, 1978, as "Free Enterprise Day"—clearing the measure for the President. Page 18867

National Parks: House completed all general debate and began reading for amendment on H.R. 12536, to provide for increases in appropriations ceilings, development ceilings, land acquisition, and boundary changes in certain Federal park and recreation areas; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue at a later date.

H. Res. 1243, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 311 yeas to 2 nays, Roll No. 496. Pages 18868–18886

Civil Rights Commission: House completed all general debate and began reading for amendment on H.R. 12432, to extend the Commission on Civil Rights for five years, to authorize appropriations for the Commission, and to effect certain technical changes to comply with changes in the law; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue at a later date.

H. Res. 1235, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 303 yeas to 16 nays, Roll No. 497. Pages 18886–18889

Condolence Resolution: House agreed to H. Res. 1249, expressing the condolences of the House on the death of Representative Ketchum. Subsequently, the Speaker appointed the following to serve as members of the Funeral Committee on the part of the House: Representatives Moss, Rhodes, Bob Wilson, Sisk, McFall, Johnson of California, Corman, Edwards of California, Hawkins, Leggett, Roybal, Van Deerlin, Charles H. Wilson of California, Don H. Clausen, Del Clawson, Phillip Burton, Wiggins, McCloskey, Anderson of California, Goldwater, Rousselot, Danielson, Dellums, Brown of California, Burgener, Burke of California, Moorhead of California, Ryan, Stark, Lagomarsino, John L. Burton, Hannaford, Krebs, Lloyd of California, Miller of California, Mineta, Patterson of California, Waxman, Pettis, Badham, Beilenson, Dornan, Panetta, Ullman, Pickle, Conable, Dickinson, Erlenborn, Snyder, John T. Myers, Winn, Crane, Frenzel, Hillis, Robinson, Bafalis, Holt, Martin, O'Brien, Pritchard, Shuster, Symms, Gradison, Hagedorn, and Schulze.

Page 18893

Referrals: Two Senate-passed measures were referred to the appropriate House committees. Page 18892

Adjournment: Adjourned at 4:19 p.m.

Committee Meetings

SAFE BANKING ACT

Committee on Banking, Finance and Urban Affairs: Continued markup of H.R. 13088, Safe Banking Act, and will resume tomorrow.

REORGANIZATION PLAN NO. 3—FEDERAL ACCOUNTING AND AUDITING ACT

Committee on Government Operations: Subcommittee on Legislation and National Security held hearings on Reorganization Plan No. 3, to improve Federal emergency management and assistance, hearing testimony from OMB Director James McIntyre and Representative Brinkley; and

H.R. 12171, Federal Accounting and Auditing Act, with testimony from Lawrence A. Hammond, Department of Justice.

NEWS MEDIA SEARCH WARRANTS

Committee on Government Operations: Subcommittee on Government Information and Individual Rights held a hearing on Justice Department policy concerning news media search warrants. Testimony was heard from John C. Keeney, Department of Justice; and representatives of the news media and other public witnesses.

URANIUM WASTE CLEAN-UP

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held a hearing on H.R. 12535 and related bills, Residual Radioactive Materials Act of 1978. Testimony was heard from Repre-

sentative Murphy of Pennsylvania; James Liverman, Department of Energy; a panel of Utah State and local officials; and Colorado State Department of Health.

Hearings continue tomorrow.

EXPORT LICENSING

Committee on International Relations: Subcommittee on International Economic Policy and Trade continued hearings on export licensing. Testimony was heard from Stanley J. Marcuss and William G. Barraclough, Department of State; and Dr. Ruth M. Davis and Dr. Ellen L. Frost, Department of Defense.

TAPS PROCEEDING BEFORE FERC

Committee on Interstate and Foreign Commerce: Subcommittees on Oversight and Investigations and on Energy and Power held a joint hearing on Department of Energy's intervention in the Trans Alaska Oil Pipeline (TAPS) proceeding before the Federal Energy Regulatory Commission. Testimony was heard from Department of Energy officials.

AGENCY RULEMAKING

Committee on Rules: Subcommittee on The Rules and Organization of the House continued hearings on measures dealing with congressional review of agency rules. Testimony was heard from Representatives White, Cleveland, Volkmer and AuCoin.

Joint Committee Meetings

SOVIET ECONOMY

Joint Economic Committee: Subcommittee on Priorities and Economy in Government met in closed session to receive testimony on the current state of the economy of the U.S.S.R. from Stansfield Turner, Director of Central Intelligence.

Subcommittee recessed subject to call.

FARM CREDIT

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 11504, to improve Federal credit assistance programs for farmers, ranchers, and rural communities and businesses.

Tuesday, June 27, 1978

Senate

Chamber Action

Routine Proceedings, pages 19073–19186

Bills Introduced: Five bills were introduced, as follows: S. 3246–3250. Page 19152

Bills Reported: Reports were made as follows:

S. 2399, to implement the Convention on Psychotropic Substances signed in Vienna on February 21, 1971, with amendments (S. Rept. 95–959).

S. Res. 492, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 12426, authorizing funds for long-term loan guarantees to New York City (S. Rept. 95–960). Page 19152

Bills Passed:

Treasury-Postal Service appropriations: Senate passed H.R. 12930, making appropriations for the Treasury Department, the U.S. Postal Service, the Executive Office of the President, and certain Independent Agencies for fiscal year 1979, after agreeing to committee amendments en bloc, and taking action on other proposed amendments, as follows: Page 19078

Adopted:

(1) Dole unprinted amendment No. 1352, to bar the use of any funds to enforce an oil import fee should it be imposed (motion to table was at first rejected by 39 yeas to 49 nays); Page 19083

(2) By 54 yeas to 34 nays, Roth unprinted amendment No. 1353, providing a two percent across-the-board reduction in funds provided by the bill, with the exception of Title II (cuts would amount to approximately $144 million); Page 19087

(3) Chiles unprinted amendment No. 1354, to appropriate an additional $500,000 for 25 additional auditors for the GSA; Page 19095

(4) DeConcini unprinted amendment No. 1355, barring funds to purchase goods and services the price of which have risen in excess of guidelines established by Federal Procurement Policy Memorandum of May 18, 1978; and Page 19097

(5) McClure unprinted amendment No. 1356, to restore the House-passed figure of $131.3 million for the Bureau of Alcohol, Tobacco and Firearms of the Department of the Treasury (motion to table at first rejected by 31 yeas to 61 nays); Page 19108

Rejected:

(1) By 21 yeas to 69 nays, Stevens amendment No. 3080, which would have deleted committee amendment providing a ceiling on salary increases for wage board workers during fiscal year 1979 to the 5.5 percent ceiling previously announced for general schedule employees. Page 19100

(2) Abourezk unprinted amendment No. 1357 (to McClure U.P. No. 1356), to bar payment of any pension or office staff allowance for any former President of the United States who has received a Presidential pardon for crimes committed (tabled by 89 yeas to 2 nays). Page 19117

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Chiles, Bumpers, Sasser, DeConcini, Eagleton, Young, and Weicker. Page 19124 Pages 19078–19124

Oil shale technologies: By 61 yeas to 23 nays, Senate passed S. 419, to establish a Federal program to determine the commercial viability of three oil shale retorting technologies, after agreeing to committee amendment in the nature of a substitute, on which Senate had at first taken action on proposed amendments, as follows: Page 19124

Adopted:

(1) McClure unprinted amendment No. 1359, to provide that nothing in the bill be construed as affecting in any way State law or regulations dealing with control of water and water rights; Page 19135

(2) Bellmon unprinted amendments No. 1361, which would (a) provide that if three projects are selected, one must employ an above-ground retorting technology and another an in situ process, and (b) to provide that a person participating in a program shall have nonexclusive paid-up license to any invention conceived during the course of the program; and Page 17143

(3) Haskell unprinted amendment No. 1362, to provide that contracts be contingent upon availability of such funds as authorized and appropriated in future acts. Page 17144

Rejected: By 34 yeas to 51 nays, Hansen unprinted amendment No. 1360, to allow the Secretary of Energy to use one of three alternative approaches to determine the commercial viability of surface oil shale technologies, in lieu of the mandated GOCO approach; Page 19135 Pages 19124–19150

Budget Act waiver: Senate agreed to S. Res. 456, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3067, to extend the Commission on Civil Rights. Page 19177

Civil Rights Commission: Senate passed S. 3067, to extend for three years the Commission on Civil Rights, after agreeing to Robert C. Byrd unprinted amendment No. 1363, to extend the Commission through 1981, instead of 1983, and an amendment to the title to reflect this change. Pages 19177–19184

Private bills: Senate passed S. 1006 and S. 1562, private relief bills. Pages 19184–19185

Trade with Hungary: Senate agreed to H. Con. Res. 555, to approve proposed extension of nondiscriminatory tariff treatment (most favored nation) of products from Hungary. Page 19185

Budget Act waiver: Senate agreed to S. Res. 492, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 12426, authorizing funds for long-term loan guarantees to New York City. Page 19185

United States-United Kingdom Tax Convention: By 82 yeas to 5 nays, two-thirds of the Senators present and voting having voted in the affirmative, Senate agreed to resolution of ratification of Convention between the United States and the United Kingdom and Northern Ireland for the Avoidance of Double Taxation (Exec. K, 94th Cong., 2d sess.), and two protocols (Exec. Q, 94th Cong., 2d sess., and Exec. J, 95th Cong., 1st sess.), as amended by Church reservation making inapplicable to any political subdivision or local authority of the United States provisions of Article 9, paragraph 4, to limit the States' ability to tax foreign corporations investing in the United States. Pages 19076–19078

Presidential Message: Senate received a message from the President transmitting the annual report of the Office of Alien Property, Department of Justice, for fiscal year 1976—referred to Committee on the Judiciary (PM–188). Page 19150

Motions To Reconsider: Motions were entered to reconsider votes by which the Senate on Monday, June 26, rejected S. 2466, to establish a National Institute for Health Care Research, and agreed to committee amendment in the nature of a substitute, as amended. Pages 19127, 19144

Unanimous Consent Agreement—NSF: By unanimous consent it was agreed that at 9 a.m., on Wednesday, June 28, Senate will proceed to consider S. 2549, authorizing funds for the National Science Foundation for fiscal year 1979, with certain change to the original time limitation agreement for consideration of this bill. Page 19185

Bills Referred: Two House-passed bills were referred to Committee on Armed Services. Page 19150

Message From the House: Page 19150

Amendments Submitted for Printing: Pages 19156–19158

Communications: Pages 19150–19151

Statements on Introduced Bills: Pages 19153–19155

Additional Statements: Pages 19158–19174

Nominations: Senate received the nominations of Mary S. Olmsted, of Tennessee, Ambassador to Papua New Guinea, to serve concurrently as Ambassador to the Solomon Islands; and

Three Air Force nominations, two of which are in the rank of General. Page 19186

Record Votes: Eight record votes were taken today. Pages 19076, 19090, 19096, 19108, 19120–19121, 17123, 19147

Recess: Senate met at 9:30 a.m. and recessed at 7:55 p.m. Page 19186

Committee Meetings

APPROPRIATIONS—DOE

Committee on Appropriations: Subcommittee on Public Works continued hearings on proposed budget estimates for fiscal year 1979 for the Department of Energy, receiving testimony from its Deputy Secretary, John F. O'Leary.

Subcommittee will meet again tomorrow.

DEFENSE OFFICER PERSONNEL

Committee on Armed Services: Subcommittee on Manpower and Personnel held hearings on H.R. 5503, to revise the laws which govern the management of the commissioned officer active duty force, receiving testimony from John P. White, Assistant Secretary of Defense for Manpower, Reserve Affairs, and Logistics; Major General S. M. Umstead, Jr., USAF, Deputy Assistant Secretary of Defense for Military Personnel Policy; Major General J. Milnor Roberts, USAR (Ret.), Reserve Officers Association of the U.S. and Major Gordon Fowkes, (USAR), Fairfax, Va.

Subcommittee recessed subject to call.

FULL EMPLOYMENT

Committee on Banking, Housing, and Urban Affairs: Committee resumed markup of S. 50, the Full Employment and Balanced Growth Act, but did not complete action thereon and will meet again tomorrow.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following business items:

S. 2236, to strengthen Federal programs and policies for combating international and domestic terrorism, with an amendment;

H.R. 11209, to establish and participate in the International Maritime Satellite Organization, whose purpose is to improve maritime telecommunications and safety services, with an amendment in the nature of a substitute;

H.R. 3489, to entitle the Delegates in the Congress from the District of Columbia, Guam, and the Virgin Islands, to make nominations for appointment to the Merchant Marine Academy;

H.R. 5646, to require ConRail to pay medical and life insurance premiums of employees of insolvent railroads who retired prior to the date the assets of such railroads were transferred to ConRail, with an amendment;

S. 1691, to implement the Agreed Measures for the Conservation of Antarctic Fauna and Flora of the Antarctic Treaty, with amendments;

The nominations of Henry Geller, of Virginia, to be Assistant Secretary of Commerce for Communications and Information; Robert Pitofsky, of Maryland, to be a member of the Federal Trade Commission; George S. Benton, of Maryland, to be Associate Administrator of the National Oceanic and Atmospheric Administration; eleven Coast Guard nominations, ten of which are in the rank of Admiral; and 46 routine nominations in the National Oceanic and Atmospheric Administration.

Committee will meet again on Thursday, June 29, to consider a revised version of S. 3064, to provide assistance in establishing programs for the reduction of airport and aircraft noise.

COAL LEASES

Committee on Energy and Natural Resources: Subcommittee on Energy Production and Supply held hearings on S. 2189, authorizing the Secretary of the Interior to acquire Federal coal leases or rights to Federal coal leases by purchase at fair market value, by exchange for another coal lease, or by condemnation. Witnesses heard were Guy R. Martin, Assistant Secretary of the Interior for Land and Water Resources; Harrison Loesch, representing National Coal Association, Washington, D.C.; and Donald Humphreys, representing American Mining Congress, Washington, D.C.

Hearings were recessed subject to call.

URBAN RECREATION AND RECOVERY

Committee on Energy and Natural Resources: Subcommittee on Parks and Recreation concluded hearings on S. 3163, authorizing the Secretary of the Interior to establish an urban park and recreation recovery program, after receiving testimony from William Lienesch, National Park and Conservation Association, Washington, D.C.; Linda Billings, Sierra Club, Washington, D.C.; James A. Joseph, Under Secretary of the Interior, who was accompanied by several of his associates; Vice Mayor Jessie Rettley, Newport News, Virginia, representing the National League of Cities; William B. Stafford, Special Assistant to the Mayor, Seattle; Theodore Mastroianni, Georgia Department of Parks, Libraries, and Cultural Affairs, Atlanta; Gorden Davis, Commissioner of Recreation, New York City; Jeannette Bamford, Parks Council of New York City; Orin Lehman, representing National Association of State Outdoor Recreation, Washington, D.C.; and Robert C. Weaver, National Association of Counties, Washington, D.C.

Hearings were recessed subject to call.

ENERGY DEVELOPMENT

Committee on Environment and Public Works: Committee ordered favorably reported with amendments S. 1493, to provide financial and technical assistance to States, local governments, and Indian tribes to manage impacts caused by energy development. The bill would authorize a total sum of $150 million for fiscal years 1978–1983.

PENSION SIMPLIFICATION BILLS

Committee on Finance: Subcommittee on Private Pension Plans and Employee Fringe Benefits held hearings on bills proposing a simplification in the regulation of pension plans (S. 3193 and 3140), receiving testimony from Senator Lugar; Daniel I. Halperin, Tax Legislative Counsel, and S. A. Winborne, Assistant Commissioner, Employee Plans and Exempt Organizations, Internal Revenue Service, both of the Department of the Treasury; Francis Burkhardt, Assistant Secretary, and Ian D. Lanoff, Administrator, Pension and Welfare Programs, both of the Department of Labor; Michael Klein, Price Waterhouse & Co., New York City; and Karen Ferguson, Pension Rights Center, Washington, D.C.

Hearings were recessed subject to call.

STATE COMMUNITY DEVELOPMENT

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations began hearings on S. 3209, encouraging States to implement and execute comprehensive and coordinated strategies of State investment and development and governmental, structural, and fiscal reform, receiving testimony from Secretary of Housing and Urban Development Patricia R. Harris; Governor Michael Dukakis of Massachusetts; and Governor Julian Carroll of Kentucky.

Hearings continue tomorrow.

FBI CHARTER

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure resumed hearings on the FBI Charter as it concerns undercover operations, receiving testimony from John C. Keeney, Deputy Assistant Attorney General, Criminal Division, and Mary C. Lawton, Deputy Assistant Attorney General, Office of Legal Counsel, and the following officials of the FBI: Edward J. Sharp, Organized Crime Section Chief; Joseph E. Henehan, White Collar Crime Section Chief; Francis X. O'Brien, Personal and Property Crimes Section Chief; John K. Chadwick, Selective Operations Unit Chief; and John B. Hotis, Inspector, Director's Office, all of the Department of Justice.

Hearings were recessed subject to call.

CUSTOMS COURTS ACT

Committee on the Judiciary: Subcommittee on Improvements in Judicial Machinery resumed hearings on S. 2857, to clarify and revise provisions of the U.S. Code regarding judicial review of international trade matters, receiving testimony from Howard T. Markey, Chief Judge, U.S. Court of Customs and Patent Appeals; Peter M. Gerhart, accompanied by Jeffrey S. Lubbers, both representing the Administrative Conference of the U.S., Washington, D.C.; Andrew P. Vance, Association of the Customs Bar, New York City; Dr. Rudy Oswald, AFL-CIO, Washington, D.C.; Wayne Jarvis, St. Paul Fire Marine Insurance Co., Chicago; and Donald W. Paley, New York County Lawyers Association.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held on Wednesday, June 28.

Committee Meetings

NUTRITION INFORMATION

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition held a hearing on H.R. 12428, National Consumer Nutrition Information Act of 1978. Testimony was heard from public witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on various reprogrammings.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on fiscal year 1978 supplemental.

NAVY PUBLICATION NAME CHANGE—SILVER SERVICE TRANSFER

Committee on Armed Services: Met for discussion of H.R. 3532, to enable the Secretary of the Navy to change the name of a publication of the Naval Observatory providing data for navigators and astronomers; and H.R. 8471, to provide for the transfer and conveyance of the silver service of the U.S. ship Wyoming to the Wyoming State Museum.

SAFE BANKING ACT

Committee on Banking, Finance and Urban Affairs: Continued markup of H.R. 13088, Safe Banking Act, and will resume tomorrow.

TREASURY DRAW AUTHORITY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy held an oversight hearing on H.J. Res. 816, to extend the authority of the Federal Reserve banks to buy and sell certain obligations. Testimony was heard from Assistant Secretary of the Treasury Roger C. Altman; and Federal Reserve Board Governor J. Charles Partee.

Hearings continue tomorrow.

HISTORIC PROPERTIES IMPROVEMENT LOAN INSURANCE ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Historic Preservation and Coinage met and approved for full committee action H.R. 12900, as amended, to provide for additional assistance for the preservation of historic structures under title I of the National Housing Act.

COMMITTEE BUSINESS

Committee on the District of Columbia: Met and ordered reported favorably to the House the following bills:

H.R. 10311, to amend the District of Columbia Redevelopment Act of 1945;

H.R. 13224, to provide for the transfer of certain real property in the District of Columbia from the United States to the District of Columbia Redevelopment Land Agency; and

H.R. 13243, to amend the District of Columbia Self-Government and Governmental Reorganization Act with respect to the payment of revenue bonds issued by the Council of the District of Columbia for the activities of a housing finance authority.

IMPLEMENTATION OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION ACT

Committee on Education and Labor: Subcommittee on Economic Opportunity held an oversight hearing on implementation of the Juvenile Justice and Delinquency Prevention Act of 1974. Testimony was heard from John Rector, Administrator, Office of Juvenile Justice and Delinquency Prevention; Governor of North Carolina James B. Hunt, Jr.; and public witnesses.

URANIUM WASTE CLEANUP

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment continued hearings on H.R. 12535 and related bills, Residual Radioactive Materials Act of 1978. Testimony was heard from representatives of Nuclear Regulatory Commission; General Accounting Office; and State officials from New Mexico.

INVESTMENT IN SOUTH AFRICA

Committee on International Relations: Subcommittees on Africa and on Economic Policy and Trade held a joint hearing on H.R. 12463, U.S. private investment in South Africa. Testimony was heard from Professor Richard Sklar, Department of Political Science, University of California, L.A.; Dr. William Cotter, President, African American Institute; and Professor John R. Suckling, York University, England.

ARMS TRADE IN WESTERN HEMISPHERE

Committee on International Relations: Subcommittee on Inter-American Affairs held a hearing on arms trade in the Western Hemisphere. Testimony was heard from Deputy Assistant Secretary of State for Inter-American Affairs, and other State Department officials.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations met in executive session on committee business.

DRUG REGULATION REFORM ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued hearings on H.R. 11611, Drug Regulation Reform Act, with testimony from public witnesses.

NAZI WAR CRIMINALS

Committee on the Judiciary: Began but did not complete markup of H.R. 12509, to exclude from admission into, and to deport from, the United States all aliens who persecuted any person on the basis of race, religion, national origin, or political opinion.

ATLANTIC-PACIFIC INTEROCEANIC CANAL STUDY COMMISSION REPORT

Committee on Merchant Marine and Fisheries: Subcommittee on Panama Canal continued hearings on legislation to update the Atlantic-Pacific Interoceanic Canal Study Commission Report. Testimony was heard from Ambassador David Popper, Coordinator for Treaty Implementation, Department of State; Lt. General Dolvin, Department of Defense; and Thomas Constant, Secretary of Panama Canal Company.

Hearings continue tomorrow.

CAMBRIDGE HARBOR, MD., PROJECT

Committee on Public Works and Transportation: Met and approved project for Cambridge Harbor, Maryland.

Prior to the Full Committee meeting, the Subcommittee on Water Resources approved the project for full committee action.

WATER RESOURCES DEVELOPMENT ACT

Committee on Public Works and Transportation: Subcommittee on Water Resources continued hearings on H.R. 13059, Water Resources Development Act of 1978. Testimony was heard from Members of Congress and Corps of Engineers.

LOCAL PUBLIC WORKS CAPITAL DEVELOPMENT AND INVESTMENT ACT

Committee on Public Works and Transportation: Subcommittee on Economic Development held a hearing on proposals to amend and extend the Local Public Works Capital Development and Investment Act of 1976. Testimony was heard from Chairman Perkins; Departmental and public witnesses.

Hearings continue tomorrow.

SPACE APPLICATIONS USER DEVELOPMENT ACTIVITIES

Committee on Science and Technology: Subcommittee on Space Science and Applications began hearings on NASA space applications user development activities. Testimony was heard from representatives of NASA; NASA/Earth Resources Laboratory; Space Applications Board, National Research Council; and a panel from Departments of Interior and Agriculture, NOAA, Corps of Engineers, Environmental Protection Agency, and Agency for International Development.

Hearings continue tomorrow.

ENVIRONMENTAL MONITORING

Committee on Science and Technology: Subcommittee on the Environment and the Atmosphere held a hearing on environmental monitoring. Testimony was heard from public witnesses.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session on committee business.

Joint Committee Meetings

OCS

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf, but did not complete action thereon and will meet again tomorrow.

FIFRA

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 1678, to amend and extend through fiscal year 1979 the Federal Insecticide, Fungicide, and Rodenticide Act, but did not complete action thereon, and will meet again on Thursday, June 29.

Wednesday, June 28, 1978

Senate

Chamber Action

Routine Proceedings, pages 19186–19327

Bills Introduced: Eleven bills and nine resolutions were introduced, as follows: S. 3251–3261; and S. Res. 495–503. **Pages 19275, 19281–19283**

Bills Reported: Reports were made as follows:

S. 2693, authorizing funds for national security programs for the Department of Energy for fiscal year 1979, with amendments, together with additional views (S. Rept. 95–961).

S. 1487, to eliminate racketeering in the sale and distribution of cigarettes, with an amendment (S. Rept. 95–962).

S. 551, to provide grants to States for the payment of compensation to persons injured by certain criminal acts, with an amendment (S. Rept. 95–963).

S. Res. 451, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 11445, authorizing funds for programs administered by the Small Business Administration for fiscal year 1979 (S. Rept. 95–964).

S. Res. 488, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 11005, authorizing funds for the International Trade Commission for fiscal year 1979 (S. Rept. 95–965).

H.R. 9518, to provide for a three-year period to reach a permanent solution of rebating practices in the U.S. foreign trade, with amendment (S. Rept. 95–966).

S. Res. 495, to amend Senate Rule XXV so as to allow a Senator to serve on Committee on the Budget in addition to two other paragraph 2 committees, effective in the 96th Congress (without written report).

S. Res. 496, making Committee on the Budget a paragraph 2 committee with certain limitations effective in the 96th Congress (without written report).

S. Res. 497, electing Senator Cannon to membership on the Joint Committee on Printing in the place of the late Senator Allen (without written report).

S. Res. 498, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2693, DOE authorizations for national security programs (without written report—referred to the Committee on the Budget).

S. Res. 499, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 1487 (without written report—referred to Committee on the Budget).

S. Res. 500, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 551 (without written report—referred to Committee on the Budget). **Page 19275**

Bills Passed:

National Science Foundation authorizations: Senate passed and returned to the House H.R. 11400, authorizing funds for the National Science Foundation for fiscal year 1979, after striking all after the enacting clause and inserting in lieu thereof text of Senate companion bill, S. 2549, which had at first been amended by adoption of Kennedy amendment No. 3087, in the nature of a substitute bill.

S. 2549 was then indefinitely postponed.

Pages 19189–19200

Foreign relations authorizations: Committee on Foreign Relations was discharged from the further consideration of H.R. 12598, to authorize funds for fiscal year 1979 for the Department of State, the International Communication Agency, and the Board for International Broadcasting, and by 64 yeas to 17 nays, the bill was then passed after striking all after the enacting clause and inserting in lieu thereof text of Senate companion measure, S. 3076, on which Senate had at first taken action on amendments, as follows:

Adopted:

(1) McGovern unprinted amendment No. 1365,

making several amendments to the bill, including the addition of new sections; Page 19201

(2) Hatfield of Montana unprinted amendment No. 1366, calling for the Secretary of State to initiate negotiations with Canada to seek a treaty to establish a framework for resolving transboundary air quality problems; Page 19209

(3) Weicker unprinted amendment No. 1367, calling for the Secretary of State to convey to all nations having an interest in cetacean sea life the serious concern of the Congress over the destruction of marine mammals; Page 19211

(4) DeConcini unprinted amendment No. 1369, to establish in the Department of State the position of Assistant Secretary for International Narcotics Matters; Page 19224

(5) Javits unprinted amendment No. 1372, to strike subsection (h) of section 502, Approval of Certain International Agreements; Page 19245

(6) Modified Glenn unprinted amendment No. 1373, to provide substitute language for section 502 stating sense of the Senate that, in determining whether a particular international agreement should be submitted as a treaty, the President should, prior to and during the negotiation of such agreement, seek the advice of the Committee on Foreign Relations; Page 19247

(7) By 77 yeas to 12 nays, Harry F. Byrd, Jr. unprinted amendment No. 1374, to delete section 408 dealing with U.S.-Soviet Educational and Cultural Exchange Activities (motion to table rejected by 16 yeas to 74 nays); Page 19248

(8) Glenn unprinted amendment No. 1375, to delete section 302(2) dealing with appointment of additional supergrades employees by the Board for International Broadcasting; Page 18253

(9) Dole unprinted amendment No. 1376, stating the sense of the Senate that the President prohibit the export of military, paramilitary, and police equipment to Uganda; Page 19255

(10) Dole unprinted amendment No. 1377, expressing the sense of the Senate with respect to broadcast policies of the Voice of America; Page 19256

(11) Modified Dole unprinted amendment No. 1378, to restrict the establishment of diplomatic relations with Angola; Page 19258

(12) By 53 yeas to 29 nays, Bartlett unprinted amendment No. 1379, expressing the sense of the Congress that the President should sever existing diplomatic and economic relations with Cuba until such time as Cuba removes its military forces from Africa (motion to table rejected by 33 yeas to 55 nays); Page 19260

(13) Schmitt unprinted amendment No. 1380, to prohibit the use of Radio Free Europe and Radio Liberty facilities by communist countries; Page 19266

(14) Moynihan unprinted amendment No. 1381, to withhold from U.S. contribution to the U.N. that portion of the budget of the Committee on the Exercise of the Inalienable Rights of the Palestinian People which is proportionate to our general contribution to the U.N. budget; Page 19267

(15) Case unprinted amendment No. 1382, calling for United States to assist in bringing about an orderly transition to majority rule and protection of minority rights in Rhodesia; Page 19268

(16) Domenici unprinted amendment No. 1383, stating the sense of the Congress that action of the Soviet Union in the recent detention of two journalists is in violation of fundamental freedom of people of all nations; Page 19270

(17) Harry F. Byrd, Jr., unprinted amendment No. 1384, barring any funds for aid or reparation to Vietnam; Page 19270

(18) Melcher unprinted amendment No. 1385, stating the sense of the Congress that the U.S. enter into negotiations with Canada to develop an agreement governing air quality standards to be mutually recognized by the two countries; and Page 19271

(19) McGovern unprinted amendment No. 1386, to provide for a "significant increase in" (rather than a tripling of) financial resources expended annually by the International Communication Agency for exchange-of-persons activities. Page 19271

Rejected:

(1) Helms unprinted amendment No. 1368, which would have had the effect of lifting U.S. sanctions against Rhodesia until September 30, 1979 (tabled by 48 yeas to 42 nays); and Page 19211

(2) By 41 yeas to 48 nays, modified Case unprinted amendment No. 1371, providing substitute language for section 502; Page 19239

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Sparkman, Case, McGovern, Biden, Pell, Percy, and Baker. Page 18272

S. 3076 was then indefinitely postponed. Page 18272

Pages 19200–19272

Budget Act waiver: Senate agreed to S. Res. 488, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 11005, authorizing funds for the International Trade Commission for fiscal year 1979. Page 19321

U.S. International Trade Commission: Senate passed with committee amendment and returned to the House, H.R. 11005, authorizing funds for the International Trade Commission for fiscal year 1979. Page 19321

4th of July recess: Senate agreed to H. Con. Res. 654, calling for adjournment of the House from June 29 until July 10, 1978, after agreeing to Robert C. Byrd unprinted amendment No. 1387, and provide for the recess of the Senate from the time H.R. 12426, New York City Financing bill, is disposed of, until July 10, 1978. Page 19323

New York City Financing: Senate laid down for further consideration tomorrow H.R. 12426, authorizing funds for long-term loan guarantees to New York City. By unanimous consent it was agreed that when Senate considers this bill on Thursday, June 29, time for debate thereon be limited to four hours; two hours on an amendment which may be offered by Senator Harry F. Byrd, Jr.; one hour on amendments in the first degree; and 30 minutes on amendments in the second degree. Pages 19309–19310

Unanimous Consent Debate Limitation Agreements: By unanimous consent it was agreed that on Thursday, June 29, Senate will take up H.R. 12571, to implement the 1978 Reciprocal Fisheries Agreement between the United States and Canada, with a time limitation for debate thereon of 20 minutes.

It was also agreed that following morning business on Monday, July 10, Senate will proceed to consider, in order listed, the following four measures, under time limitation agreements, as indicated:

(1) S. 2571 and/or H.R. 10929, military procurement authorizations for fiscal year 1979—10 hours on the bill; two hours on amendments; and one hour on amendments in the second degree;

(2) S. 3079 and/or H.R. 12602, military construction authorizations for fiscal year 1979—four hours on the bill; one hour on amendments in the first degree; and 30 minutes on amendments in the second degree;

(3) S. 2391, to extend the life of the Commodity Futures Trading Commission—two hours on the bill, one hour on an amendment which may be offered by Senator Melcher; and 30 minutes on any other amendment; and

(4) S. 2899, to authorize funds for programs administered under the Endangered Species Act—two hours on the bill; one and one-half hours on amendment which may be offered by Senator Stennis; and 30 minutes on any other amendment. Pages 19310–19311

Harassment of Western Journalists: S. Res. 503, condemning the harassment of western journalists by the Soviet Union, was submitted and held at the desk pending further action. Pages 19323–19324

Bill Held at Desk: H.R. 12841, Taxation of employee fringe benefits, was received and held at the desk. Page 19321

Bills Referred: Pursuant to order of December 6, 1977, H.R. 7813, to complement the Vienna Convention on Diplomatic Relations, was referred to Committee on the Judiciary until not later than August 28, 1978. Page 19272

Also, H.R. 11797, Armed Forces Reserve Survivors Benefits, was referred to Committee on Armed Services. Page 19272

Messages From the House: Page 19272

Amendments Submitted for Printing: Pages 19283–19286

Communications: Pages 19272–19273

Statements on Introduced Bills: Pages 19275–19281

Additional Statements: Pages 19286–19309

Confirmations: Senate confirmed the following nominations:

James W. Yancey, of Arkansas, to be a member of the Mississippi River Commission;

The following persons to be members of the Federal Council on the Aging: Nelson H. Cruikshank, of the District of Columbia; Walter L. Moffett, of Idaho; James T. Sykes, of Wisconsin; Fannie B. Dorsey, of Kentucky; Mary A. Marshall, of Virginia; Bernice L. Neugarten, of Illinois; Fernando Manuel Torres-Gil, of California; and Wesley C. Uhlman, of Washington;

Henry Geller, of Virginia, to be Assistant Secretary of Commerce for Communications and Information;

George S. Benton, of Maryland, to be Associate Administrator of the National Oceanic and Atmospheric Administration;

Robert Pitofsky, of Maryland, to be Federal Trade Commissioner;

Eleven Coast Guard, ten of which in the rank of Rear Admiral; and

Sundry nominations in the National Oceanic and Atmospheric Administration. Page 19327

Record Votes: Seven record votes were taken today. Pages 19224, 19244, 19253, 19264, 19265, 19272

Recess: Senate met at 8:30 a.m. and recessed at 9:34 p.m. Page 19327

Committee Meetings

COMMITTEE BUSINESS

Committee on Agriculture, Nutrition, and Forestry: Committee announced that Senator Zorinsky resigned from Subcommittee on Environment, Soil Conservation, and Forestry, and was appointed Chairman of the Subcommittee on Agricultural Credit and Rural Electrification.

Also, committee received further testimony from David C. Gartner concerning his recent appointment as Commissioner of the Commodity Futures Trading Commission.

Committee recessed subject to call.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee held hearings on H.R. 13125, proposed appropriations for fiscal year 1979 for the Department of Agriculture, receiving testimony from Dr. M. Rupert Cutler, Assistant Secretary for Conservation, Research and Education, and T. W. Edminster, Deputy Director for Federal Research, Science and Education Administration, both of the Department of Agriculture; Dr. Richard C. Greulich, Chief, Gerontology Research Center, National Institute on Aging, and Dr. Norman Kretchmer, Director, National Institute on Child Health and Human Development, both of the Department of Health, Education, and Welfare, and several public witnesses.

Subcommittee adjourned subject to call.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on H.R. 12928 proposed appropriation for fiscal year 1979 for public works projects, receiving testimony from Major General Charles I. McGinnis, Director of Civil Works, Army Corps of Engineers; and C. I. Barrett, Assistant Commissioner for Planning and Operations, Bureau of Reclamation, Department of the Interior.

Subcommittee recessed subject to call.

TURKISH AID

Committee on Armed Services: Committee held hearings in open and closed session to receive testimony on the military aspects of banning arms aid to Turkey from Secretary of Defense Harold Brown; Secretary of State Cyrus R. Vance; General David C. Jones, USAF, Chairman of the Joint Chiefs of Staff; and General Alexander Haig, USA, Commander-in-Chief, European Command.

Hearings were recessed subject to call.

FULL EMPLOYMENT

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported with amendments S. 50, the Full Employment and Balanced Growth Act.

NUCLEAR POWER PLANT SITING

Committee on Environment and Public Works: Subcommittee on Nuclear Regulation began hearings on S. 2775, to improve the siting and licensing procedures for nuclear power reactors, receiving testimony from Dr. Alice Rivlin, Director, Congressional Budget Office; and Joseph Hendrie, Chairman; and Victor Gilinsky, Peter Bradford, and Richard T. Kennedy, Commissioners, all of the Nuclear Regulatory Commission.

Hearings continue tomorrow.

CAPITAL GAINS TAX

Committee on Finance: Subcommittee on Taxation and Debt Management generally began hearings on S. 3065, 2608, and 2428, bills affecting taxation of capital gains, receiving testimony from Representatives Steiger, Stockman, and Kemp; Secretary of Transportation, W. Michael Blumenthal; Harold M. Williams, Chairman, Securities and Exchange Commission; Dr. Richard Musgrave, Bethel, Vt.; Michael Graetz, Charlottesville, Va.; William C. Penick, Arthur Anderson & Co., Washington, D.C.; Thomas G. Corcoran, Washington, D.C.; Dr. Jack Carlson, U.S. Chamber of Commerce, Washington, D.C.; and Dr. Charls Walker, American Council for Capital Formation, Washington, D.C.

Hearings continue tomorrow.

FOREIGN AFFAIRS—MIDDLE EAST

Committee on Foreign Relations: Subcommittee on Near Eastern and South Asian Affairs held hearings in open and closed sessions to receive testimony on recent developments in the Middle East from Alfred L. Atherton, Ambassador at Large, and Harold H. Saunders, Assistant Secretary of State for Near Eastern and South Asian Affairs.

Subcommittee recessed subject to call.

PAPERWORK BURDEN

Committee on Governmental Affairs: Subcommittee on Federal Spending Practices and Open Government held hearings on efforts being made to reduce the Federal paperwork burden. Witnesses heard were Senator McIntyre; Representative Horton; James T. McIntyre, Director, Office of Management and Budget; Elmer B. Staats, Comptroller General of the U.S., General Accounting Office; and Edward Wellington, Citizens Committee on Paperwork Reduction, Washington, D.C.

Subcommittee recessed subject to call.

STATE COMMUNITY DEVELOPMENT

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations continued hearings on S. 3209, encouraging States to implement and execute comprehensive and coordinated strategies of State investment and development and governmental structural, and fiscal reform, receiving testimony from Richard Nathan, Brookings Institution, Washington, D.C.; John Shannon, Advisory Commission on Intergovernmental Relations, Washington, D.C. and Robert I. Remen, Governor's Office of Planning and Research, Sacramento.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Rules and Administration: Committee ordered favorably reported the following resolutions:

An original resolution (S. Res. 497) relative to the election of Senator Cannon as a member of the Joint Committee on Printing;

An original resolution (S. Res. 495) adding a new subparagraph to Senate Rule 25 prescribing the number of members on Committee on the Budget, effective in the 96th Congress;

An original resolution (S. Res. 496) conforming Senate Rule 25, effective as of the 96th Congress, by striking out subparagraphs g, i, and j, relative to membership on the Committee on the Budget through the 95th Congress.

House of Representatives

Chamber Action

Bills Introduced: 38 public bills, H.R. 13299–13336; 3 private bills, H.R. 13337–13339; and 9 resolutions, H.J. Res. 1035–1039, H. Con. Res. 653–655, and H. Res. 1250 were introduced. Pages 19433–19434

Bills Reported: Reports were filed as follows:

H.R. 12349, to provide for the DuNoir Basin addition to the Washakie Wilderness, amended (H. Rept. 95–1321, filed on Monday, June 26);

Conference report on S. 2401, to amend the Consumer Product Safety Act to establish an interim consumer product safety rule relating to the standards for flame resistance and corrosiveness of certain insulation (H. Rept. 95–1322);

H.R. 12264, to designate certain lands in the State of Wisconsin as wilderness (H. Rept. 95–1323);

H.R. 10311, to amend the District of Columbia Redevelopment Act of 1945 (H. Rept. 95–1324);

H.R. 13224, to provide for the transfer of certain real property in the District of Columbia from the United States to the District of Columbia Redevelopment Land Agency (H. Rept. 95–1325); and

H.J. Res. 1024, making an urgent supplemental appropriation for the fiscal year ending September 30, 1978, for the Department of Agriculture, Agricultural Stabilization and Conservation Service (H. Rept. 95–1326).

Page 19432

Journal: By a yea-and-nay vote of 326 yeas to 11 nays with 3 voting "present", Roll No. 498, the House approved the Journal of Monday, June 26. Page 19327

Standard Reference Data Program: House agreed, with amendments, to the Senate amendment to the text of H.R. 11232, to authorize appropriations to carry out the Standard Reference Data Act—returning the measure to the Senate. Agreed to the Senate amendment to the title. Page 19329

Subcommittee To Sit: Subcommittee on Panama Canal of the Committee on Merchant Marine and Fisheries received permission to sit today during proceedings of the House under the 5-minute rule. Page 19329

North Pacific Fisheries: House agreed to Senate amendments Nos. 1, 2, 3, 4, 5, 6, 7, 8, and 11; and agreed, with amendments, to Senate amendments Nos. 9 and 10 to H.R. 12637, to amend the North Pacific Fisheries Act of 1954—returning the measure to the Senate.

Subsequently, the House agreed to H. Con. Res. 653, directing the Clerk of the House of Representatives to make corrections in the enrollment of H.R. 12637.

Pages 19329–19330

Marine Mammal Protection: House cleared for the President H.R. 10730, to authorize appropriations to carry out the Marine Mammal Protection Act of 1972 during fiscal years 1979, 1980, and 1981; by agreeing to the Senate amendment thereto. Pages 19330–19331

Presidential Message—Alien Property: Read a message from the President wherein he transmits the 1976 annual report of the Office of Alien Property—referred to the Committee on International Relations. Page 19331

Federal Firefighters: By a yea-and-nay vote of 279 yeas to 109 nays, Roll No. 499, the House agreed to a motion to refer the message of the President announcing his veto of H.R. 3161, to amend title 5, United States Code, to improve the basic workweek of firefighting personnel of executive agencies, and the accompanying bill, to the Committee on Post Office and Civil Service.

Pages 19332–19334

Agriculture Supplemental Appropriations: It was made in order to consider H.J. Res. 1024, making an urgent supplemental appropriation for the fiscal year ending September 30, 1978, for the Department of Agriculture, Agricultural Stabilization and Conservation Service, on Monday, July 10, or any day thereafter, in the House as in the Committee of the Whole. Page 19334

Suspensions: House voted to suspend the rules and pass the following bills:

Veterans' disability compensation: H.R. 11886, amended, to amend title 38, United States Code, to increase the rates of disability compensation for disabled veterans, and to increase the rates of dependency and indemnity compensation for their survivors (passed by a yea-and-nay vote of 400 yeas to 1 nay, Roll No. 505).

Earlier, by a yea-and-nay vote of 378 yeas to 1 nay, Roll No. 500, agreed to order a second;

Pages 19338–19343, 19385–19386

Disabled veterans' compensation: H.R. 11888, to amend title 38, United States Code, to change the minimum disability rating a veteran must have in order to receive additional compensation for dependents from 50 per centum to 40 per centum (passed by a yea-and-nay vote of 385 yeas to 16 nays, Roll No. 506).

Earlier, by a yea-and-nay vote of 379 yeas to 2 nays, Roll No. 501, agreed to order a second;

Pages 19343–19346, 19386–19387

Veterans' and survivors' pensions: H.R. 10173, amended, to amend title 38, United States Code, to improve the pension programs for veterans, and survivors of veterans, of the Mexican border period, World War I, World War II, the Korean conflict, and the Vietnam era (passed by a yea-and-nay vote of 398 yeas to 5 nays, Roll No. 507); Pages 19346–19362, 19387

Taxation of fringe benefits: H.R. 12841, amended, to prohibit the issuance of regulations on the taxation of fringe benefits (passed by a yea-and-nay vote of 386 yeas to 12 nays, Roll No. 508). Agreed to amend the title.

Earlier, by a yea-and-nay vote of 379 yeas to 3 nays, Roll No. 502, agreed to order a second;

Pages 19362–19370, 19387–19388

International investment survey: H.R. 12589, to authorize appropriations for fiscal year 1979 under the International Investment Survey Act of 1976 (passed by a yea-and-nay vote of 344 yeas to 54 nays with 1 voting "present," Roll No. 509). Subsequently, this passage was vacated and S. 2928, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

Earlier, by a yea-and-nay vote of 384 yeas to 3 nays, Roll No. 503, agreed to order a second; and

Pages 19371–19375, 19388–19389

Solar photovoltaic energy: H.R. 12874, amended, to provide for an accelerated program of research, development, and demonstration of solar photovoltaic energy technologies leading to early competitive commercial applicability of such technologies to be carried out by the Department of Energy, with the support of the National Aeronautics and Space Administration, the National Bureau of Standards, the General Services Administration, and other Federal agencies (passed by a yea-and-nay vote of 385 yeas to 14 nays, Roll No. 510).

Earlier, by a yea-and-nay vote of 376 yeas to 5 nays, Roll No. 504, agreed to order a second.

Pages 19375–19385, 19389–19390

Independence Day District Work Period: House agreed to H. Con. Res. 654, providing for an adjournment of the House from June 29 until July 10, 1978.

Page 19390

Committees To Sit: Subcommittee on Economic Development of the Committee on Public Works and Transportation received permission to sit during proceedings of the House under the 5-minute rule today and Thursday, June 29; and

Committee on Agriculture received permission to sit during proceedings of the House under the 5-minute rule on Thursday, June 29. Page 19390

Foreign Aid Authorization: House disagreed to the Senate amendment to H.R. 12222, International Development and Food Assistance Act of 1978; and agreed to a conference. Appointed as conferees: Representatives Zablocki, Fascell, Diggs, Hamilton, Bingham, Harrington, Solarz, Broomfield, Findley, and Winn.

Page 19390

Housing and Community Development: House continued consideration of H.R. 12433, to amend and extend certain Federal laws relating to housing, community, and neighborhood development and preservation, and related programs; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, June 29.

Agreed To:

The committee amendment to title I;

An amendment that prohibits the Secretary from establishing requirements that limit or exclude the access of smaller communities to community development block grant funds;

An amendment that requires that community development block grant funds for technical assistance go to a governmental unit or its designee;

The committee amendments to title II;

A technical amendment;

An amendment that delays for 1 year assistance for certain housing projects not insured under the National Housing Act;

An amendment that allocates $12 million for the development of a public housing security demonstration program; and

An amendment that establishes a demonstration program to encourage more owners to participate in the low-income rental assistance program.

Rejected:

An amendment that sought to permit community development block grant funds to be used for development of passenger loading areas for public transportation (rejected by a division vote of 2 ayes to 15 noes);

An amendment that sought to waive Davis-Bacon Act requirements for housing rehabilitation projects if the rehabilitation is performed by neighborhood-based, nonprofit organizations (rejected by a recorded vote of 173 ayes to 218 noes, Roll No. 512);

An amendment that sought to instruct the Secretary to seek to remove new construction authorizations for low-income housing for Chicago from the placement formula developed in the case of Gautreaux vs. Hills; and

An amendment that sought to prohibit the Secretary from entering into any contract for low-income housing for any dwelling unit where the total debt service exceeds $100 per month per room (rejected by a division vote of 12 ayes to 21 noes). Pages 19390–19421

Referrals: Five Senate-passed measures were referred to the appropriate House committees. Page 19431

Adjournment: Adjourned at 8:09 p.m.

Committee Meetings

PACKERS AND STOCKYARDS ACT

Committee on Agriculture: Met and ordered reported favorably to the House H.R. 9482 as amended, to amend the Packers and Stockyards Act of 1921.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Met and ordered reported favorably to the House H.J. Res. 1024, making urgent supplemental appropriations for the Department of Agriculture, Agricultural Stabilization and Conservation Service.

SS LIFE ACT

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials held a hearing on H.R. 9785, to provide for the temporary transfer of the hospital ship United States Ship *Sanctuary* (AH-17) to LIFE International for the purpose of providing health care and related services to developing nations on a nonprofit basis. Testimony was heard from Representative Mitchell of Maryland; Rev. Robert N. Myers and Ricardo C. Byrn, LIFE International; AID Assistant Director A. M. Schwarzwalder; and Capt. Robert E. Goder, U.S. Navy.

SOVIET ACTIVITIES IN CUBA AND VIETNAM

Committee on Armed Services: Subcommittee on Investigations met in executive session for a briefing by the Defense Intelligence Agency regarding Soviet activities in Cuba and Vietnam.

COMMITTEE BUSINESS

Select Committee on Assassinations: Met in executive session on committee business.

SAFE BANKING ACT

Committee on Banking, Finance and Urban Affairs: Continued markup of H.R. 13088, Safe Banking Act, and will resume tomorrow.

TREASURY DRAW AUTHORITY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy continued hearings on H.J. Res. 816, to extend the authority of the Federal Reserve banks to buy and sell certain obligations. Testimony was heard from public witnesses.

DISTRICT OF COLUMBIA MISCELLANY

Committee on the District of Columbia: Subcommittee on Judiciary, met and approved for full committee action with technical amendments the following bills:

S. 2556, to change the name of the District of Columbia Bail Agency;

S. 2512, to provide explicit authority for the arrest of material witnesses;

S. 2511, to restrict the possession and carrying of pistols, other firearms, and other dangerous weapons by members of the D.C. Department of Corrections to periods of time when they are on duty and authorized by the Director of the D.C. Department of Corrections; and

S. 1103, to permit States the reciprocal right to sue in the Superior Court of the District of Columbia to recover taxes due the State.

JEAN LaFITTE NATIONAL HISTORICAL PARK

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House S. 1829 amended, to provide for the establishment of the Jean LaFitte National Historical Park and Preserve in the State of Louisiana.

KILLING OF DOLPHINS

Committee on International Relations: Subcommittee on Asian and Pacific Affairs met and approved for full committee action H. Res. 1065 as amended, to express the sense of the House of Representatives with regard to the killing of dolphins.

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations held an executive hearing on investigation of Korean-American relations.

ARMS TRADE IN WESTERN HEMISPHERE

Committee on Internationals Relations: Subcommittee on Inter-American Affairs continued hearings on arms trade in the Western Hemisphere with testimony from representatives of the Department of Defense.

COAL SLURRY PIPELINES REPORT

Committee on Interstate and Foreign Commerce: Met for consideration of report entitled "Committee on Interstate and Foreign Commerce Committee Report on Coal Slurry Pipelines and H.R. 1609," and will resume tomorrow.

ADOLESCENT HEALTH SERVICES

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 12146, Adolescent Health Services, and Pregnancy Prevention Care Act of 1978. Testimony was heard from Representative Bielenson; HEW Secretary Califano; and Mr. and Mrs. Sargent Shriver.

MILLER ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 3185, to amend the Act commonly known as the Miller Act to raise the dollar amount of contracts to which such Act applies from $2,000 to $50,000. Testimony was heard from Representative Moorhead of Pennsylvania; representatives of Greater Pittsburgh Bureau and Job Development Corporation; Coastal Con-

struction Products, Inc.; American Insurance Association; and C. Christopher Law, Deputy Assistant Commissioner for Construction, GSA.

FOREIGN INTELLIGENCE SURVEILLANCE ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice continued hearings on H.R. 7308, Foreign Intelligence Surveillance Act. Testimony was heard from Senator Kennedy; Representative Murphy of Illinois; and William Caming, Esq., American Telephone and Telegraph Co.

Hearings continue tomorrow.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued markup of H.R. 6869 and 2311, revision of the Criminal Code.

PRETRIAL SERVICE AGENCIES—CIGARETTE RACKETEERING

Committee on the Judiciary: Subcommittee on Crime met and approved for full committee action the following bills:

S. 2037, to amend the Speedy Trial Act of 1974 to provide further authorization for appropriations for pretrial service agencies; and

H.R. 8853 as amended, to eliminate racketeering in the sale and distribution of cigarettes.

ATLANTIC-PACIFIC INTEROCEANIC CANAL STUDY COMMISSION REPORT

Committee on Merchant Marine and Fisheries: Subcommittee on Panama Canal continued hearings on legislation to update the Atlantic-Pacific Interoceanic Canal Study Commission Report with testimony from public witnesses.

ENDANGERED SPECIES ACT

Committee on Merchant Marine and Fisheries: Subcommittees on Fisheries and Wildlife Conservation and the Environment and on Oceanography continued oversight hearings on the Endangered Species Act with testimony from Pacific Legal Foundation.

FISHERY CONSERVATION AND MANAGEMENT ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment concluded oversight hearings on administration of the Fisheries Conservation and Management Act of 1976; and held a hearing on Section I of H.R. 12919, to amend the Fishery Conservation and Management Act of 1976 in order to increase the voting membership of the Pacific Regional Fishery Management Council. Testimony was heard from representatives of the National Federation of Fishermen.

CIVIL SERVICE REFORM

Committee on Post Office and Civil Service: Continued markup of H.R. 11280, Civil Service reform, and will resume tomorrow; and ordered reported favorably to the House the following measures:

S. 274 amended, prohibiting union organization and membership in the armed forces;

H.J. Res. 684, To authorize the President to issue a proclamation designating the week in November which includes Thanksgiving Day in each year as "National Family Week";

H.J. Res. 682, To provide for the designation of a week as "National Lupus Week"; and

H.J. Res. 946, To designate October 7, 1978, as "National Guard Day".

LOCAL PUBLIC WORKS CAPITAL DEVELOPMENT AND INVESTMENT ACT

Committee on Public Works and Transportation: Subcommittee on Economic Development continued hearings on proposals to amend and extend the Local Public Works Capital Development and Investment Act of 1976. Testimony was heard from Lt. Governor of Massachusetts O'Neill, and public witnesses.

Hearings continue tomorrow.

UNION STATION IMPROVEMENT ACT

Committee on Rules: Granted an open rule providing one hour of general debate and waiving sections 401(a) and 402(a) of the Congressional Budget Act on H.R. 12796, Union Station Improvement Act of 1978. Testimony was heard from Chairman Johnson and Representative Walsh.

COAL SLURRY PIPELINE ACT

Committee on Rules: Granted an open rule providing two hours of general debate; one hour to be equally divided and controlled by the chairman and ranking minority member of the Committee on Interior and Insular Affairs; one hour to be equally divided and controlled by the chairman and ranking minority member of the Committee on Public Works and Transportation; making it in order to consider an amendment in the nature of a substitute printed in the Congressional Record of June 28, 1978 by Representative Morris K. Udall of Arizona, and said substitute if offered shall be read as an original bill for the purpose of amendment and providing one motion to recommit with or without instructions on H.R. 1609, to amend the Mineral Leasing Act of 1920 (Coal Slurry Pipeline Act of 1978). Testimony was heard from Chairmen Udall and Johnson and Representatives Eckhardt, Roncalio, Breaux, Rooney of Pa., Skubitz, Lujan, and Lagomarsino, who also submitted a statement for the record.

SPACE APPLICATIONS USER DEVELOPMENT ACTIVITIES

Committee on Science and Technology: Subcommittee on Space Science and Applications continued hearings on NASA space applications user development activities. Testimony was heard from Dr. E. Charles Palmer, Natural Resources Information System, State of Texas; Dr. William M. Brown, President, Environmental Research Institute of Michigan; and Dr. Edmund J. Gleazer, Jr., American Association of Community and Junior Colleges.

Hearings continue tomorrow.

ENVIRONMENTAL MONITORING

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere continued hearings on environmental monitoring. Testimony was heard from Dr. Donald B. Porcella, Utah Water Research Laboratory, Utah State University; Steve Pernick, Duquesne Light Company, Pittsburgh, Pa.; and David H. Fyock, Pennsylvania Electric Co., Johnstown, Pa.

Hearings continue tomorrow.

WASTE MANAGEMENT

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy Research, Development and Demonstration continued hearings on waste management. Testimony was heard from John Deutch, Director, Energy Research, Department of Energy; Sheldon Myers and Dr. William Bishop, Nuclear Regulatory Commission.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session on committee business.

FOREIGN EARNED INCOME

Committee on Ways and Means: Subcommittee on Miscellaneous Revenue Measures continued markup of Section 911 of the Internal Revenue Code, taxes on foreign earned income, and will resume tomorrow.

Joint Committee Meetings

MIDYEAR ECONOMIC REVIEW

Joint Economic Committee: Committee began hearings to review midyear economic developments, including the international outlook, receiving testimony from Professor F. Gerard Adams, Wharton School of Finance, Philadelphia; Professor Walter W. Heller, University of Minnesota, Minneapolis; Henry Kaufman, Salomon Brothers, New York City; and Jay Schmiedescamp, The George Gallup Organization, Princeton, N.J.

Hearings continue tomorrow.

ENERGY INDUSTRY COMPETITION

Joint Hearings: Senate Judiciary Subcommittee on Antitrust and Monopoly and House Interior and Insular Affairs, Subcommittee on Energy and the Environment held joint hearings on S. 1927 and H.R. 7816, bills to promote competition in the energy industry, receiving testimony from Alvin L. Alm, Assistant Secretary of Energy for Policy and Evaluation; Alfred G. Dougherty, Director, Bureau of Competition, Federal Trade Commission; John H. Shenefield, Assistant Attorney General, Antitrust Division, Department of Justice; and Leo M. Krulitz, Solicitor, Department of the Interior.

Hearings were recessed subject to call.

OCS

Conferees continued to resolve the differences between the Senate and House-passed versions of S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf, but did not complete action thereon and will meet again tomorrow.

APPROPRIATIONS—TRANSPORTATION

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 12933, making appropriations for the Department of Transportation and related agencies for fiscal year 1979.

Thursday, June 29, 1978

Senate

Chamber Action

Routine Proceedings, pages 19567–19723

Bills Introduced: Seven bills and two resolutions were introduced, as follows: S. 3262–3268; S.J. Res. 143; and S. Con. Res. 93. **Pages 19626–19627, 19648–19649**

Bills Passed:

Budget Committee membership: Senate agreed to S. Res. 495, to amend Senate Rule XXV so as to allow a Senator to serve on Committee on the Budget in addition to two other paragraph 2 committees, effective in the 96th Congress. **Page 19568**

Budget Committee classification: Senate agreed to S. Res. 496, making Committee on the Budget a paragraph 2 committee, with certain limitations, effective in the 96th Congress. **Page 19568**

Joint Committee appointment: Senate agreed to S. Res. 497, electing Senator Cannon to membership on the Joint Committee on Printing to fill the vacancy created by the death of the late Senator James Allen. **Page 19568**

New York City financing: By 53 yeas to 27 nays, Senate passed H.R. 12426, authorizing funds for long-term loan guarantees to New York City, after agreeing to committee amendment in the nature of a substitute, on which Senate had at first taken action on proposed amendments as follows: **Page 19575**

Adopted:

(1) Proxmire unprinted amendment No. 1390, making provisions of the bill severable; and Page 19605

(2) Proxmire unprinted amendment No. 1391, to correct a clerical error in the bill. Page 19605

Rejected:

(1) By 24 yeas to 63 nays, Tower amendment No. 3084, to provide that any guarantees outstanding would terminate if the holder of the guaranteed indebtedness fails to comply with any term or condition of the plan. Page 19589

(2) By 28 yeas to 58 nays, Weicker unprinted amendment No. 1388, to require a report on local government financial and credit problems; Page 19591

(3) By 28 yeas to 61 nays, Tower amendment No. 3085, increasing from five percent to ten percent the amount which New York State would be required to coinsure the commitment; and Page 19597

(4) By 24 yeas to 59 nays, Tower amendment No. 3083, reducing from $1.5 billion to $1 billion maximum amount of guarantees which Secretary of the Treasury can authorize. Page 19606

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Proxmire, Sparkman, Williams, Brooke, and Tower. Page 19625

Pages 19575–19608, 19616–19625

Consumer controversies: Senate passed and cleared for the House S. 957, to provide financial assistance to the States to maintain systems which will fairly and expeditiously resolve controversies involving consumers, after agreeing to Kennedy amendment No. 3064, in the nature of a substitute bill. Pages 19608–19616

U.S.-Canadian fisheries agreement: Senate passed without amendment and cleared for the President, H.R. 12571, to provide for the implementation of the 1978 Reciprocal Fisheries Agreement between the United States and Canada. Pages 19623–19624

Insulation Standards: Senate agreed to the conference report on S. 2401, providing for the establishment of consumer product safety rules governing standards for flammable and corrosive cellulose insulation, thereby clearing the measure for the President.

Pages 17595–17596

Peace Corps Authorizations: Senate agreed to the conference report on H.R. 11877, authorizing funds for the Peace Corps for fiscal year 1979, thereby clearing the measure for action of the House. Page 19601

Grazing Fees Moratorium: Senate agreed to the House amendment to the Senate amendments to H.R. 9757, calling for a moratorium on increases in public lands grazing fees for the 1978 grazing year pending an appropriate review of such fees, thereby clearing the measure for the President. Page 19623

Unanimous Consent Debate Limitation Agreements: By unanimous consent it was agreed that following disposition of S. 2899, to authorize funds for programs administered under the Endangered Species Act, Senate will proceed to consider, in the order listed, the following five measures under time limitation agreements, as indicated:

(1) S. 2617, authorizing such sums as may be necessary through fiscal year 1981 for the Domestic Volunteer Service—one hour on the bill and 30 minutes on amendments;

(2) S. 3085, extending through fiscal year 1982 the special supplemental and child care food programs—two hours on the bill and 30 minutes on amendments;

(3) S. 2534, extending through fiscal year 1984 health maintenance organization programs—one hour on the bill and 30 minutes on amendments;

(4) H.R. 2777, to establish a National Consumer Cooperative Bank—two hours on the bill; two hours on an amendment which may be offered by Senator Tower; one hour on other amendments in the first degree; and 30 minutes on amendments in the second degree; and

(5) S. 3084, authorizing funds for fiscal year 1979 for housing programs—four hours on the bill; two hours on an amendment which may be offered by Senator Proxmire, Muskie, or Chiles; one hour on any other amendment in the first degree; and 30 minutes on amendments in the second degree. Page 19722

Vice Presidential Appointments: Vice President appointed Senator Culver as a Congressional Adviser to the SALT talks in Geneva for 1978, and Senators Ribicoff and Bellmon to the delegation to the U.S.S.R. Parliamentary visit in Moscow, November, 1978.

Page 19721

Senate Authorizations: During the forthcoming 4th of July recess period until Monday, July 10, the Secretary of the Senate is authorized to receive and refer messages from the President and House of Representatives, and the Vice President, President pro tempore, and Acting President pro tempore, are authorized to sign duly enrolled bills and joint resolutions.

Also, all Committees are authorized to file reports between the hours of 9 a.m. and 3 p.m. on Wednesday, July 5. Page 19723

Also, Committee on Governmental Affairs was authorized until 4 p.m. on Friday, June 30, to report S. 2640, Civil Service Reform bill, and until 4 p.m. on July 10 to file report thereon. Page 19722

Referral Extension: Time was extended for an additional 10 days for Committee on Armed Forces to consider S. 2939, intelligence authorizations.

Page 19722

Bills Referred: H.R. 11888, Veterans Disability Compensation Increase, was referred to Committee on Veterans' Affairs, and H.R. 12874, Solar Photovoltaic Energy, was referred to Committee on Commerce, Science, and Transportation. Page 19626

Bills Held at Desk: H.R. 10173, Veterans and Survivors Pension Improvement, and H. Con. Res. 653, enrollment correction, were received and held at the desk.

Messages From the House: Pages 19625–19626

Amendments Submitted for Printing:

Pages 19649–19653

Statements on Introduced Bills: Pages 19627–19647

Additional Statements: Pages 19653–19721

Record Votes: Five record votes were taken today.

Pages 19590, 19597, 19600, 19608, 19625

Recess: Senate met at 8:15 a.m. and, in accordance with provisions of H. Con. Res. 654, recessed at 3:56 p.m.

Page 19723

Committee Meetings

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported 2,726 nominations in the Army, Navy, Air Force, and Marine Corps.

Prior to this action, committee held hearings on the following nominations: Duane C. Sewell, to be Assistant Secretary of Energy for Defense Programs; James P. Wade, Jr., to be Chairman of the Military Liaison Committee to the Department of Energy; Lieutenant General James A. Hill, USAF, to be Vice Chief of Staff; Vice Admiral Alfred J. Whittle, USN, to be Chief of Naval Material; Vice Admiral Robert B. Baldwin, to be Chief of Naval Personnel; Rear Admiral Charles E. McDowell, to be Judge Advocate General of the Navy; Rear Admiral Albert J. Baciocco, Jr., to be Chief of Naval Research; Major General Paul W. Myers, to be Surgeon General of the Air Force; Blaine D. King, to be Lieutenant Colonel in the Marine Corps; Raymond G. Boland, to be Major in the Regular Army; Richard B. Karsh, to be Captain in the Regular Army; and Roy F. Fisher, to be Chief Warrant Officer in the Navy. The above listed nominees appeared before the committee.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following measures:

S. 2782, to protect consumers from misrepresentative advertising of gold and silver jewelry, with an amendment;

An original bill authorizing $150 million for fiscal year 1979 and $310 million for fiscal year 1980 to provide assistance in establishing programs for the reduction of airport and aircraft noise; and

An original resolution waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of the original bill described above.

NOMINATION

Committee on Energy and Natural Resources: Committee concluded hearings on the nomination of Omi Gail Walden, of Georgia, to be an Assistant Secretary of Energy, after the nominee, who was introduced by Senators Talmadge and Nunn, testified and answered questions on her own behalf.

NUCLEAR POWER PLANT SITING

Committee on Environment and Public Works: Subcommittee on Nuclear Regulation continued hearings on S. 2775, to improve the siting and licensing procedures for nuclear power reactors, receiving testimony from David S. Stevens, National Governors Association, Washington, D.C.; Mary Davis, Atlanta, representing National League of Cities; John H. Williams, Madison, Wis., representing National Association of Regulatory Utility Commissioners; Steven Ferrey, National Consumer Law Center, Boston, Mass.; Professor Harold Green, George Washington University Law Center, Washington, D.C.; W. Reid Thompson, Potomac Electric Power Co. and Edison Electric Institute, Washington, D.C.; John D. Selby, Consumers Power Co., Jackson, Mich.; and Donald G. Allen, New England Electric System, Westboro, Mass.

Hearings were recessed subject to call.

CAPITAL GAINS TAX

Committee on Finance: Subcommittee on Taxation and Debt Management Generally continued hearings on S. 3065, 2608, and 2428, bills affecting taxation of capital gains, receiving testimony from Senator Cranston; Daniel H. Brill, Assistant Secretary of the Treasury for Economic Policy; Dr. Michael Evans, Chase Econometrics Associates, Bala-Cynwyd, Pa.; Gary Ciminero, Merrill Lynch Economics, Inc., New York City; Dr. Otto Eckstein, Data Resources, Inc., Lexington, Mass.; Dr. Edwin V. W. Zschau, American Electronics Association, Palo Alto, Calif.; Dr. Martin Feldstein, National Bureau of Economic Research, Cambridge, Mass.; Dr. Arthur Laffer, Los Angeles, Calif.; James W. Davant, Paine Webber, Inc., New York City; A. A. Milligan, American Bankers Association, Washington, D.C.; Arthur Levitt, Jr., American Stock Exchange, New York City; and Andrew J. Biemiller, AFL–CIO, Washington, D.C.

Hearings were recessed subject to call.

HUMAN RIGHTS

Committee on Foreign Relations: Committee held hearings on S. 2894, to establish an Institute for Human Rights and Freedom to promote respect for and observance of human rights and fundamental freedoms in foreign countries, receiving testimony from Douglas J. Bennet, Jr., Assistant Secretary of State for Congressional Relations, accompanied by Mark Schneider,

Deputy Assistant Secretary of State for Human Rights; Leonard H. Marks, Washington, D.C.; Leonard C. Meeker, Center for Law and Social Policy, Washington, D.C.; and Leonard R. Sussman, Freedom House, New York City.

Committee recessed subject to call.

CIVIL SERVICE REFORM

Committee on Governmental Affairs: Committee ordered favorably reported with amendments S. 2640, proposing reform in the civil service laws.

FLEXITIME AND PART-TIME LEGISLATION

Committee on Governmental Affairs: Committee began hearings on S. 517 and H.R. 7814, authorizing employees and agencies of the U.S. Government to experiment with flexible and compressed work schedules, and S. 518 and H.R. 10126, providing increased employment opportunity by executive agencies of the U.S. Government for persons unable to work standard hours, receiving testimony from Senator Nelson; Representatives Burke and Schroeder; Ersa Poston, Commissioner; Barbara Fiss, Program Manager, Flexible Work Hours; and Edward McHugh, Coordinator for Federal Part-Time Employment Programs, all of the Civil Service Commission; J. Gene Raymond, National Federation of Federal Employees, Washington, D.C.; Dr. Carol Greenwald, Commissioner of Banks, State of Massachusetts, Boston; Lynne Revo Cohen, Part-Time Careers, Women's Lobby, Washington, D.C.; and Dr. Fred Best, National Commission for Manpower Policy, Washington, D.C.

Hearings were recessed subject to call.

LABOR REFORM

Committee on Human Resources: Committee held hearings on H.R. 8410, to amend the National Labor Relations Act so as to strengthen the remedies and expedite the procedures under such act, receiving testimony from Senators Lugar and Melcher.

Hearings were recessed subject to call.

NOMINATIONS

Committee on the Judiciary: Committee approved the nominations of Santiago E. Campos, to be U.S. district judge for the district of New Mexico; Robert H. McFarland, of Mississippi, to be U.S. district judge for the Canal Zone; and Louis H. Pollak, to be U.S. district judge for the eastern district of Pennsylvania, after the nominees testified and answered questions on their own behalf. Senators Domenici and Schmitt introduced Mr. Campos, Senators Eastland and Stennis introduced Mr. McFarland, and Senators Schweiker and Heinz introduced Mr. Pollak.

JUSTICE DEPARTMENT AUTHORIZATION

Committee on the Judiciary: Subcommittee on Penitentiaries and Corrections held hearings on proposed fiscal year 1979 authorizations in the amount of $2.6 million for site acquisition and planning for the construction of a west coast prison facility, receiving testimony from Norman A. Carlson, Director, Federal Bureau of Prisons, Department of Justice; Laughlin E. Waters, U.S. District Court for the Central District of California; Dr. James McGaha, American Friends Service Committee, Inc., Washington, D.C.; and Dr. Jerome G. Miller, National Moratorium on Prison Construction, Washington, D.C.

Subcommittee recessed subject to call.

COMMITTEE BUSINESS

Select Committee on Ethics: Committee, in a business meeting, agreed that (a) the use of the frank to send out a mass mailing where in-kind services are provided by Federal agencies in printing and affixing address labels to franked envelopes is not prohibited under Senate Rule 48, as long as such services are generally available to all Senators; and (b) the labeling of franked envelopes by a Government agency under the supervision of a Senate employee does not constitute an improper loan of the frank, as long as the envelopes are returned to the Senate for stuffing and mailing.

Committee will meet again on Thursday, July 13.

INDIAN LAND BILLS

Select Committee on Indian Affairs: Committee ordered favorably reported S. 3153, to settle Indian land claims within Rhode Island and Providence Plantations, with an amendment in the nature of a substitute, and S. 3069, to provide that the Sisseton-Wahpeton Sioux Tribe shall have a preference right to purchase certain North and South Dakota lands held in trust by the U.S. for tribal members, with amendments.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Committee met in closed session with officials of the Central Intelligence Agency.

Committee will meet again on Tuesday, July 11.

HEALTH INSURANCE SUPPLEMENTS

Special Committee on Aging: Committee resumed hearings on the degree to which older Americans are purchasing more private health insurance than needed to supplement gaps in the Medicare program, receiving testimony from Elizabeth Hanford Dole, Commissioner, Federal Trade Commission; Wiley L. Cheatham, District Attorney, 24th Judicial District, Cuero, Texas, accompanied by Curtis L. Woodard, U.S. Postal Inspector, Houston; Joseph C. Mike, Insurance Commissioner of Connecticut, Hartford; and Manuel A. Garcia, Superintendent of Insurance of New Mexico, Albuquerque.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 43 public bills, H.R. 13340–13382; 2 private bills, H.R. 13383 and 13384; and 25 resolutions, H.J. Res. 1040–1053, H. Con. Res. 656, and H. Res. 1251–1260 were introduced. Pages 19564–19567

Bills Reported: Reports were filed as follows:

H.J. Res. 613, to authorize and request the President to issue annually a proclamation designating the first Sunday after Labor Day of each year as "National Grandparents Day", amended (H. Rept. 95–1327);

H.J. Res. 773, authorizing and requesting the President of the United States to issue a proclamation designating the seven calendar days beginning September 17, 1978, as "National Port Week" (H. Rept. 95–1328);

Conference report on H.R. 12933, making appropriations for the Department of Transportation and Related Agencies for the fiscal year ending September 30, 1979 (H. Rept. 95–1329);

H. Res. 1252, providing for the consideration of H.R. 1609, to amend the Mineral Leasing Act of 1920 (H. Rept. 95–1330);

H. Res. 1253, providing for the consideration of H.R. 12796, to amend the National Visitor Facilities Act of 1968 (H. Rept. 95–1331);

H.R. 12028, Veterans' Housing Improvements Act of 1978, amended (H. Rept. 95–1332); and

Conference report on H.R. 11877, to authorize appropriations for fiscal year 1979 for the Peace Corps and to make certain changes in the Peace Corps Act (H. Rept. 95–1333). Page 19564

Journal: By a yea-and-nay vote of 338 yeas to 11 nays with 4 voting "present", Roll No. 513, the House approved the Journal of Wednesday, June 28. Pages 19461–19462

Committee Election: House agreed to H. Res. 1251, electing Representative Rousselot as a member of the Committee on Ways and Means. Page 19462

Insulation Safety Standards: By a voice vote, the House agreed to the conference report on S. 2401, to amend the Consumer Product Safety Act to establish an interim consumer product safety rule relating to the standards for flame resistance and corrosiveness of certain insulation—clearing the measure for Senate action. Pages 19462–19463

Committee To Sit: Committee on Interstate and Foreign Commerce received permission to sit today during proceedings of the House under the 5-minute rule. Page 19463

Sea Grant Program: House agreed, with amendments, to the Senate amendment to H.R. 10822, to improve the operations of the national sea grant program and to authorize appropriations to carry out such program for fiscal years 1979 and 1980—returning the measure to the Senate. Pages 19463–19464

Late Reports: Committee on Merchant Marine and Fisheries received permission to file a report by 5 p.m. Friday, July 7, on H.R. 13311, to amend the Ports and Waterways Safety Act of 1972; and Page 19464

Conferees received permission to file a conference report by midnight tonight on H.R. 12933, making appropriations for the Department of Transportation and Related Agencies for the fiscal year ending September 30, 1979. Page 19465

Banking Audit: House cleared for the President H.R. 2176, Federal Banking Agency Audit Act; by agreeing to the Senate amendments thereto. Pages 19464–19465

Independence Day District Work Period: House cleared H. Con. Res. 654, providing for an adjournment of the House from June 29 until July 10, 1978; by agreeing to the Senate amendments thereto. Page 19466

Housing and Community Development: House continued consideration of H.R. 12433, to amend and extend certain Federal laws relating to housing, community and neighborhood development and preservation, and related programs; but came to no resolution thereon. Proceedings under the 5-minute rule will continue at a later date.

Pending when the Committee of the Whole rose was an amendment that seeks to prohibit the use of HUD funds for the purpose of reorganizing HUD.

By a yea-and-nay vote of 362 yeas to 3 nays with 1 voting "present", Roll No. 514, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

The committee amendments to title III;

An amendment that provides for a one-House veto of rules and regulations promulgated by HUD (agreed to by a recorded vote of 244 ayes to 140 noes, Roll No. 515); and

An amendment that raises the mortgage ceiling for public nonprofit mortgagors to the same levels provided for profit-making mortgagors in the National Housing Act.

Rejected:

An amendment that sought to require HUD to provide pre-purchase counseling to first-time home purchasers who apply for FHA mortgage loans (rejected by a recorded vote of 93 ayes to 285 noes, Roll No. 516); and

An amendment to the previous amendment that sought to limit pre-purchase counseling to persons with incomes not exceeding $25,000 per year. Pages 19466–19486

Ak-Chin Indian Water Rights: By a yea-and-nay vote of 292 yeas to 80 nays, Roll No. 517, the House passed H.R. 8099, relating to the settlement between the United States and the Ak-Chin Indian community of certain water right claims of such community against the United States.

Agreed to the committee amendment in the nature of a substitute.

Agreed to an amendment that deletes language authorizing the Secretary to pay any claims arising under this Act.

Rejected an amendment in the nature of a substitute that sought to authorize $10 million in loans for the purpose of locating ground water on the Ak-Chin Indian Reservation and developing an irrigation system.

Subsequently, this passage was vacated and S. 1582, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed.

H. Res. 1187, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 19488–19495

Public Grazing Lands: By a voice vote, the House passed H.R. 10587, to improve the range conditions of the public grazing lands.

Agreed to the committee amendment in the nature of a substitute.

Agreed to an amendment that strikes language requiring the President to fully request funds authorized by the bill.

H. Res. 1233, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 19487

Pages 19496–19507

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of July 12. Page 19508

Unanimous-Consent Requests: Agreed to the following unanimous-consent requests:

Receive and Sign: That, notwithstanding the adjournment of the House until Monday, July 10, the Clerk be authorized to receive messages from the Senate and that the Speaker be authorized to sign any enrolled bills and joint resolutions duly passed by the two Houses; and

Resignations—Appointments: That, notwithstanding the adjournment of the House until Monday, July 10, the Speaker be authorized to accept resignations, and to appoint commissions, boards, and committees authorized by law or by the House. Pages 19507–19508

Late Report: Committee on Merchant Marine and Fisheries received permission to file a report by midnight Friday, July 7; and

Conferees received permission to file a conference report by midnight tonight on H.R. 11877, to authorize appropriations for fiscal year 1979 for the Peace Corps and to make certain changes in the Peace Corps Act.

Pages 19508, 19559

Adjournment: Adjourned at 4:40 p.m.

Committee Meetings

FOOD STAMP ACT WORKFARE PROVISION

Committee on Agriculture: Met and ordered reported favorably to the House H.R. 13149 as amended, to amend workfare provision of the Food Stamp Act of 1977; and passed over without prejudice H.R. 12101.

U.S. POLICY ON NATO

Committee on Armed Services: Special Subcommittee on NATO Standardization, Interoperability and Readiness held hearings on U.S. policy to improve standardization and interoperability in the NATO Alliance with testimony from representatives of Aerospace Industries Association of America, Inc.; and Electronic Industries Association; and a hearing on other NATO matters with testimony from Adm. Isaac C. Kidd, Jr., USN, Commander in Chief, Atlantic and U.S. Atlantic Fleet.

SAFE BANKING ACT

Committee on Banking, Finance and Urban Affairs: Continued markup of H.R. 13088, Safe Banking Act, and will resume on Tuesday, July 11.

IMPOUNDMENT TITLE OF BUDGET ACT

Committee on the Budget: Task Force on Budget Process held a hearing on the Impoundment Title of the Budget Act. Testimony was heard from Dale McOmber, Office of Management and Budget; Paul Dembling, GAO; and Allen Schick, Library of Congress.

REORGANIZATION PLAN NO. 3

Committee on Government Operations: Subcommittee on Legislation and National Security continued hearings on Reorganization Plan No. 3, to improve Federal emergency management and assistance. Testimony was heard from Representative Dickinson and public witnesses.

HOSPITAL COST CONTAINMENT ACT

Committee on Interstate and Foreign Commerce: Continued markup of H.R. 6575, Hospital Cost Containment Act, and will resume on Tuesday, July 11.

NEPHROLOGY AND UROLOGY RESEARCH NEEDS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment held an oversight hearing on research needs in Nephrology and Urology with testimony from public witnesses.

FOREIGN INTELLIGENCE SURVEILLANCE ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice continued hearings on H.R. 7308, Foreign Intelligence Surveillance Act of 1978. Testimony was heard from Representative Mazzoli; Robert Bork, Esq., former Solicitor General of the United States; and a panel representing the American Civil Liberties Union.

Following the hearing, the committee met in markup session and by a vote of 4 to 3 approved a motion to table H.R. 7308 (title above).

INTERNATIONAL SHIPPING ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 11422, to authorize the formation and implementation of closed conferences and shippers' councils in the foreign oceanborne commerce of the United States. Testimony was heard from officials of New York Chamber of Commerce; and Ingersoll-Rand Company.

CIVIL SERVICE REFORM

Committee on Post Office and Civil Service: Continued markup of H.R. 11280, Civil Service Reform, and will resume on Monday, July 10.

LOCAL PUBLIC WORKS CAPITAL DEVELOPMENT AND INVESTMENT ACT

Committee on Public Works and Transportation: Subcommittee on Economic Development continued hearings on proposals to amend and extend the Local Public Works Capital Development and Investment Act of 1976. Testimony was heard from Peter Smith, III, Commissioner of General Services, City of New York; Mayor of Columbus, Ohio, Tom Moody; and public witnesses.

SPACE APPLICATIONS USER DEVELOPMENT ACTIVITIES

Committee on Science and Technology: Subcommittee on Space Science and Applications continued hearings on NASA space applications user development activities with testimony from public witnesses.

ENVIRONMENTAL MONITORING

Committee on Science and Technology: Subcommittee on the Environment and the Atmosphere continued hearings on environmental monitoring. Testimony was heard from Charles Warren, Chairman, Council on Environmental Quality, and public witnesses.

FOREIGN EARNED INCOME

Committee on Ways and Means: Subcommittee on Miscellaneous Revenue Measures met and approved for full committee action a clean bill, to be introduced, with respect to the tax on earned income of U.S. citizens and resident aliens from sources outside the United States.

Joint Committee Meeting

MIDYEAR ECONOMIC REVIEW

Joint Economic Committee: Committee continued hearings to review midyear economic developments, receiving testimony today on U.S. monetary policy from G. William Miller, Chairman, Board of Governors of the Federal Reserve System, and Arthur B. Laffen, University of Southern California, Los Angeles.

Hearings continue on Tuesday, July 11.

Monday, July 10, 1978

Senate

Chamber Action

Routine Proceedings, pages 19813–19917

Bills Introduced: Four bills and six resolutions were introduced, as follows: S.J. Res. 144–145; S. Con. Res. 94; and S. Res. 504–506. Pages 19815, 19868, 19892–19893

Bills Reported: Reports were made as follows:

S. 2692, authorizing funds for the civilian programs of the Department of Energy for fiscal year 1979, with an amendment, together with additional views (S. Rept. 95–967). Filed on July 5.

S. 2403, to consent to certain amendments to the New Hampshire-Vermont Interstate School Compact approved by Public Law 91–21, relating to the Dresden Interstate School District (S. Rept. 95–968).

S. 2640, to reform in the civil service laws, with an amendment, together with additional and minority views (S. Rept. 95–969).

S. 2236, to strengthen Federal programs and policies for combating international and domestic terrorism, with amendments (S. Rept. 95–970).

H.R. 3489, to entitle the Delegates in the Congress from the District of Columbia, Guam, and the Virgin Islands, to make nominations for appointment to the Merchant Marine Academy (S. Rept. 95–971).

S. Res. 504, requesting an additional $15,000 for expenses of the Committee on Armed Services (without written report—referred to Committee on Rules and Administration).

S. Res. 505, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2692 (without written report—referred to Committee on the Budget). Page 19868

Bills Passed:

Justice Department authorizations: Senate passed and cleared for the House S. 3151, authorizing funds for activities of the Department of Justice for fiscal year 1979, after agreeing to Robert C. Byrd (for Eastland) unprinted amendment No. 1398, of a corrective nature.

Pages 19907–19913

Budget Act waiver: Senate agreed to S. Res. 451, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 11445, authorizing funds for programs administered by the Small Business Administration for fiscal year 1979.

Page 19913

Standard Reference Data: Senate agreed to the House amendments to the Senate amendment to H.R. 11232, authorizing funds for fiscal years 1979–1981 to carry out programs administered under the Standard Reference Data Act, thereby clearing the measure for the President. Page 19913

Military Procurement Authorizations: Senate began consideration of S. 2571, authorizing funds for military procurement for fiscal year 1979, agreed to committee amendment in the nature of a substitute, and the bill, as thus amended, will be considered as original text for purpose of further amendment. Senate also agreed to four other amendments proposed to this bill, as follows:

(1) Stennis unprinted amendment No. 1393, of a corrective nature; Page 19851

(2) Thurmond amendment No. 1302, to reduce by $28.7 million funding for the Naval torpedo account; Page 19861

(3) Modified Goldwater unprinted amendment No. 1396, to bar the use of funds for development of a cruise missile carrier aircraft until the President has submitted to the Congress an arms control impact statement on such aircraft; and Page 19861

(4) Nunn unprinted amendment No. 1397, to assure that military training is available to, but not compulsory for, women enrolled in military colleges. Page 19862

Senate also considered Dole amendment No. 3105 (U.P. No. 1395), to increase from 87,000 to 95,900 the minimum level of Naval reserve personnel, which was laid aside for further consideration tomorrow. Page 19857

When Senate resumes consideration of this bill at 10 a.m. on Tuesday, July 11, it will take up Hart amendment dealing with the F18 type aircraft (one and one-half hour time limitation); following vote on which it will take up Hart amendment dealing with the Naval AV-8B plus aircraft (40 minute time limitation); following vote on which it will take up Hart Naval R&D amendment (40 minute time limitation); to be followed by Dole amendment No. 3105 (ten minute time limitation); with back-to-back votes to begin at 2 p.m. on the latter two amendments. Yeas and nays are ordered on these amendments. Page 19860
Pages 19817–19864

Presidential Messages: Senate received four messages from the President, as follows:

Transmitting report setting forth his determination that import relief for the U.S. stainless steel table flatware industry is not in the national economic interest—received on June 30 and referred to Committee on Finance (PM-189). Page 19864

Transmitting 11th annual reports on the administration of the Highway Safety Act and National Traffic and Motor Vehicle Safety Act—Received on July 5 and referred to Committee on Commerce, Science, and Transportation (PM-190). Page 19864

Transmitting special report on multilateral export controls—referred to Committee on Banking, Housing, and Urban Affairs (PM-191). Page 19864

Transmitting proposed legislation embodying significant changes in programs being administered by the Federal Law Enforcement Assistance Administration—referred to Committee on the Judiciary (PM-192). Pages 19864–19866

Bills Referred: H.R. 10587, public grazing lands, was referred to Committee on Energy and Natural Resources. Page 19866

Messages From the House: Page 19866

Amendments Submitted for Printing: Page 19892

Communications: Pages 19866–19868

Statements on Introduced Bills: Pages 19868–19892

Additional Statements: Pages 19893–19905

Confirmations: Senate confirmed the following nominations:

Santiago E. Campos, to be U.S. district judge for the district of New Mexico;

Louis H. Pollak, to be U.S. district judge for the eastern district of Pennsylvania;

Robert H. McFarland, of Mississippi, to be U.S. district judge for the district of the Canal Zone;

Four Army nominations in the rank of General; nine Navy in the rank of Admiral; eight Air Force in the rank of General; two Marine Corps in the rank of General; and sundry other nominations in the Army, Navy, Air Force, and Marine Corps. Pages 19918–19919

Nominations: During its recent recess period Senate received nominations, as follows:

On June 30:

Edward S. Smith, of Maryland, to be an Associate Judge of the U.S. Court of Claims;

Robert J. Cindrich, to be U.S. attorney for the western district of Pennsylvania;

Eugene Madden, Jr., to be U.S. marshal for the northern district of New York;

Thomas F. Moakley, of Massachusetts, to be a Federal Maritime Commissioner; and

One Navy nomination in the rank of admiral and sundry nominations in the Coast Guard.

On July 5:

Sixty-one Army nominations in the rank of General.

On July 6:

Jose A. Gonzalez, Jr., to be U.S. district judge for the southern district of Florida. Pages 19917–19918

Recess: Senate met at 11 a.m. and recessed at 5:49 p.m. Page 19916

Committee Meetings

CRUDE OIL ENTITLEMENTS

Committee on Energy and Natural Resources: Subcommittee on Energy Conservation and Regulation held oversight hearings on the Department of Energy's administration of the crude oil entitlements program and its impact on the domestic refining industry, receiving testimony from Senators Bentsen and Stone; Deputy Secretary of Energy John F. O'Leary; Jack Evans, Hampton Roads Energy Company, Portsmouth, Virginia; James A. O'Neill, Ingram Corporation, New Orleans; John G. Buckley, Northeast Petroleum Industries, Boston; John Morgan, representing Southwest Regional Energy Council, Baton Rouge, Louisiana; John H. Lichtblau, Petroleum Industry Research Foundation, New York City; Raymond F. Winch, Sun Petroleum Products Co., Wayne, Pennsylvania; and Michael O. Landers, Energy Cooperative, Inc., Long Grove, Illinois.

Subcommittee recessed subject to call.

DOE/ENERGY INDUSTRY

Committee on Energy and Natural Resources: Committee held oversight hearings on relations between the Department of Energy and the energy industry. Witnesses heard were David Bardin, Administrator, Scott Bush, Deputy Assistant Administrator for Regulations and Emergency Planning, Peter Holihan, Industry Specialist, and Roger Miller, Director of the Natural Gas Liquids Branch, all of the Economic Regulatory Administration, and Charles Perry, Petroleum Engineer, Office of Fossil Energy, all of the Department of Energy.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 21 public bills, H.R. 13385–13405; 1 private bill, H.R. 13406; and 2 resolutions, H.J. Res. 1054, and H. Con. Res. 657 were introduced. Pages 19987–19988

Bills Reported: Reports were filed as follows:

H.R. 13340, to amend the Fishery Conservation and Management Act of 1976 in order to regulate the acquisition by foreign fishing vessels, for processing at sea, of fish harvested by United States fishing vessels (H. Rept. 95-1334, filed on Friday, July 7);

H.J. Res. 1007, authorizing the President to proclaim a week, which is to include the seventh and tenth of the month, during the first ten days in May of 1979 as "Asian/Pacific American Heritage Week", amended (H. Rept. 95-1335);

H.R. 1464, Humane Methods of Slaughter Act of 1978, amended (H. Rept. 95-1336);

H.R. 9482, Amending the Packers and Stockyards Act of 1921, amended (H. Rept. 95-1337); and

H.R. 10584, to strengthen the economy of the United States through increased sales abroad of American farm products, amended (H. Rept. 95-1338). Page 19987

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright as Speaker pro tempore for today. Page 19919

Presidential Messages: Read the following messages from the President:

Stainless steel flatware: Message expressing his determination that import relief for the United States stainless steel table flatware industry is not in the national economic interest—referred to the Committee on Ways and Means and ordered printed (H. Doc. 95-364); and

Highway safety: Transmitting the annual report on the administration of the Highway Safety and National Traffic and Motor Vehicle Safety Act of 1966—referred to the Committees on Public Works and Transportation and Interstate and Foreign Commerce. Pages 19920–19921

Subcommittee To Sit: Subcommittee on Economic Stabilization of the Committee on Banking, Finance and Urban Affairs received permission to sit during proceedings of the House under the 5-minute rule on Wednesday, July 12. Page 19921

NYC Financial Assistance: House disagreed to the Senate amendment to H.R. 12426, to authorize the Secretary of the Treasury to provide financial assistance for the city of New York; and agreed to a conference. Appointed as conferees: Representatives Reuss, Moorhead of Pennsylvania, Blanchard, Vento, Rostenkowski, Cotter, Stanton, and McKinney. Page 19922

Foreign Relations Authorization: House disagreed to the Senate amendment to H.R. 12598, Foreign Relations Authorization Act for fiscal year 1979; and agreed to a conference. Appointed as conferees: Representatives Zablocki, Fascell, Diggs, Wolff, Ryan, Meyner, Danielson, Broomfield, Buchanan, and Burke of Florida. Page 19922

Suspensions: House voted to suspend the rules and pass the following:

National Grandparents Day: H.J. Res. 613, amended, to authorize and request the President to issue annually a proclamation designating the first Sunday of September after Labor Day of each year as "National Grandparents Day" (passed by a yea-and-nay vote of 362 yeas to 8 nays, Roll No. 519). Agreed to amend the title; Pages 19922–19924, 19939–19940

Asian/Pacific American Heritage Week: H.J. Res. 1007, amended, authorizing the President to proclaim a week, which is to include the seventh and tenth of the month, during the first ten days in May of 1979 as "Asian/Pacific American Heritage Week" (passed by a yea-and-nay vote of 360 yeas to 6 nays with 1 voting "present", Roll No. 520). Agreed to amend the title; Pages 19924–19925, 19940–19941

National Port Week: H.J. Res. 773, authorizing and requesting the President of the United States to issue a proclamation designating the seven calendar days beginning September 17, 1978, as "National Port Week" (passed by a yea-and-nay vote of 363 yeas to 11 nays with 1 voting "present", Roll No. 521); Pages 19925–19926, 19941

Public telecommunications financing: H.R. 12605, amended, to amend the Communications Act of 1934

to extend and improve the provisions of such Act relating to long-term financing for the Corporation for Public Broadcasting and relating to certain grant programs for public telecommunications; Pages 19926–19937

Substitute Treasury checks: H.R. 13087, to authorize the issuance of substitute Treasury checks without undertakings of indemnity, except as the Secretary of the Treasury may require (passed by a yea-and-nay vote of 375 yeas, Roll No. 522); and

Pages 19937–19938, 19941–19942

National Transportation Safety Board: H.R. 12106, amended, to amend the Independent Safety Board Act of 1974 to authorize additional appropriations (passed by a yea-and-nay vote of 340 yeas to 32 nays, Roll No. 523).

Pages 19938–19939, 19942–19943

Presidential Messages: Received and read the following messages from the President:

Multilateral export controls: Transmitting the Special Report on Multilateral Export Controls—referred to the Committee on International Relations; and

Justice system improvement: Transmitting the Justice System Improvement Act of 1978—referred to the Committee on the Judiciary and ordered printed (H. Doc. 95-365). Pages 19943–19944

National Parks: House continued consideration of H.R. 12536, to provide for increases in appropriations ceilings, development ceilings, land acquisition, and boundary changes in certain Federal park and recreation areas; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Tuesday, July 11.

Agreed to an amendment that, among other things, reduces the authorizations contained in the bill by approximately $220 million from estimates advanced to the committee.

Rejected an amendment that sought to strike language adding the middle Delaware River segment to the Wild and Scenic Rivers System, and to strike language authorizing the Secretary of the Interior to acquire all lands and interests of the Delaware Water Gap National Recreation Area (rejected by a recorded vote of 110 ayes to 275 noes, Roll No. 524). Pages 19944–19979

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 19985

Adjournment: Adjourned at 5:53 p.m.

Committee Meetings

PROCUREMENT PRACTICES

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on procurement practices at the U.S. Army Communications and Electronics Material Readiness Command, Fort Monmouth, New Jersey, with testimony from Major General John R. Stoner, the Commanding General.

URANIUM MILL TAILINGS LICENSING ACT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held a hearing on H.R. 13382, Uranium Mill Tailings Licensing Act. Testimony was heard from Nuclear Regulatory Commission; State of New Mexico; Environmental Policy Center; and Natural Resources Defense Council.

CON ED BLACKOUT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing to review actions taken over the past year to reduce the likelihood of a repeat of the massive blackout of Consolidated Edison Company of New York last July 13. Testimony was heard from Charles B. Curtis, Chairman, Federal Energy Regulatory Commission; Charles A. Zielinski, Chairman, Public Service Commission of the State of New York; and Charles Luce, Chairman of the Board of Consolidated Edison.

FIRESTONE STEEL BELTED RADIAL TIRES

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations resumed hearings on the safety of Firestone Steel Belted Radial "500" Tires. Testimony was heard from public witnesses.

NUTRITION RESEARCH

Committee on Science and Technology: Subcommittee on DISPAC held a hearing on nutrition research. Testimony was heard from representatives of General Accounting Office; Department of Agriculture, and public witnesses.

Hearings continue tomorrow.

PUBLIC DEBT INCREASE

Committee on Ways and Means: Met and ordered reported favorably to the House H.R. 13385, to provide for a temporary increase in the public debt limit.

TRADE ACT

Committee on Ways and Means: Subcommittee on Trade held a hearing on H.R. 10853, to amend the Trade Act of 1974. Testimony was heard from Representatives Broyhill and Cohen; Department of Commerce, and public witnesses.

Joint Committee Meeting

NEW YORK CITY FINANCING

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 12426, authorizing funds for long-term loan guarantees to New York City, but did not complete action thereon and will meet again tomorrow.

Résumé of Congressional Activity

SECOND SESSION OF THE NINETY-FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 19 through June 30, 1978

	Senate	*House*	*Total*
Days in session	91	92	..
Time in session	692 hrs., 59′	515 hrs., 14′	..
Congressional Record:			
Pages of proceedings	10,260	6,298	..
Extension of Remarks	..	..	3,611
Public bills enacted into law	33	56	89
Private bills enacted into law	4	10	14
Bills in conference	3	23	26
Bills through conference	2	8	10
Measures passed, total	342	376	..
Senate bills	103	36	..
House bills	83	166	..
Senate joint resolutions	12	7	..
House joint resolutions	12	13	..
Senate concurrent resolutions	5	3	..
House concurrent resolutions	15	20	..
Simple resolutions	112	131	..
Measures reported, total	*391	*449	..
Senate bills	167	16	..
House bills	79	277	..
Senate joint resolutions	6	4	..
House joint resolutions	7	16	..
Senate concurrent resolutions	5	1	..
House concurrent resolutions	9	10	..
Simple resolutions	118	125	..
Special reports	27	30	..
Conference reports	2	13	15
Measures pending on calendar	92	163	..
Measures introduced, total	1,111	3,863	..
Bills	881	2,972	..
Joint resolutions	41	372	..
Concurrent resolutions	31	205	..
Simple resolutions	158	314	..
Quorum calls	9	67	..
Yea-and-nay votes	197	311	..
Recorded votes	..	139	..
Bills vetoed	0	1	1
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 351 reports have been filed in the Senate, a total of 492 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 19 through June 30, 1978

Army nominations, totaling 6,421, disposed of as follows:	
Confirmed	5,678
Unconfirmed	742
Withdrawn	1
Navy nominations, totaling 16,407, disposed of as follows:	
Confirmed	14,717
Unconfirmed	1,690
Air Force nominations, totaling 9,263 disposed of as follows:	
Confirmed	6,730
Unconfirmed	2,533
Marine Corps nominations, totaling 1,965, disposed of as follows:	
Confirmed	1,710
Unconfirmed	255
Civilian nominations, totaling 2,299, disposed of as follows:	
Confirmed	1,762
Unconfirmed	535
Withdrawn	2
Summary	
Total nominations received	36,355
Total confirmed	30,597
Total unconfirmed	5,755
Total withdrawn	3

Tuesday, July 11, 1978

Senate

Chamber Action

Routine Proceedings, pages 20149–20288

Bills Introduced: Seven bills and five resolutions were introduced, as follows: S. 3273–3279; S. Con. Res. 95; and S. Res. 507–510.

Pages 20182, 20190–20193, 20218, 20231–20232

Bills Reported: Reports were made as follows:

S. 3153, to settle Indian land claims within Rhode Island and Providence Plantations, with an amendment (S. Rept. 95–972).

Special Report of Select Committee on Small Business on allocation of spending responsibility as set forth in the first Congressional resolution on the budget for fiscal year 1979 (S. Rept. 95–973).

S. 2801, designating the building known as the Ozark National Forest Headquarters Building in Russellville, Arkansas, as the "Henry R. Koen Forest Service Building" (S. Rept. 95–974).

S. 1381, setting standards for State no-fault benefit plans to compensate motor vehicle accident victims, with amendments, together with minority views (S. Rept. 95–975).

S. 3279, to provide assistance to aircraft operators to aid them in complying with Federal aircraft noise standards (S. Rept. 95–976—referred to Committee on Finance for its consideration of tax reduction provisions of the bill).

S. Res. 508, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3153 (without written report—referred to Committee on the Budget).

S. Res. 510, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3279 (without written report—referred to Committee on the Budget). Pages 20215–20218

Bills Passed:

Military procurement authorizations: By 87 yeas to 2 nays, Senate passed H.R. 10929, authorizing funds for military procurement for fiscal year 1979, after striking all after the enacting clause and inserting in lieu thereof the text of the Senate companion bill, S. 2571, as amended. Prior to this action, Senate had taken action on additional amendments proposed to S. 2571, as follows:

Adopted:

(1) By 49 yeas to 44 nays, Hart amendment No. 3108, to authorize an additional $5.5 million to initiate development of a Naval version of the Advanced Harrier V/STOL type aircraft; Page 20166

(2) By 90 yeas to 4 nays, modified Hart amendment No. 3106, to authorize an additional $25.2 million for five Naval development programs (ARAPAHO Program, SEAMOD System, SWATH Ship, APRAPS Sonar Development, and the Reserve Merchant Ship Defense System). Page 20170

(3) Roth unprinted amendment No. 1399, to prevent individuals who work in commissaries as bagger-carryout personnel from being considered employees of a nonappropriated fund instrumentality of the United States; Page 20174

(4) Eagleton unprinted amendment No. 1400, to require a report of the President on defense expenditures of each member nation of NATO; Page 20177

(5) Modified Eagleton amendment No. 3110, earmarking $200,000 for a study of the special civil defense needs of certain locales; Page 20182

(6) Culver unprinted amendment No. 1401, to declare a policy for the modernization of the Navy; Page 20183

(7) Culver unprinted amendment No. 1402, of a technical and clarifying nature; Page 20188

(8) Bartlett unprinted amendment No. 1403, to restrict foreign military sale of certain war reserve stocks; Page 20193

(9) Nunn unprinted amendment No. 1404, to delete language of the fiscal 1978 authorizations bill which barred expenditure of funds for the purchase of AWACS aircraft until at least one NATO country contracted to purchase such aircraft; Page 20195

(10) Bartlett unprinted amendment No. 1406, to make the Commandant of the Marine Corps a member of the Joint Chiefs of Staff; Page 20199

Rejected:

(1) By 22 yeas to 68 nays, Hart amendment No. 3107, to delete funds for the F–18 Navy fighter program; Page 20154

(2) By 28 yeas to 64 nays, and one voting present, Dole amendment No. 3105, to increase from 87,000 to 95,900 the minimum level of Naval reserve personnel; Page 20172

(3) Morgan unprinted amendment No. 1407, to delete $115 million allocated to convert an LPH to a V/STOL carrier, and to construct a new LHA assault ship; and Page 20200

(4) By 43 yeas to 46 nays, Thurmond amendment No. 3068, to make certain changes in the Retired Servicemen's Family Protection Plan and the Survivor Benefit Plan (similar to House-passed version of H.R. 3702). Page 20203

S. 2571 was then indefinitely postponed.

Pages 20153–20188, 20193–20213

Committee assignments: Senate agreed to S. Res. 509, appointing Senator Allen to service on Committee on Agriculture, Nutrition, and Forestry, and Committee on the Judiciary; and Senator Ford to service on Committee on Rules and Administration. Page 20182

Soviet trials: Senate agreed to S. Con. Res. 95, stating that it is the sense of the Congress that the current trials of Soviet dissidents are of deep concern to the American people and may impose obstacles to the building of future cooperation between our two countries.

Pages 20190–20193

Presidential Messages: Senate received three messages from the President, as follows:

Transmitting an amendment to his Reorganization Plan No. 2, proposing reorganization of the Civil Service Commission, transmitted on May 23, which amendment would provide substitute language for Section 104(c) of that proposed plan—referred to Committee on Governmental Affairs (PM–193); Page 20213

Transmitting 1977 Annual Report of the United States-Japan Cooperative Medical Science Program—referred to Committee on Human Resources (PM–104); and Page 20213

Transmitting the Tenth Annual Report of the National Advisory Council on Economic Opportunity—referred to Committee on Human Resources (PM–195). Page 20213

Treaties Considered: The following treaties were considered as having passed through their various parliamentary stages up to and including presentation of the resolutions of ratification:

Treaty between Bolivia and the United States on the Execution of Penal Sentences (Exec. G, 95th Cong., 2d sess.);

International Convention for the Safety of Life at Sea (Exec. O, 94th Cong., 2d sess.);

Protocol Relating to Intervention on the High Seas in Cases of Marine Pollution by Substances Other than Oil (Exec. L, 95th Cong., 1st sess.);

Reciprocal Fisheries Agreement between the United States and the United Kingdom and Northern Ireland (Exec. O, 95th Cong., 1st sess.); and

Convention between the United States and Soviet Union concerning the Conservation of Migratory Birds and Their Environment (Exec. K, 95th Cong., 1st sess.).

By unanimous consent it was agreed that following disposition of the military construction authorizations bill, Senate will vote on resolutions of ratification of these five treaties. Pages 20276–20282

Bills Placed on Calendar: H.R. 12605, Public Telecommunications Financing, and H.J. Res. 613, designating Grandparents' Day, were received and placed on the Senate Calendar. Page 20214

Bills Referred: Sundry House-passed bills were referred to appropriate Senate committees. Page 20213

Bill Held at Desk: H.J. Res. 1007, Asian-Pacific American Heritage Week, was received and held at the desk.

Messages From the House: Page 20213

Amendments Submitted for Printing: Page 20231

Communications: Page 20214

Statements on Introduced Bills: Pages 20218–20231

Additional Statements: Pages 20232–20268

Nominations: Senate received two Air Force nominations in the rank of general. Page 20288

Record Votes: Six record votes were taken today. Pages 20165, 20170, 20172, 20174, 20208, 20212

Recess: Senate met at 9 a.m. and recessed at 8:30 p.m. Page 20288

Committee Meetings

COMMUNITY DEVELOPMENT

Committee on Banking, Housing, and Urban Affairs: Committee began hearings on S. 3209, encouraging States to implement and execute comprehensive and coordinated strategies of State investment and development and governmental, structural, and fiscal reform; and S. 3210 and 3211, to provide Federal assistance to encourage community and neighborhood artistic and cultural activities, to promote sound urban design, and to contribute to neighborhood conservation and revitalization; receiving testimony from Secretary of Housing and Urban Development Patricia R. Harris; Governor Michael Dukakis, of Massachusetts, representing The National Governors' Conference; Governor Brendan Byrne, of New Jersey; Mayor Joseph Riley, of Charleston, South Carolina, representing the U.S. Conference of Mayors-National League of Cities; and Julian Dixon, California State Assemblyman, representing National Conference of State Legislatures.

Hearings continue tomorrow.

RAILROAD BANKRUPTCIES

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation concluded oversight hearings on midwest railroad bankruptcies and on the operation of the Railroad Revitalization Regulation Reform Act (P.L. 94–210), after receiving testimony from John Sullivan, Administrator, Federal Railroad Administration, Department of Transportation; A. Daniel O'Neal, Chairman, Interstate Commerce Commission; B. F. Biaggini, Southern Pacific Lines, San Francisco; James R. Wolfe, Chicago and North-

western Railroad, Chicago; John Ingram and Nicholas G. Manos, Chicago, Rock Island and Pacific Railroad Co., Chicago; J. R. Snyder, United Transportation Union, Washington, D.C.; and Charles Horsky, National Bankruptcy Conference, Washington, D.C.

ALASKA NATIONAL LANDS

Committee on Energy and Natural Resources: Committee resumed consideration of the following bills which designate or add certain lands in Alaska to the National Parks, National Wild and Scenic Rivers, and National Wilderness Preservations Systems—S. 499, 1500, 1546, 1787, 2465, 2944, 3016, and H.R. 39—but did not complete action thereon and will meet again tomorrow.

EXPORT-IMPORT BANK AMENDMENTS

Committee on Environment and Public Works: Subcommittee on Resource Protection held hearings on S. 3077, extending until September 30, 1983, the authority of the Export-Import Bank to make new commitments, receiving testimony from Charles Warren, Chairman, Council on Environmental Quality; John Moore, Chairman, Export-Import Bank of the U.S.; and Herbert J. Hansell, Legal Advisor, Department of State.

Hearings were recessed subject to call.

PUBLIC DEBT

Committee on Finance: Subcommittee on Taxation and Debt Management held hearings to receive testimony on the Administration's request to increase the public debt. Witnesses heard were Secretary of the Treasury W. Michael Blumenthal; and Dr. Raymond J. Saulnier, Barnard College and Columbia University, New York City.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

S. Res. 49, favoring international agreement to a treaty requiring the propagation of an international environmental impact statement for any major project expected to have significant adverse effect on the physical environment;

S. Con. Res. 32, expressing the sense of the Congress that the national observance of Thanksgiving should include a voluntary practice to be called "Thankful Giving", whereby Americans are invited to share with those abroad who are hungry;

H. Con. Res. 265, to endorse the Hermosillo Declaration on Combating Traffic in Drugs at the International Level and to urge the President to encourage other nations to cooperate in eradicating narcotics trafficking;

S. Res. 440, expressing the sense of the Senate that the President undertake discussions with the industrialized countries with a view toward developing a common approach to problems facing today's international monetary system, with amendments;

The nominations of Thomas D. Boyatt, of Ohio, to be Ambassador to the Republic of Upper Volta; Raymond E. Gonzalez, of California, to be Ambassador to Ecuador; Geri M. Joseph, of Minnesota, to be Ambassador to the Kingdom of the Netherlands; R. Peter Straus, of New York, to be an Associate Director of the International Communication Agency; and Viron P. Vaky, of Texas, to be an Assistant Secretary of State, and to be a member of the Board of Directors of the Inter-American Foundation; and

A Foreign Service Information Officer and Consular Officer list dated June 26, 1978.

Prior to these actions, committee held hearings on the nominations of Messrs. Boyatt, Gonzalez, Straus, and Vaky, and Ms. Joseph, where the nominees testified and answered questions on their own behalf. Ms. Joseph was introduced by Senators Humphrey and Percy, and Mr. Straus was introduced by Senator Percy.

DEPARTMENT OF EDUCATION

Committee on Governmental Affairs: Committee began consideration of S. 991, to establish in the Executive Branch of Government a Department of Education, but did not complete action thereon and will meet again on Thursday, July 13.

POSTAL REFORM

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation and Federal Services resumed hearings on S. 3229 and H.R. 7700, bills proposing reform of the U.S. Postal Service. Witnesses heard were W. Bowman Cutter, Executive Associate Director for Budget, Office of Management and Budget; and William J. Anderson, Deputy Director, General Government Division, General Accounting Office.

Hearings continue tomorrow.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Committee resumed hearings on S. 2525, to improve the intelligence systems of the United States by establishing a statutory basis for U.S. intelligence gathering activities, receiving testimony from Louis W. Schneider, American Friends Service Committee, Philadelphia; Ethel Taylor, Women Strike for Peace, Philadelphia; and Richard Gutman, Chicago Political Surveillance Litigation and Education Project.

Hearings continue on Tuesday, July 18.

House of Representatives

Chamber Action

Bills Introduced: 20 public bills, H.R. 13407–13426; 1 private bill, H.R. 13427; and 11 resolutions, H.J. Res. 1055–1057, H. Con. Res. 658–662, and H. Res. 1261–1263, were introduced. Pages 20147–20148

Bills Reported: Reports were filed as follows:

Conference report on S. 1633, to provide for the extension of certain Federal benefits, services, and assistance to the Pascua Yaqui Indians of Arizona (H. Rept. 95–1339);

Report of the Committee on Armed Services entitled "Allocation of Budget Authority and Outlays by Major Programs" (H. Rept. 95–1340);

H.R. 13235, a private bill (H. Rept. 95–1341);

H.R. 13149, to amend the pilot project workfare provisions of the Food Stamp Act of 1977 (H. Rept. 95–1342);

H. Res. 1261, providing for the consideration of H.R. 12163, to authorize appropriations to the Department of Energy in accordance with section 261 of the Atomic Energy Act of 1954, section 305 of the Energy Reorganization Act of 1974, section 16 of the Federal Nonnuclear Energy Research and Development Act of 1974, and section 660 of the Department of Energy Reorganization Act, for energy research and development (H. Rept. 95–1343); and

Conference report on H.R. 11504, Agricultural Credit Act of 1978 (H. Rept. 95–1344). Page 20147

Subcommittee To Sit: Subcommittee on Investigations and Review of the Committee on Public Works and Transportation received permission to sit during proceedings of the House under the 5-minute rule today and on Wednesday, July 12, and Thursday, July 13. Page 20032

Agriculture Supplemental Appropriations: By a yea-and-nay vote of 340 yeas to 48 nays, Roll No. 525, the House passed H.J. Res. 1024, making urgent supplemental appropriations for the Department of Agriculture, Agricultural Stabilization Service, for the fiscal year ending September 30, 1978. Pages 20033–20035

Suspensions: House voted to suspend the rules and pass the following bills:

Water resources planning: H.R. 11655, amended, to amend the Water Resources Planning Act (75 Stat. 244, as amended). Agreed to amend the title. Subsequently, this passage was vacated and S. 2701, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed; Pages 20035–20036

Water research: H.R. 11226, amended, to promote a more adequate and responsive national program of water research and development. Subsequently, this passage was vacated and S. 2704, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed; Pages 20036–20049

BLM authorizations: H.R. 10787, amended, to authorize appropriations for activities and programs carried out by the Secretary of the Interior through the Bureau of Land Management; Pages 20049–20051

Surface mining authorization: H.R. 11827, amended, to amend the Surface Mining Control and Reclamation Act of 1977 (Public Law 95–87) to raise certain authorized funding levels contained therein (passed by a yea-and-nay vote of 323 yeas to 74 nays with 1 voting "present", Roll No. 526). Subsequently, this passage was vacated and S. 2463, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed; and Pages 20051–20052, 20058–20059

Joint fisheries ventures: H.R. 13340, amended, to amend the Fishery Conservation and Management Act of 1976 in order to regulate the acquisition by foreign fishing vessels, for processing at sea, of fish harvested by United States fishing vessels. Subsequently, this passage was vacated and the House agreed, with amendment (text of H.R. 13340 as passed by the House), to the Senate amendment to the text of H.R. 10732, to authorize appropriations to carry out the Fishery Conservation and Management Act of 1976 during fiscal years 1979, 1980, and 1981—returning the measure to the Senate. Agreed to the Senate amendment to the title of H.R. 10732. Pages 20053–20058

Presidential Veto Message: Read a message from the President wherein he announces his veto of H.R. 10882, to authorize appropriations to carry out conservation programs on military reservations and public lands during fiscal years 1979, 1980, and 1981; and explains his reasons therefor—ordered printed (H. Doc. 95–368).

Subsequently, agreed to a motion that the veto message and accompanying bill be referred to the Committee on Merchant Marine and Fisheries. Page 20059

Presidential Messages: Received and read the following messages from the President:

U.S.-Japan medical science program: Transmitting the annual report of the United States-Japan Cooperative Medical Science Program—referred to the Committee on Interstate and Foreign Commerce;

Economic opportunity: Transmitting the annual report of the National Advisory Council on Economic Opportunity—referred to the Committee on Education and Labor; and

Reorganization Plan No. 2: Transmitting an amendment to Reorganization Plan No. 2 of 1978—referred to the Committee on Government Operations and ordered printed (H. Doc. 95–369). Page 20060

National Parks: House continued consideration of H.R. 12536, to provide for increases in appropriations ceilings, development ceilings, land acquisition, and boundary changes in certain Federal park and recreation areas; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Wednesday, July 12.

Agreed To:

An amendment that strikes language designating acreage in the Cumberland Gap National Historical Park as wilderness and potential wilderness (agreed to by a division vote of 23 ayes to 13 noes);

An amendment that strikes language designating acreage in the Glacier National Park as wilderness and potential wilderness (agreed to by a recorded vote of 216 ayes to 181 noes, Roll No. 527);

An amendment that reduces the acreage to be designated as wilderness in the Guadalupe Mountains National Park from 58,000 acres to 46,850 acres (agreed to by a division vote of 47 ayes to 16 noes);

An amendment that deletes the word "Men" from the name "Overmountain Men Victory Trail";

A perfecting amendment to language providing for a study of the Irvine Coast-Laguna, California area for possible inclusion in the National Park System, that reduces the acreage to be studied from 20,000 to 17,000 acres, and reduces the amount authorized for the study from $250,000 to $50,000 (agreed to by a division vote of 37 ayes to 16 noes);

An amendment that authorizes the Secretary to enter into an agreement with the State of Minnesota for the transfer of certain lands and waters in the Voyageurs National Park to the State, and for the transfer by the State to the United States of other lands to be added to the park;

A perfecting amendment to language concerning the Upper Mississippi River segments that authorizes the development of a master plan for the administration of the Upper Mississippi and permits Congress to vote on the designation of the Upper Mississippi River segments as part of the Wild and Scenic River System (agreed to by a recorded vote of 205 ayes to 192 noes, Roll No. 529);

An amendment that removes the South Fork of the Shenandoah River from Front Royal to Waynesboro from the study of the Shenandoah River for possible inclusion in the Wild and Scenic River System; and

An amendment that directs the Secretary to provide a form of recognition of the contributions of the late Representative Ketchum toward the needs of the people of the insular areas, in the War in the Pacific National Historical Park, Guam, and the American Memorial Park, Saipan.

Rejected:

An amendment that sought to change the boundary of the Hells Canyon National Recreation Area to exclude the Blue Jacket mining area (rejected by a recorded vote of 147 ayes to 249 noes, Roll No. 528); and

An amendment that sought to strike language removing the St. Croix River from current law limitations on land acquisition by condemnation (rejected by a recorded vote of 175 ayes to 218 noes, Roll No. 530).

Pages 20060–20100

Subcommittees To Sit: Subcommittee on Compensation, Health and Safety of the Committee on Education and Labor and Subcommittee on Commerce, Consumer, and Monetary Affairs of the Committee on Government Operations received permission to sit during proceedings of the House under the 5-minute rule on Wednesday, July 12. Page 20100

Adjournment: Adjourned at 7:02 p.m.

Committee Meetings

FOOD SAFETY AND QUALITY SERVICE WITH REGARD TO MEAT

Committee on Agriculture: Subcommittee on Livestock and Grains held a hearing on food safety and quality service activities with regard to meat. Testimony was heard from Assistant Secretary of Agriculture Carol Foreman, and Robert Angelotti, Food Safety and Quality Service Administrator, USDA.

ARMED SERVICES MISCELLANY

Committee on Armed Services: Subcommittee on Military Personnel met and approved for full committee action H.R. 7161, to allow nationals, as well as citizens of the United States, to participate in the Junior Reserve Officers' Training Corps program; and

H.R. 3307 amended, a private bill.

Following the markup, the Subcommittee held hearings on grievance procedures in the military with testimony from Assistant Secretary of the Army Robert L. Nelson; Assistant Secretary of the Air Force Antonia H. Chayes; and Deputy Assistant Secretary of the Navy Mary M. Snavely; and

Hearing on the All Volunteer Army with testimony from Dr. Charles C. Moskos, Jr., Professor, Department of Sociology, Northwestern University.

KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Martin Luther King, Jr. continued hearings in executive session, and will resume tomorrow.

SAFE BANKING ACT

Committee on Banking, Finance and Urban Affairs: Concluded markup and agreed to introduce a clean bill in lieu of H.R. 13088, Safe Banking Act of 1978.

SECOND BUDGET RESOLUTION

Committee on the Budget: Began hearings on the Second Budget Resolution for Fiscal Year 1979. Testimony was heard from Joint Economic Committee Chairman Bolling; Dr. Alice Rivlin, Director, Congressional Budget Office; and Dr. Barry Bosworth, Director, Council on Wage and Price Stability.

Hearings continue tomorrow.

EXPORT POLICIES

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on export policies regarding products banned by U.S. regulatory agencies. Testimony was heard from Esther Peterson, Special Assistant to the President for Consumer Affairs; Henry Eschwege, Director, Community and Economic Development Division, GAO; and Jacob Scherr, Attorney, Natural Resources Defense Council.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Government Operations: Subcommittee on Government Information and Individual Rights met and approved for full committee action the following:

A report entitled "Freedom of Information Act Requests for Business Data and Reverse-FOIA Lawsuits";

H.R. 12915, to change the structure of the National Archives Trust Fund Board; and

H.R. 8112, to abolish the Federal Records Council.

NUCLEAR WASTE MANAGEMENT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held an oversight hearing on the Interagency Review Group on Nuclear Waste Management. Testimony was heard from representatives of Department of Energy, and U.S. Geological Survey.

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations held an executive meeting on investigation of Korean-American relations.

COAL SLURRY PIPELINE ACT

Committee on Interstate and Foreign Commerce: Met and voted 19 to 9 against passage of H.R. 1609, Coal Slurry Pipeline Act of 1977.

RADIATION HEALTH EFFECTS OF X-RAYS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment held an oversight hearing on radiation health effects of medical and dental diagnostic X-rays.

Hearings continue tomorrow.

NAZI WAR CRIMINALS—INSURANCE CLAIMS

Committee on the Judiciary: Met and ordered reported favorably to the House the following bills:

H.R. 7679 amended, to provide for actions against insurers on claims against persons entitled to diplomatic immunity; and

H.R. 12509, to exclude from admission into, and to deport from, the United States all aliens who persecuted any person on the basis of race, religion, national origin, or political opinion.

PORT SAFETY AND TANK VESSEL SAFETY

Committee on Merchant Marine and Fisheries: Met and ordered reported favorably to the House H.R. 13311, Port Safety and Tank Vessel Safety Act of 1978.

FINANCING GREAT LAKES VESSELS

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 11658, to permit the guarantee of obligations for financing Great Lakes vessels in an amount not exceeding 87½ per centum of the actual or depreciated actual cost of each vessel. Testimony was heard from representatives of Department of Commerce, and Lake Carriers Association.

RADIOACTIVE NUCLEAR WASTES DISPOSAL

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held a hearing on radioactive nuclear wastes disposal. Testimony was heard from Dr. Ferris Webster, NOAA; and Cliff Curtis, International Project of the Center for Law and Social Policy.

CIVIL SERVICE REFORM

Committee on Post Office and Civil Service: Continued markup of H.R. 11280, Civil Service Reform, and will resume tomorrow.

IMPLEMENTATION OF FEDERAL WATER POLLUTION CONTROL ACT

Committee on Public Works and Transportation: Subcommittee on Investigations and Review held a hearing on implementation of the Federal Water Pollution Control Act. Testimony was heard from Comptroller General Elmer B. Staats, GAO; Jerome Horowitz and Larry Bazel, The Vertex Corporation, Rockville, Maryland.

Hearings continue tomorrow.

DEPARTMENT OF ENERGY AUTHORIZATION

Committee on Rules: Granted an open rule providing one hour of general debate; thirty minutes to be equally divided and controlled by the chairman and ranking minority member of the Committee on Science and Technology; fifteen minutes to be equally divided and controlled by the chairman and ranking minority member of the Committee on Interior and Insular Affairs and fifteen minutes to be equally divided and controlled by the chairman and ranking minority member of the Committee on Interstate and Foreign Commerce; waiving points of order against the consideration of the bill for failure to comply with clause 7 of Rule XIII; providing that in lieu of the amendments now printed in the bill, it shall be in order to consider an amendment in the nature of a substitute printed in the Congressional Record of June 23 by Representative Fuqua of Florida, and said substitute shall be read for amendment under the five-minute rule as an original bill by titles instead

of by sections and providing one motion to recommit with or without instructions, on H.R. 12163, Department of Energy Authorization. Testimony was heard from Representatives Teague, Flowers, Wydler, Goldwater, Dingell, Brown of Ohio, and Moore. Statements for the record were submitted by Representatives Wydler and Udall.

DEPARTMENT OF ENERGY AUTHORIZATION

Committee on Rules: Granted an open rule providing one hour of general debate; thirty minutes to be equally divided and controlled by the chairman and ranking minority member of the Committee on Interstate and Foreign Commerce; fifteen minutes to be equally divided and controlled by the chairman and ranking minority member of the Committee on Interior and Insular Affairs and fifteen minutes to be equally divided and controlled by the Committee on Science and Technology; waiving sections 401(b)(1) and 402(a) of the Congressional Budget Act of 1974 and waiving clause 3 of Rule XIII; providing that in lieu of the amendments now printed in the bill, it shall be in order to consider an amendment in the nature of a substitute printed in the Congressional Record of June 23 by Representative Staggers of West Virginia, said substitute shall be read for amendment under the five-minute rule as an original bill by titles instead of by sections, and all points of order against said substitute for failure to comply with the provisions of clause 7, Rule XVI are hereby waived; providing that it shall be in order when consideration of said substitute begins to make a point of order that section 810 of said substitute would be in violation of clause 7, Rule XVI if offered as a separate amendment to H.R. 11392 as introduced, providing if such point of order is sustained, it shall be in order to consider said substitute without section 810 included therein as an original bill for the purpose of amendment, said substitute shall be read for amendment by titles instead of by sections and all points of order against said substitute for failure to comply with the provisions of clause 7, Rule XVI are hereby waived; providing it shall be in order to consider an amendment to said substitute relating only to marginal oil wells known as deep stripper wells if offered by Representative Wright of Texas, said amendment shall not be subject to amendment but shall be debatable by the offering of pro forma amendments and waiving all points of order against said amendment for failure to comply with the provisions of clause 7, Rule XVI and providing one motion to recommit with or without instructions; on H.R. 11392, Department of Energy Authorization. Testimony was heard from Representatives Dingell, Brown of Ohio, Moore, Teague, Flowers, Wydler, Smith of Nebraska, Brooks, Breaux, Schroeder, Wright, and Young of Alaska. Statements for the record were submitted by Representatives Udall and Schroeder.

RECOMMENDED DIETARY ALLOWANCE STANDARDS

Committee on Science and Technology: Subcommittee on DISPAC continued hearings on Recommended Dietary Allowance (RDA) standards. Testimony was heard from Dr. Michael McGinnis, Deputy Assistant Secretary for Health, HEW; Dr. Allen Forbes, Acting Associate Director for Nutrition and Food Sciences, HEW; and public witnesses.

Hearings continue tomorrow.

GASOHOL

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation RD&D held a hearing on alcohol fuels and gasoline-alcohol motor fuel blends (gasohol). Testimony was heard from representatives of American Petroleum Institute; Mitre Corporation, McLean, Virginia; and Battelle Columbus Laboratories.

Hearings continue tomorrow.

SBA AMENDMENTS

Committee on Small Business: Met and ordered reported favorably to the House a clean bill incorporating the provisions of H.R. 12968, to transfer into the Small Business Act provisions of the Domestic Volunteer Service Act of 1973 which affect the operation of volunteer programs to assist small business; and H.R. 12997, to increase the maximum allowable compensation and travel expenses for experts and consultants.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session on committee business, and will resume tomorrow.

TARIFF SUSPENSIONS AND MISCELLANY

Committee on Ways and Means: Met and ordered reported favorably to the House the following bills, as amended:

H.R. 10909, Clinical Laboratory Improvement Act of 1978;

H.R. 5044, to suspend until January 3, 1980, a portion of the duties on strontium nitrate;

H.R. 5265, to provide for the temporary suspension of duty on the importation of fluorspar;

H.R. 7108, to suspend the duty on Yankee Dryer Cylinder Rolls until the close of December 31, 1977;

H.R. 8755, to make specific provisions for ball or roller bearing pillow block, flange, take-up, cartridge, and hanger units in the Tariff Schedules of the United States;

H.R. 9628, to suspend until the close of June 30, 1980, the duty on certain nitrocellulose;

H.R. 10625, to suspend the duty on natural graphite until the close of June 30, 1981;

H.R. 11409, to extend indefinitely the period during which certain dyeing and tanning materials may be imported free of duty;

H.R. 12165, to extend until the close of June 30, 1981, the existing suspension of duties on certain metal waste and scrap, unwrought metal, and other articles of metal;

H.R. 12739, to provide for the duty-free entry of live worms, if a product of Canada;

H.R. 13335, to provide additional fiscal relief for States and political subdivisions with respect to the costs of certain welfare programs; and without amendment;

H.R. 9911, to continue until the close of June 30, 1981, the existing suspension of duties on certain forms of zinc; and

H.R. 10161, for the relief of Eastern Telephone Supply and Manufacturing, Incorporated.

Joint Committee Meetings

MIDYEAR ECONOMIC REVIEW

Joint Economic Committee: Committee resumed hearings to review midyear economic developments, receiving testimony today on the need for industry investment from Michael K. Evans, Chase Econometrics, Bala Cynwyd, Pennsylvania; Professor Martin Feldstein, Harvard University, Cambridge; Gary Fromm, Stanford Research Institute, Arlington, Virginia; and Charles D. Kuehner, American Telephone & Telegraph Co., New York City.

Hearings continue tomorrow.

NEW YORK CITY FINANCING

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 12426, authorizing funds for long-term loan guarantees to New York City, but did not complete action thereon and recessed subject to call.

Wednesday, July 12, 1978

Senate

Chamber Action

Routine Proceedings, pages 20329–20465

Bills Introduced: Four bills as follows: S. 3280–3283.

Pages 20399–20400

S. Res. 440, expressing the sense of the Senate that the President undertake discussions with the industrialized countries with a view toward developing a common approach to problems facing today's international monetary system, with amendments (S. Rept. 95-977).

H. Con. Res. 265, to endorse the Hermosillo Declaration on Combating Traffic in Drugs at the International Level and to urge the President to encourage other nations to cooperate in eradicating narcotics trafficking (S. Rept. 95-978).

H.R. 4270, designating the Federal building and U.S. Courthouse in Hato Rey, Puerto Rico, the "Federico Degetau Federal Building" (S. Rept. 95-979).

S.J. Res. 135, designating the weekend of April 29, 1979, as "Days of Remembrance of Victims of the Holocaust", with amendment (S. Rept. 95-980).

Page 20398

Bills Passed:

Military construction authorizations: Senate passed H.R. 12602, authorizing funds for military construction for fiscal year 1979, after striking all after the enacting clause and inserting in lieu thereof text of Senate companion measure, S. 3079, which bill had at first been amended by adoption of:

(1) Hart unprinted amendment No. 1408, to give the military departments authority to acquire real estate by exchanging excess government-owned land;

Page 20344

(2) Stevens amendment No. 2463, to authorize an additional $2 million to construct or acquire 100 housing units at the Naval Station, Adak, Alaska; **Page 20346**

(3) Stone unprinted amendment No. 1409, authorizing conveyance of 48 acres of land at Eglin Air Force Base to the City of Niceville, Florida, for purposes of a cemetery; and **Page 20346**

(4) Tower amendment No. 3134, to redefine a military installation as a facility at which not less than 300 civilian personnel are authorized to be employed.

Page 20347

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Stennis, Hart, Jackson, Cannon, Harry F. Byrd, Jr., Nunn, Hatfield of Montana, Thurmond, Tower, Scott, and Bartlett.

S. 3079 was then indefinitely postponed. **Page 30382**

Pages 20341–20353, 20376–20382

Commodity Futures Trading Commission: By 84 yeas to 6 nays, Senate passed S. 2391, to extend through fiscal year 1984 the life of the Commodity Futures Trading Commission, after agreeing to committee amendment in the nature of a substitute, on which Senate had at first taken action on proposed amendments, as follows: **Page 20353**

Adopted:

(1) Huddleston unprinted amendment No. 1412, of a technical and clerical nature; **Page 20382**

(2) Eagleton unprinted amendment No. 1413, to authorize implementation of a plan to charge user fees to cover the estimated cost of regulating transactions under the jurisdiction of the Commission; Page 20383

(3) Modified Bellmon amendment No. 3124, having as its purpose expansion of the enforcement capabilities of the CFTC by authorizing increased use of existing State enforcement and prosecutorial authorities; Page 20384

(4) Leahy unprinted amendment No. 1415, to remove the one-house veto presently contained in the bill for options; and Page 20388

(5) Leahy unprinted amendment No. 1416, of a clerical and technical nature. Page 20391

Rejected:

(1) Melcher unprinted amendment No. 1411, to establish, in lieu of the present Commission, a Commodities Trading Commission composed of three members (tabled by 69 yeas to 23 nays); and Page 20369

(2) Eagleton unprinted amendment No. 1414, to suspend the trading of leverage contracts until they can be effectively regulated. Page 20386

Pages 20353–20364, 20367–20376, 20382–20397

International monetary crisis: Senate agreed to S. Res. 440, expressing the sense of the Senate that the President undertake discussions with the industrialized countries with a view toward developing a common approach to problems facing today's international monetary system. Pages 20462–20465

Appointment of Conferees—Military Procurement: Senate insisted on its amendment to H.R. 10929, authorizing funds for military procurement for fiscal year 1979, requested conference with the House, and appointed as conferees Senators Stennis, Jackson, Cannon, McIntyre, Harry F. Byrd, Jr., Nunn, Culver, Hart, Tower, Thurmond, Goldwater, Scott, and Bartlett. Pages 20458–20459

Presidential Messages: Senate received three messages from the President, as follows:

Transmitting Ninth Annual Report of the independent National Corporation for Housing Partnerships and The National Housing Partnership—referred to Committee on Banking, Housing, and Urban Affairs (PM-196);

Transmitting report of the Commodity Credit Corporation for fiscal year 1977—referred to Committee on Agriculture, Nutrition, and Forestry (PM-197); and

Transmitting annual report of the Secretary of Transportation on the operations and activities of the Alaska Railroad during fiscal year 1977—referred to Committee on Commerce, Science, and Transportation (PM-198). Page 20398

Treaties Approved: By unanimous votes of 95 yeas, two-thirds of the Senators present and voting having voted in the affirmative, Senate agreed to resolutions of ratification of the following five treaties:

Treaty between Bolivia and the United States on the Execution of Penal Sentences (Exec. G, 95th Cong., 2d sess.);

International Convention for the Safety of Life at Sea (Exec. O, 94th Cong., 2d sess.);

Protocol Relating to Intervention on the High Seas in Cases of Marine Pollution by Substances Other than Oil (Exec. L, 95th Cong., 1st sess.);

Reciprocal Fisheries Agreement between the United States and the United Kingdom and Northern Ireland (Exec. O, 95th Cong., 1st sess.); and

Convention between the United States and Soviet Union concerning the Conservation of Migratory Birds and Their Environment (Exec. K, 95th Cong., 1st sess.). Pages 20364–20367

Bill Referred: H.J. Res. 1024, supplemental Agriculture appropriations, was referred to Committee on Appropriations. Page 20398

Bill Placed on Calendar: H.R. 10787, Bureau of Land Management authorizations, was received and placed on the Senate Calendar. Page 20398

Messages From the House: Page 20398

Amendment Submitted for Printing: Pages 20426–20430

Statements on Introduced Bills: Pages 20400–20425

Additional Statements: Pages 20430–20458

Nominations: Senate received the nomination of Talcott W. Seelye, of Maryland, to be Ambassador to the Syrian Arab Republic; and sundry nominations in the Army and Navy.

Also, Senate received the withdrawal of the nomination of Hobart C. Jackson, Sr., of Pennsylvania, to be a member of the Federal Council on the Aging. Pages 20465–20478

Record Votes: Seven record votes were taken today. Pages 20365–20366, 20367, 20376, 20394

Recess: Senate met at 8 a.m. and recessed at 6:50 p.m. Page 20465

Committee Meetings

VEGETABLE IMPORTS

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Foreign Agricultural Policy resumed hearings on importation of vegetables from Mexico, receiving testimony from J. Luis Rodriguez, Palm Beach-Broward Farmers, Pompano Beach, Fla., Johnnie Goodnight, Southwest Florida Winter Vegetable Growers Association, Immokaleg, Fla., George Cooper, Jr., South Florida Tomato and Vegetable Growers Association, Princeton, Fla., Dr. Glenn Meyers, Horace J. DePodwin Associates, Inc., New York City; and Edward F. Stoller, accompanied by George Uribe, both of Nogales, Ariz., and Mike Masaoka and Robert Herztein, Washington, D.C., all representing West Mexico Vegetable Distributors.

Hearings were recessed subject to call.

COMMUNITY DEVELOPMENT

Committee on Banking, Housing, and Urban Development: Committee continued hearings on S. 3209, encouraging States to implement and execute comprehensive and coordinated strategies of State investment and development and governmental, structural, and fiscal reform; and S. 3210 and 3211, to provide Federal assistance to encourage community and neighborhood artistic and cultural activities, to promote sound urban design, and to contribute to neighborhood conservation and revitalization, receiving testimony from Geno Baroni, Assistant Secretary of Housing and Urban Development; Livingston L. Biddle, Jr., Chairman, National Endowment for the Arts; Mayor Maynard Jackson of Atlanta, representing U.S. Conference of Mayors—National League of Cities; Sara W. Hodgkins, North Carolina Department of Cultural Resources, Raleigh; Edward Villella, New York City Commission for Cultural Affairs; Elma Lewis, Dorchester, Massachusetts; Arthur P. Ziegler, Jr., Pittsburgh; Peter Ujvagi, National Commission on Neighborhoods, Washington, D.C.; Milton Kotler, National Association of Neighborhoods, Washington, D.C.; Theodore Watkins, Labor Action Council, Watts, California; and Ramon Rueda, Peoples Development Corporation, Bronx.

Hearings were recessed subject to call.

RAILROAD RATES AND CAR SHORTAGES

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation concluded oversight hearings on the impact of the nationwide rail car shortage and on S. 3260, to modify and extend the ratemaking provisions of the Interstate Commerce Act. Witnesses heard were A. Daniel O'Neal, Chairman, Interstate Commerce Commission; Ronald F. Schrader, Special Assistant for Transportation, Department of Agriculture; Les Holland, Iowa Department of Transportation, Des Moines, who was introduced by Senator Culver; William H. Dempsey, Association of American Railroads, Washington, D.C.; Thomas T. Church, Bethlehem Steel, Bethlehem, Pennsylvania; B. O. Smith, Dow Chemical Co., Tulsa, Oklahoma; Edwin M. Wheeler, The Fertilizer Institute, Washington, D.C.; and T. C. White, Farmland Industries, Inc., Kansas City, Kansas.

NUCLEAR LICENSING REFORM

Committee on Environment and Public Works: Subcommittee on Nuclear Regulation resumed hearings on S. 2775, to improve procedures for siting and licensing nuclear power reactors, receiving testimony from Ralph Carlone, Associate Director, Energy and Minerals Division, General Accounting Office; John E. Ward, Atomic Industrial Forum, Washington, D.C.; George Gleason, American Nuclear Energy Council, Washington, D.C.; Marc Messing, Environmental Policy Center, Washington, D.C.; and Anthony Roisman, National Resources Defense Council, Washington, D.C.

Hearings continue tomorrow.

LABOR PUBLIC WORKS PROGRAMS

Committee on Environment and Public Works: Subcommittee on Regional and Community Development resumed hearings on S. 3186, to provide public works employment for the long-term unemployed, receiving testimony from William B. Hewitt, Administrator, Office of Policy, Evaluation, and Research, Employment and Training Administration, Department of Labor; Robert Utley, Deputy Executive Director, The Advisory Council on Historic Preservation; Henry Schechter and Daniel Mundy, AFL-CIO, Washington, D.C.; Dorothea Dunn, Runnemede, New Jersey, on behalf of the Associated General Contractors of America; Michael Callas, Hagerstown, Maryland, on behalf of the Associated Builders and Contractors, Inc.; Mayor Ann Chricton of Decatur, Georgia, on behalf of the National League of Cities; Dennis Walsh, Boston; Al Trimble, National Congress of American Indians, Washington, D.C.; and Andy Ebona, United Indian Planners Association, Washington, D.C.

Hearings continue tomorrow.

TRADE WITH ROMANIA

Committee on Finance: Subcommittee on International Trade held hearings on the proposed extension of Presidential authority to maintain most-favored-nation trade treatment with Romania under the Trade Act of 1974 (Public Law 93-618). Witnesses heard were Senator Jackson; George S. Vest, Assistant Secretary of State for European Affairs; Max Berry, East-West Trade Council, Washington, D.C.; Jacob Birnbaum, The Center for Russian and East European Jewry, New York City; Dr. Paul J. Szilagyi, on behalf of the Hungarian-American Committee of the State of Connecticut, New Milford; Laszlo Hamos, The Committee for Human Rights in Romania, New York City; Milton F. Rosenthal, on behalf of the U.S. Section of the Romanian-U.S. Economic Council, and the Chamber of Commerce of the U.S.; Edward L. Merrigan, accompanied by P. A. Riposanu, New York City; John F. Pittas, UOP, Inc., Washington, D.C.; Stephen Gans, VITCO-A Joint Venture, Mt. Vernon, New York; Gerald T. Williams, Promethean Corporation, Severna Park, Maryland; Hugh P. Donaghue, Control Data Corporation, Arlington, Virginia; H. F. Hodgkins, Jr., Lite-Rollway Corporation, Syracuse, New York; Florian M. Galdau, The American Romanian

Committee for Assistance to Refugees, New York City; B. Niculescu, American-Romanian Cultural Foundation, Inc., New York City; Dimitrie G. Apostoliu, American-Romanian National Committee for Human Rights, New York City; Istvan B. Gereben, Coordinating Committee of Hungarian Organizations in North America, Rockville, Maryland; Dr. Juliana Geran Pilon, Emory University, Atlanta; and Cyrus Gilbert Abbe, New York City.

Hearings were recessed subject to call.

FEDERAL SERVICE LEGISLATION

Committee on Governmental Affairs: Subcommittee on Civil Service and General Services approved for full committee consideration the following measures:

S. 224 and H.R. 9471, to provide that Japanese-Americans shall be allowed civil service retirement credit for time spent in World War II internment camps;

H.R. 8771, to authorize the Civil Service Commission to comply with the terms of a court decree, order, or property settlement in connection with the divorce, annulment, or legal separation of a Federal employee who is under the civil service retirement system;

H.R. 4320, to discontinue civil service annuity payments for periods of employment as a justice or judge of the U.S., with amendments;

H.R. 4319, to provide that employees who retire after five years of service may, in certain instances, be eligible to retain their life and health insurance benefits, with an amendment;

H.R. 8342, to provide for the application of local withholding taxes to Federal employees who are residents of such locality; and

S. 408, extending pension benefits to former employees of county committees.

POSTAL REFORM

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation and Federal Services continued hearings on S. 3229 and H.R. 7700, bills proposing reform of the U.S. Postal Service. Witnesses heard were Clyde DuPont, Chairman, accompanied by Simeon M. Bright, Vice-Chairman; and Kieran O'Doherty, and Carlos Villareal, all Members of the Postal Rate Commission; J. Edward Day, Associated Third-Class Mail Users, Washington, D.C.; Richard Barton, Direct Mail Marketing Association, Washington, D.C.; and Arthur E. Baylis, National Committee on International Trade Documentation, New York City.

Hearings continue tomorrow.

URBAN POLICY

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations began hearings on S. 3266, to establish a program of State incentives to improve programs affecting distressed local governments, and S. 3267, to reform procedures and regulations under which State and local governments receive federal assistance, receiving testimony from William B. Welsh, American Federation of State and Municipal Employees, Washington, D.C.; Marilyn Swartz Lloyd, representing the Council on Urban Economic Development, Boston; and Stephen M. Barro, Washington, D.C.

Hearings continue tomorrow.

ADOLESCENT PREGNANCIES

Committee on Human Resources: Committee resumed hearings on S. 2910, to establish programs to assist in preventing unwanted initial and repeat pregnancies among adolescents, receiving testimony from Barbara Blum, New York State Department of Social Services, Albany; Mary Lou Blanchard, Michigan State Department of Social Services, Ann Arbor; Abe Narkunski, Atlantic County Department of Social Services, Atlantic City, New Jersey; Quentin R. Lawson, City of Baltimore Human Resources Coordinator; Marjorie Mecklenberg, American Citizens Concerned for Life, Inc., Minneapolis; Meg Rini, Marie Hendry and Magdalena Houses, Cherry Hill, New Jersey; Jessma Blockwick, United Methodist Board of Church and Society, Washington, D.C.; Emily Palmer, Child Welfare League of America, Detroit; Clyde Shorey, National Foundation of the March of Dimes, Washington, D.C.; Dr. Adele Hoffman, American Academy of Pediatrics, Washington, D.C.; Ilene Wolcott, Women and Health Round Table, Washington, D.C.; Frances Hooks, Girls Club of America, New York City; Dr. Peter Scales and Dr. Sol Gordon, Institute for Family Research and Education, Syracuse University, New York; and Dr. George Thoms, accompanied by Mary Lee Tatum, George Mason High School, Falls Church, Virginia.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on the Judiciary: Committee ordered favorably reported the following measures:

S. 2266, to establish a uniform law on the subject of bankruptcies, with amendments;

S. 3107, to insure that bankruptcy offices shall be maintained separate and apart from the offices of the U.S. district court clerk;

S. 3100, to provide greater discretion to the Supreme Court in selecting the cases it will review;

S.J. Res. 135, designating the weekend of April 20, 1979, as "Days of Remembrance of Victims of the Holocaust", amended;

The following 24 private immigration bills: S. 85, 140, 340, 613, 1484, 1564, 2061, 2067, 2068, 2209, 2243, 2248, 2294, 2326, 2377, 2509, 2639, H.R. 2555, 2945, 4607, 5928, 1751, 3995, and 8449; and

The nominations of Oliver J. Keller, Jr., of Florida, to be a member of the U.S. Parole Commission; and Joseph I. St. George, to be U.S. marshal for the western district of New York.

Committee indefinitely postponed action on 15 private immigration bills, as follows: S. 377, 404, 461, 502, 539, 1179, 1459, 1677, 1742, 1761, 2136, 2186, 2217, 2464, and 510.

Committee further discussed but did not complete action on S. 1393, authorizing the Attorney General to redress deprivations of constitutional rights of institutionalized persons, and S. 1185, to regulate interstate commerce with respect to parimutuel wagering on horseracing, and will meet again next week to consider these bills and other committee business.

FBI CHARTER

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure resumed hearings on the FBI Charter, receiving testimony today on the use of informants by the FBI from Philip B. Heymann, Assistant Attorney General, Criminal Division, Mary C. Lawton, Deputy Assistant Attorney General, Office of Legal Counsel, and John B. Hotis, Inspector, Director's Office, Edwin J. Sharp, Organized Crime Section Chief, and Martin V. Hale, Headquarters Supervisor, Informant Unit, all of the Federal Bureau of Investigation, and Department of Justice; and James Q. Wilson, Harvard University, Cambridge.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Rules and Administration: Committee ordered favorably reported the following resolutions:

S. Res. 405, to make the Select Committee on Indian Affairs a permanent committee of the Senate, with amendments, one of which would maintain the committee as a select committee for two years, through January, 1981;

S. Res. 504, requesting an additional $15,000 for expenses of the Committee on Armed Services; and

Two original resolutions authorizing payment of gratuities to survivors of two deceased Senate employees.

Prior to these actions, committee held hearings on S. Res. 405, receiving testimony from Senators Kennedy, Abourezk, Bartlett, Goldwater, and Stevenson; Kirke Kickingbird, National Congress of American Indians, Washington, D.C.; John Borbridge, Sealaska, Inc., Juneau; and Chuck Trimble, United Effort Trusts, Washington, D.C.

House of Representatives

Chamber Action

Bills Introduced: 19 public bills, H.R. 13428–13446; 2 private bills, H.R. 13447 and 13448; and 9 resolutions, H.J. Res. 1058–1060, H. Con. Res. 663–665, and H. Res. 1264–1266 were introduced. Pages 20575–20576

Bills Reported: Reports were filed as follows:

H.R. 12972, to amend title XVI of the Social Security Act to remove certain work disincentives for the disabled under the supplemental security income benefits program, amended (H. Rept. 95–1345);

H. Res. 1264, providing for the consideration of H.R. 11392, Department of Energy Civilian Programs Authorization Act for fiscal year 1979 (H. Rept. 95–1346);

H. Res. 1265, providing for the consideration of S.J. Res. 4, establishing the Aboriginal Hawaiian Claims Settlement Commission (H. Rept. 95–1347); and

H. Res. 1266, providing for the consideration of H.R. 7308, Foreign Intelligence Surveillance Act of 1978 (H. Rept. 95–1348). Pages 20574–20575

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Brademas as Speaker pro tempore for today. Page 20478

Subcommittees To Sit: Subcommittee on Economic Development of the Committee on Public Works and Transportation received permission to sit today during proceedings of the House under the 5-minute rule; and

Subcommittee on Government Information and Individual Rights of the Committee on Government Operations received permission to sit during proceedings of the House under the 5-minute rule on Thursday, July 13. Page 20478

Late Reports: Committee on Rules received permission to file certain privileged reports by midnight tonight. Page 20479

National Parks: By a yea-and-nay vote of 341 yeas to 61 nays, Roll No. 532, the House passed H.R. 12536, to provide for increases in appropriations ceilings, development ceilings, land acquisition, and boundary changes in certain Federal park and recreation areas.

Agreed to the committee amendment in the nature of a substitute.

Agreed To:

An amendment that establishes the Jackson Hole Scenic Area Commission and requires the development of a Jackson Hole Scenic Area Plan;

An amendment that authorizes the establishment of the Jean Lafitte National Historical Park in Louisiana;

A technical amendment; and

An amendment that designates the Indiana Dunes National Lakeshore as the "Paul H. Douglas Indiana Dunes National Lake Shore".

The Clerk was authorized to correct the table of contents, section numbers, punctuation, and cross references in the engrossment of the bill. Pages 20479–20493

Soviet Trials: By a yea-and-nay vote of 380 yeas to 10 nays with 6 voting "present", Roll No. 534, the House agreed to S. Con. Res. 95, condemning the trials of Anatoly Shcharansky, Viktoras Petkus, and Aleksandr Ilyich Ginzburg—clearing the measure.

By a yea-and-nay vote of 277 yeas to 120 nays, with 2

voting "present", Roll No. 533, agreed to a motion to lay on the table an appeal of the ruling of the chair wherein he sustained a point of order against a motion to commit the resolution to the Committee on International Relations with instructions to report it back forthwith containing an amendment stating that it is the sense of Congress that United States representatives to the SALT talks be recalled as further evidence of the commitment of the United States to the principles set out in the resolution. Earlier, points of order were sustained against two similar motions to commit the resolution with instructions to the Committee on International Relations. Pages 20494–20506

Export of Uranium to India: By a yea-and-nay vote of 181 yeas to 227 nays, Roll No. 535, the House failed to agree to H. Con. Res. 599, disapproving the proposed export of low-enriched uranium to India.

Agreed to a motion to limit debate on the resolution to two hours. A point of order against this motion was overruled.

By a division vote of 59 ayes to 3 noes, the House agreed to resolve itself into the Committee of the Whole. Pages 20506–20520

Education Amendments: House completed all general debate and began reading for amendment on H.R. 15, to extend for five years certain elementary, secondary, and other education programs; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, July 13.

Agreed To:

Sundry technical amendments;

An amendment that makes provisions permitting personnel paid entirely by compensatory education funds to assume noninstructional duties effective upon enactment;

An amendment that requires compensatory education funds to be allocated between eligible schools on the basis of the number and needs of children;

An amendment that exempts from comparability reporting requirements those local educational agencies not required to report upon the date of enactment of this bill; and

An amendment that guarantees each State .25 per centum of the funds appropriated for concentration grants.

Rejected:

An amendment that sought to allow local educational agencies who have compensatory education programs to qualify for incentive grants, even if a State program does not exist (rejected by a recorded vote of 150 ayes to 240 noes, Roll No. 537); and

An amendment that retains the provision in current law that limits the count of AFDC children to two-thirds of such numbers for compensatory education formula purposes (rejected by a recorded vote of 175 ayes to 212 noes, Roll No. 538). Pages 20520–20573

Adjournment: Adjourned at 8:44 p.m.

Committee Meetings

AGRICULTURAL LAND RETENTION ACT

Committee on Agriculture: Met and ordered reported favorably to the House H.R. 11122 amended, Agricultural Land Retention Act.

KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Martin Luther King, Jr. continued hearings in executive session.

ANTI-INFLATION PROGRAM

Committee on Banking, Finance, and Urban Affairs: Subcommittee on Economic Stabilization continued hearings on the Administration's anti-inflation program. Testimony was heard from George Perry, Brookings Institution; and Rudolph Pener, American Enterprise Institute.

SECOND BUDGET RESOLUTION

Committee on the Budget: Continued hearings on the Second Budget Resolution for Fiscal Year 1979. Testimony was heard from Charles Schultze, Chairman, President's Council of Economic Advisers; and Secretary of the Treasury Blumenthal.

Hearings continue tomorrow.

LONGSHOREMEN'S AND HARBOR WORKERS' COMPENSATION ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety held an oversight hearing on the Longshoremen's and Harbor Workers' Compensation Act. Testimony was heard from representatives of American Waterways Operators.

Hearings continue Wednesday, July 26.

EXPORT POLICIES

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs continued hearings on export policies regarding products banned by U.S. regulatory agencies. Testimony was heard from Susan King, Consumer Product Safety Commission; FDA Commissioner Donald Kennedy; and Barbara Blum, Administrator, EPA.

Hearings continue tomorrow.

UNITED STATES EMBASSIES

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on management, administrative, and personnel issues of U.S. Embassies. Testimony was heard from Ben H. Read, Deputy Under Secretary, John M. Thomas, Assistant Secretary for Administration, and Robert S. Gershenson, Deputy Assistant Secretary for Personnel, Department of State.

COMMITTEE BUSINESS

Committee on House Administration: Met and acted on committee business.

U.S. PRIVATE INVESTMENT IN SOUTH AFRICA

Committee on International Relations: Subcommittees on Africa and on International Economic Policy and Trade held a joint hearing on United States private investment in South Africa. Testimony was heard from representatives of Control Data Corporation; NCR Corporation; Ford Motor Company; and General Motors Corporation.

WESTERN EUROPE

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on Western Europe in 1978: The malaise. Testimony was heard from Dr. Helmut Sonnenfeldt, former Counselor, Department of State; and Dr. Joseph LaPalombara, Yale University.

WHITE COLLAR CRIME

Committee on the Judiciary: Subcommittee on Crime held an oversight hearing on white collar crime, hearing testimony from Deputy Attorney General Benjamin Civiletti.

GREAT LAKES FISHERIES ACT AMENDMENTS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 12531, to require the preparation of a comprehensive report concerning the conservation and management of the Great Lakes fisheries, and to establish a hatchery and a fisheries monitoring program for the Great Lakes. Testimony was heard from representatives of Department of Interior, Michigan Department of Natural Resources; and the Great Lakes Fishery Commission.

U.S. OCEANOGRAPHIC RESEARCH FLEET

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held an oversight hearing on U.S. Oceanographic Research Fleet. Testimony was heard from representatives of University National Oceanographic Laboratories Systems; Oregon State University School of Oceanography; and National Oceanic and Atmospheric Administration.

RADIATION HEALTH EFFECTS OF X-RAYS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued oversight hearings on radiation health effects of medical and dental diagnostic X-rays. Testimony was heard from FDA Commissioner Donald Kennedy; and Russell Morgan and Harold Wyckoff, American College of Radiology.

Hearings continue tomorrow.

LOCAL RAIL SERVICE ASSISTANCE

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce held a hearing on H.R. 11979, Local Rail Service Assistance Act of 1978. Testimony was heard from Members of Congress; Jack Sullivan, Federal Railroad Administration; Louis Rossi, New York State Department of Transportation; and public witnesses.

Hearings continue tomorrow.

GAO REPORTS ON EEO PROGRAM AT JUSTICE DEPARTMENT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on GAO reports on the Equal Employment Opportunity Action Program at the Department of Justice. Testimony was heard from Hyman L. Krieger, Director, Federal Personnel and Compensation Division, GAO.

TORT CLAIMS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations met for markup of but did not complete action on H.R. 9219 to provide for an exclusive remedy against the United States in suits based upon acts or omission of U.S. employees.

POST OFFICE MISCELLANY

Committee on Post Office and Civil Service: Met and ordered reported favorably to the House the following measures:

H.J. Res. 685 amended, to designate October 8, 1978, as "Firefighters' Memorial Sunday";

H.J. Res. 963 technical amendment, to designate July 8, 1979 as "National P.O.W.–M.I.A. Recognition Day"; and

H.R. 13369, relating to the mailing of solicitations disguised as invoices or statements of accounts.

The committee continued markup of H.R. 11280, Civil Service reform, and will resume tomorrow.

IMPLEMENTATION OF FEDERAL WATER POLLUTION CONTROL ACT

Committee on Public Works and Transportation: Subcommittee on Investigations and Review continued hearings on implementation of the Federal Water Pollution Control Act, with testimony from public witnesses.

Hearings continue tomorrow.

LOCAL PUBLIC WORKS CAPITAL DEVELOPMENT AND INVESTMENT ACT

Committee on Public Works and Transportation: Subcommittee on Economic Development continued hearings on proposals to amend and extend the Local Public Works Capital Development and Investment Act of 1976. Testimony was heard from Members of Congress and public witnesses.

ESTABLISHING ABORIGINAL HAWAIIAN CLAIMS COMMISSION

Committee on Rules: Granted an open rule providing one hour of general debate on S.J. Res. 4, Establishing the Aboriginal Hawaiian Claims Settlement Commission. Testimony was heard from Representatives Akaka and Heftel.

FOREIGN INTELLIGENCE SURVEILLANCE ACT

Committee on Rules: Granted an open rule providing three hours of general debate; one and one-half hours to be equally divided and controlled by the chairman and ranking minority member of the Permanent Select Committee on Intelligence and one and one-half hours to be equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary; making the committee amendment in order as an original bill for the purpose of amendment; providing that the substitute be read for amendment by titles instead of by sections; waiving all points of order against the substitute for failure to comply with the provisions of clause 5, Rule XXI; providing that no amendment to said substitute shall be in order except germane amendments printed in the Congressional Record at least three legislative days before their consideration, pro forma amendments for the purpose of debate, and amendments recommended by the Permanent Select Committee on Intelligence; providing it shall be in order to consider en bloc amendments to said substitute printed in the Congressional Record of July 17 by Representative McClory of Illinois; providing one motion to recommit with or without instructions and providing after passage of H.R. 7308, the Committee on the Judiciary shall be discharged from the further consideration of the bill S. 1566; and it shall then be in order in the House to move to strike out all after the enacting clause of said Senate bill and insert in lieu thereof the text of H.R. 7308 as passed by the House, Foreign Intelligence Surveillance Act of 1978. Testimony was heard from Representatives Boland, Murphy of Illinois, Mazzoli, Kastenmeier, Bob Wilson and McClory.

NUTRITION RESEARCH

Committee on Science and Technology: Subcommittee on DISPAC continued hearings on the adequacy and usefulness of the recommended Dietary Allowance standards. Testimony was heard from Ellen Haas, Community Nutrition Institute; Patricia Hausman, Center for Science in the Public Interest; and Dr. Robert Nesheim, Quaker Oats Company.

Hearings continue tomorrow.

GASOHOL

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation RD&D continued hearings on alcohol fuels and gasoline-alcohol motor fuel blends (gasohol). Testimony was heard from Senator Bayh; Representative Emery; Alvin L. Alm, Assistant Secretary for Policy and Evaluation, DOE; and Harry Brown, Energy Research Coordinator, USDA.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session for continuation of committee business.

HIGHWAY TRUST FUND

Committee on Ways and Means: Met for markup of Highway Trust Fund provisions of H.R. 11733, and will resume tomorrow. The committee deferred action on H.R. 13167, relating to black lung benefit trust.

Joint Committee Meeting

MIDYEAR ECONOMIC REVIEW

Joint Economic Committee: Committee continued hearings to review midyear economic developments, receiving testimony today on the international outlook from Richard Cooper, Undersecretary of State for Economic Affairs; E. M. Bernstein, Washington, D.C.; John Norris, Chase Econometrics, Bala Cynwyd, Pennsylvania; and David Ranson, H. C. Wainwright & Co., Boston.

Hearings continue tomorrow.

Thursday, July 13, 1978

Senate

Chamber Action

Routine Proceedings, pages 20730–20847

Bills Introduced: Fifteen bills and five resolutions were introduced, as follows: S. 3284–S3298; and S. Res. 511–515. Pages 20755, 20756, 20769–20773

Bills Reported: Reports were made as follows:

S. 2, to require periodic reauthorization of Government programs, with amendment, together with additional views (S. Rept. 95-981).

S. Res. 504, requesting an additional $15,000 for expenses of the Committee on Armed Services (S. Rept. 95-982).

S. 3069, to provide that the Sisseton-Wahpeton Sioux Tribe shall have a preference right to purchase certain North and South Dakota lands held in trust by the U.S. for tribal members, with amendments (S. Rept. 95-983).

S. 3107, to insure that bankruptcy offices shall be maintained separate and apart from the offices of the U.S. district court clerk (S. Rept. 95-984).

S. 3100, to provide greater discretion to the Supreme Court in selecting the cases it will review, with an amendment (S. Rept. 95-985).

Special Report of Committee on Veterans' Affairs on allocation of spending responsibility as set forth in the first Congressional resolution on the budget for fiscal year 1979 (S. Rept. 95-986).

S. Res. 515, expressing the sense of the Senate in favor of prompt action to alleviate the present shortage of railroad freight cars and locomotives needed to move and market agricultural commodities (S. Rept. 95-987—referred to Committee on Commerce, Science, and Transportation).

S. Res. 513, to authorize payment of a gratuity to survivors of a deceased Senate employee (without written report).

S. Res. 514, to authorize payment of a gratuity to a survivor of a deceased Senate employee (without written report). Pages 20755–20756

Bills Passed:

Authority to testify: Senate agreed to S. Res. 511, authorizing an employee in the office of Senator Culver to testify in a case pending in the District Court of the State of Iowa. Page 20755

Nobel Peace Prize: By 90 yeas to 1 nay, Senate agreed to S. Res. 512, expressing Senate support of the nomination of the Public Groups to Promote Observance of the Helsinki Agreement in the U.S.S.R. for the Nobel Peace Prize to be awarded on December 10, 1978. Pages 20789–20790

National Consumer Cooperative Bank: By 60 yeas to 33 nays, Senate passed H.R. 2777, to establish a National Consumer Cooperative Bank to make loans and guarantees to eligible consumer cooperatives, after agreeing to committee amendment in the nature of a substitute, prior to which Senate rejected four amendments proposed thereto, as follows: Page 20739

(1) By 35 yeas to 59 nays, Tower amendment No. 3086, in the nature of a substitute, to provide a two-year study of consumer cooperatives and a pilot lending program for such groups; Page 20747

(2) By 35 yeas to 57 nays, Lugar amendment No. 3088, to require the Bank to make a small business competitive impact statement as a condition to making any loan; Page 20790

(3) By 35 yeas to 58 nays, Lugar amendment No. 3089, to prohibit the Bank from making a loan unless the borrower has been refused credit twice; and Page 20795

(4) By 36 yeas to 56 nays, Lugar amendment No. 3090, to increase from 35 percent to 50 percent the percentage of loans made by the bank to benefit low income persons. Page 20797

Pages 20739–20754, 20786–20803

North Pacific Fisheries: Senate agreed to the House amendments to the Senate amendments to H.R. 12637, to implement Protocol to the International Convention for the High Seas Fisheries of the North Pacific Ocean, thereby clearing the measure for the President. Page 20754

Ak-Chin Indian Community: Senate agreed to the House amendment to S. 1582, providing for the settlement of the water claims of the Ak-Chin Indian community, thereby clearing the measure for the President. Pages 20754–20755

White House Personnel: Senate began consideration of H.R. 11003, to clarify the authority for employment of personnel in the White House Office, the Executive Residence, and certain related activities. Page 20805

Presidential Message: Senate received a message from the President transmitting the 1976 annual report for Health Activities under the Federal Coal Mine Health and Safety Act—referred to Committee on Human Resources (PM-199). Page 20755

Majority Leader Authority to Adjourn: Majority leader obtained unanimous consent to vitiate an order granted earlier which would have permitted him to be recognized at any point daily to move to recess or adjourn. Page 20845

Bills Referred:

S. 1264, to provide policies for acquisition of property and services by executive agencies, was taken from the calendar and referred to Committee on Armed Services. Page 20803

Amendments Submitted for Printing: Pages 20773–20775

Statements on Introduced Bills: Pages 20756–20769

Additional Statements: Pages 20776–20783

Nominations: Senate received the following nominations:

George M. Lane, of Massachusetts, to be Ambassador to the Yemen Arab Republic;

Stanley R. Resor, of Connecticut, to be Under Secretary of Defense for Policy;

Roger A. Markle, of Utah, to be Director of the Bureau of Mines;

Ruth C. Clusen, of Wisconsin, to be an Assistant Secretary of Energy (Environment);

Gloria Schaffer, of Connecticut, to be a member of the Civil Aeronautics Board;

Jane Hurt Yarn, of Georgia, to be a member of the Council on Environmental Quality;

Richard V. Backley, of Virginia, to be a member of the Federal Mine Safety and Health Review Commission; and

Roy T. Sessums, of Louisiana, to be a member of the Mississippi River Commission. Page 20847

Record Votes: Six record votes were taken today. Pages 20789, 20790, 20795, 20796, 20798, 20802–20803

Recess: Senate met at 10 a.m. and recessed at 10:16 p.m. Page 20847

Committee Meetings

COMMITTEE BUSINESS

Committee on Energy and Natural Resources: Committee agreed to two committee resolutions, as follows:

Waiving the 60-day waiting period for the granting of rights-of-way for the natural gas pipeline to be constructed by the Northwest Pipeline Corporation parallel to its existing Ignacio, Colorado, to Sumas, Washington, mainline; and

Waiving the 60-day waiting period for the granting of rights-of-way for additional natural gas pipelines to be constructed by the Colorado Interstate Gas Company alongside segments of existing pipelines in Sweetwater County, Albany County, and Carbon County, Wyoming.

Committee resumed consideration of the following bills which designate or add certain lands in Alaska to the National Parks, National Wild and Scenic Rivers, and National Wilderness Preservations Systems—S. 499, 1500, 1546, 1787, 2465, 2944, 3016, and H.R. 39—but did not complete action thereon and will meet again tomorrow.

LABOR PUBLIC WORKS PROGRAMS

Committee on Environment and Public Works: Subcommittee on Regional and Community Development continued hearings on S. 3186, to provide public works employment for the long-term unemployed, receiving testimony from Mayor Edward I. Koch, of New York City, on behalf of the U.S. Conference of Mayors; Dr. Calvin M. Frazier, Denver, Colorado, on behalf of the Council of Chief State School Officials; August Steinhilber, National School Board Association, Washington, D.C.; Carl Holman, National Urban Coalition, Washington, D.C.; James Scott, County Supervisor, Fairfax County, on behalf of the National Association of Counties; Paul Reardon, Chamber of Commerce of the United States, Washington, D.C.; Roy Fogle, New Bern, North Carolina, representing the National Association of Development Organizations; and Rhea Cohen, The Sierra Club, Washington, D.C.

Hearings were recessed subject to call.

NUCLEAR LICENSING REFORM

Committee on Environment and Public Works: Subcommittee on Nuclear Regulation continued hearings on S. 2775, to improve procedures for siting and licensing nuclear power reactors, receiving testimony from Alan S. Rosenthal, Chairman, Atomic Safety and Licensing Appeal Panel, Nuclear Regulatory Commission; A. Philip Bray, General Electric Co., John J. Taylor, Westinghouse Electric Corp., and Larry Hobart, American Public Power Association, all of Washington, D.C.

Hearings were recessed subject to call.

CANADIAN FISH

Committee on Finance: Subcommittee on International Trade held hearings on S. Res. 483, to disapprove the waiver of the countervailing duty on certain items of Government-subsidized fish imported from Canada, receiving testimony from Senator Kennedy; Representative Studds; Robert Mundheim, General Counsel, Department of the Treasury; Richard N. Sharood, National Federation of Fishermen, Washington, D.C.; Jacob Dykstra, Point Judith Fisherman's Cooperative, Inc., Narragansett, R.I.; Murry P. Berger, American Seafood Distributors Association, Washington, D.C.; Norman H. Olsen, Jr., Maine Fisherman's Cooperative Association, Inc., Portland; and Dieter W. Schnauck, Stinson Canning Co., Prospect Harbor, Me.

Hearings were recessed subject to call.

POSTAL REFORM

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation and Federal Services continued hearings on S. 3229 and H.R. 7700, bills proposing reform of the U.S. Postal Service. Witnesses heard were Representative Simon; James Winston, National Association of Greeting Card Publishers, Pawtucket, Rhode Island; Robert E. Smith, United Parcel Service, Greenwich, Connecticut; Timothy May, Parcel Shippers Association, Washington, D.C.; William Stubbs, Florida Gift Fruit Shippers Association, Orlando; Leo Albert, Association of American Publishers, Englewood Cliffs, New Jersey; and Henry Brief, Recording Industry Association of America, New York City.

Hearings continue on Wednesday, July 19.

URBAN POLICY

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations continued hearings on S. 3266, to establish a program of State incentives to improve programs affecting distressed local governments, and S. 3267, to reform procedures and regulations under which State and local governments receive Federal assistance, receiving testimony from David B. Walker, accompanied by Michael C. Mitchell and Carl W. Stenberg, all representing the Advisory Commission on Intergovernmental Relations; Nebraska State Senator Douglas Bereuter, representing the National Council of State Legislators; Speaker of the New Hampshire House of Representatives George B. Roberts, Jr.; Mayor Richard E. Carver of Peoria, Illinois, representing the National League of Cities and U.S. Conference of Mayors; and Suzanne H. Muncy, Intergovernmental Coordinator, Montgomery County, Maryland, representing the National Association of Counties.

Hearings were recessed subject to call.

CITIZEN'S PRIVACY PROTECTION

Committee on the Judiciary: Subcommittee on the Constitution resumed hearings on S. 3162 and 3164, bills to secure and protect the freedom of individuals from unwarranted intrusions by persons acting under color of law, receiving testimony from Senator Haskell, John Shattuck, American Civil Liberties Union, Washington, D.C.; Jack Landau, Reporters' Committee for Freedom of the Press, Washington, D.C.; Jerry Friedheim, American Newspaper Publishers Association, Washington, D.C.; and Anthony Day, American Society of Newspaper Editors, Los Angles Times, accompanied by Richard Schmidt, American Society of Newspaper Editors, Washington, D.C.

Hearings were recessed subject to call.

DRUG LEGISLATION

Committee on the Judiciary: Subcommittee on Juvenile Delinquency approved for full committee consideration with amendments, S. 2778, to tighten controls on and to increase penalties for the manufacture and distribution of the drug PCP (angel dust).

Subcommittee also began consideration of S. 1722, denying bail and parole in certain cases involving traffickers and dealers in hard narcotics, but did not complete action thereon.

House of Representatives

Chamber Action

Bills Introduced: 26 public bills, H.R. 13449–13474; 1 private bill, H.R. 13475; and 4 resolutions, H.J. Res. 1061 and 1062, H. Con. Res. 666, and H. Res. 1267 were introduced. Pages 20728–20729

Bills Reported: Reports were filed as follows:

H.R. 13385, to provide for a temporary increase in the public debt limit (H. Rept. 95–1349);

H.R. 13467, making supplemental appropriations for the fiscal year ending September 30, 1978 (H. Rept. 95–1350); and

H.R. 13468, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1979 (H. Rept. 95–1351). Page 20728

Subcommittee To Sit: Subcommittee on Public Buildings and Grounds of the Committee on Public Works and Transportation received permission to sit today during proceedings of the House under the 5-minute rule. Page 20606

Impeachment Resolution: By a yea-and-nay vote of 293 yeas to 82 nays, Roll No. 539, the House agreed to a motion to table H. Res. 1267, to impeach Andrew Young, United States Ambassador to the United Nations. Page 20606

Committee To Sit: Objection was heard to a request by the Committee on Interstate and Foreign Commerce to sit today during proceedings of the House under the 5-minute rule. Page 20607

Education Amendments: By a yea-and-nay vote of 350 yeas to 20 nays, Roll No. 542, the House passed H.R. 15, to extend for five years certain elementary, secondary, and other education programs.

Rejected a motion to recommit the bill to the Committee on Education and Labor.

On a demand for a separate vote, agreed to an amendment that reduces impact aid authorizations by $215 million by striking language eliminating jurisdictional limits on locations of Federal property and language increasing payments for handicapped children of Indian and military personnel. This amendment had been previously agreed to in the Committee of the Whole.

Agreed to the committee amendment in the nature of a substitute, as amended.

Agreed To:

An amendment that requires the Commissioner of Education to consult with State and local educational agencies before issuing evaluation standards for compensatory education programs;

An amendment that permits each State to establish a longer period than 30 days for resolution of a complaint, and that exempts material in a student's file from the requirement that all material concerning complaints be accessible to all parties;

An amendment that provides legal protections for educational agencies alleged to have misspent funds under the Act;

An amendment that requires local educational agencies, in their annual assessment of educational needs, to

identify educationally deprived children in all attendance areas;

An amendment that modifies the provision relating to withholding of compensatory education funds for noncompliance with regulations to permit partial withholding, and that permits compliance agreements with a State education agency in situations where full compliance is not immediately feasible;

An amendment that requires the Commissioner to develop a schedule for conducting evaluations to ensure that one-third of such evaluations in any State are conducted each year;

An amendment that requires that school boards, as well as teachers, be involved in the planning of local compensatory education programs;

An amendment that clarifies that States will establish the subjects to be tested in proficiency examinations and that States may receive grants to either continue or implement educational proficiency plans;

An amendment that provides for early childhood, family, and parenthood education programs;

An amendment that authorizes not more than $75,000 for administration of programs for children and teachers in schools operated for Indian children by the Department of the Interior;

An amendment that provides Federal assistance to local educational agencies with the highest incidence of crime in the schools for combating school violence and vandalism (agreed to by a division vote of 14 ayes to 10 noes);

An amendment that establishes contests in elementary and secondary schools in the area of energy with emphasis on better ways to understand and solve the energy crisis;

An amendment, as amended by a substitute (substitute agreed to by a recorded vote of 197 ayes to 195 noes, Roll No. 540), that prohibits community education grants for any program being conducted in a community by another public agency, unless the Commissioner determines collaboration exists between the local education agency and the public agency;

An amendment, as amended by a substitute, that requires that children enrolled in bilingual programs shall have, after two years, an individual evaluation establishing the need for continued services;

An amendment that amends the definition of eligibility for the bilingual program by striking language that would permit children to remain in the program after they had mastered English skills;

An amendment that allows English language students to participate in bilingual programs when it is determined they will be of substantial assistance in promoting English language skills (agreed to by a recorded vote of 18 ayes to 17 noes);

An amendment that restores language authorizing the National Advisory Council on Bilingual Education;

An amendment that includes Franco-Americans in the definition of minority group in the Emergency School Aid Act;

An amendment that authorizes $20 million or 25 percent of certain appropriated funds for use by the Assistant Secretary to promote certain special projects under the Emergency School Aid Act;

An amendment that extends the impact aid provisions to the Northern Mariana Islands;

An amendment that exempts a State from requirements to make restitution of impact aid funds for the 1977–1978 school year because of noncompliance, if such State has an equalization program for the 1978–1979 year that complies with standards;

An amendment that permits schools in Puerto Rico for Federal Government employees to also serve children of teachers at the schools;

An amendment to the Indian education provisions that, among other things, authorizes basic educational support grants, authorizes a study and analysis of the definition of "Indian", adds new language relating to data collection in determining eligibility, and provides for program monitoring;

An amendment that requires any report, paid for with appropriated funds, to be made available, upon request, within 4 days to the chairman and ranking minority member of the House Committee on Education and Labor and the Senate Committee on Human Resources;

An amendment that gives GAO more authority in monitoring the mandatory evaluations of Federal education programs;

An amendment that provides for a program of assistance to public and private agencies for developing educational television programs;

An amendment that requires HEW evaluators of Federal education programs be qualified by education and experience;

An amendment that requires the Commission to review the evaluation practices for Federal education programs and make recommendations to Congress within one year;

An amendment that requires the development of procedures whereby educational agencies and institutions are permitted to submit information required under Federal programs to a single Federal or State agency;

An amendment that clarifies the confidentiality language in the bill, and terminates those provisions on December 31, 1980;

An amendment that establishes a legislative base for the operation of DOD schools for children of military and civilian personnel overseas and on certain military bases; and

An amendment that clarifies that all contracting authority under this bill is subject to appropriations.

Rejected:

An amendment that sought to make it policy that compensatory education funds are intended to assist local education agencies that meet the needs of children in a certain order of priority;

An amendment that sought to allow any county to qualify for concentration grants if the number of low-income children exceeded the percentage (approximately 2 percent) which 5,000 low-income students is to the total number of students in the 50 most populous counties in the country;

An amendment that sought to strike language establishing pilot projects with the purpose of providing smoother and more successful transition to formal schooling for certain pre-school-aged children;

An amendment that sought to strike language providing for community education programs;

An amendment that sought to strike language providing for metric education programs (rejected by a division vote of 13 ayes to 48 noes);

An amendment that sought to strike language providing for bilingual education programs;

An amendment to the agreed-to amendment reducing impact aid that sought to restore provisions of current law regarding impact aid funds for public housing children; and

An amendment in the nature of a substitute to the committee amendment in the nature of a substitute that sought to provide block grants for all Federal aid to education programs, distribute funds to States based on the number of children enrolled, and permit States to spend the funds to improve education pursuant to State law (rejected by a recorded vote of 79 ayes to 290 noes, Roll No. 541).

Agreed to amend the title.

The Clerk was authorized to correct section numbers, punctuation, references, cross references, and the table of contents in the engrossment of the bill.

Pages 20610–20707

Presidential Messages: Read the following messages from the President:

Alaska Railroad: Transmitting the annual report on the operations and activities of the Alaska Railroad during fiscal year 1977—referred to the Committee on Interstate and Foreign Commerce;

Housing partnerships: Transmitting the ninth annual report of the independent National Corporation for Housing Partnerships and the National Housing Partnership—referred to the Committee on Banking, Finance and Urban Affairs; and

Commodity Credit Corporation: Transmitting the report of the Commodity Credit Corporation for fiscal year 1977—referred to the Committee on Agriculture.

Page 20707

Adjournment: Adjourned at 7:43 p.m.

Committee Meetings

RURAL COMMUNITY DEVELOPMENT ACT

Committee on Agriculture: Met for discussion of H.R. 9983, Rural Community Development Act, and will resume tomorrow.

D.C. APPROPRIATIONS—SUPPLEMENTAL APPROPRIATIONS

Committee on Appropriations: Met and ordered reported favorably to the House bill making appropriations for the District of Columbia for fiscal year 1979; and

Bill making supplemental appropriations for the fiscal year ending September 30, 1978, amended.

SALE OF NAVAL VESSELS—SS *LIFE* ACT

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials held a hearing on H.R. 13255, to approve the sale of certain naval vessels. Testimony was heard from Howard McElroy, Acting Director, Office of Security Assistance and Sales, Department of State; and RAdm. David M. Altwegg, Director, Security Assistance Division, Department of the Navy.

Following the hearing, the Subcommittee approved for full committee action H.R. 13255 (title above) and voted against approval of H.R. 9785, SS *LIFE* Act of 1978.

COMMITTEE BUSINESS

Select Committee on Assassinations: Met in executive session for discussion of investigative issues.

SECOND BUDGET RESOLUTION

Committee on the Budget: Continued hearings on the second budget resolution for fiscal year 1979 with testimony from Federal Reserve Board Chairman G. William Miller.

Hearings continue Monday, July 31.

EXPORT POLICIES

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs continued hearings on export policies regarding products banned by U.S. regulatory agencies. Testimony was heard from Rauer H. Meyer, Director, Office of Export Administration, Department of Commerce; and Sharon Ahmad, Director, Office of International Trade, Department of State.

U.S. MISSIONS

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on housing management at U.S. Missions. Testimony was

heard from John Thomas and William Slayton, Department of State; and Charles Hylander, GAO.

RADIATION PROTECTION

Committee on Government Operations: Subcommittee on Environment, Energy and Natural Resources continued hearings on radiation protection with testimony from Department and public witnesses.

PRESIDENTIAL RECORDS ACT—USE OF ARCHIVES' RECORDS

Committee on Government Operations: Subcommittee on Government Information and Individual Rights met and approved for full committee action H.R. 13364 amended, Presidential Records Act of 1978; and S. 1265, to modify provisions relating to acceptance and use of records transferred to the Archives.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Policy Group on Information and Computers met for discussion of committee business.

HYDROELECTRIC POWERPLANTS

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources held a hearing on H.R. 9333, to authorize the Secretary of the Interior to construct hydroelectric powerplants and various existing water projects. Testimony was heard from Assistant Secretary of Interior Guy Martin.

RHODE ISLAND INDIAN CLAIMS SETTLEMENT

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands met and approved for full committee action H.R. 12860 amended, Rhode Island Indian Claims Settlement Act.

RADIATION HEALTH EFFECTS OF X-RAYS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued oversight hearings on radiation health effects of medical and dental diagnostic X-rays. Testimony was heard from representatives of American Dental Association; American Hospital Association; and Conference of State Radiation Program Directors.

Hearings continue tomorrow.

LOCAL RAIL SERVICE ASSISTANCE

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce continued hearings on H.R. 11979, relating to local rail service assistance. Testimony was heard from Representative Cornwell; Alan Fitzwater, Director, Rail Services Planning Division, ICC; and public witnesses.

THE BILL OF RIGHTS PROCEDURES ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice held a hearing on H.R. 214, The Bill of Rights Procedures Act of 1977. Testimony was heard from Assistant Attorney General Philip Heymann.

RECIPROCAL OCEAN AGREEMENTS ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 11862, Reciprocal Ocean Agreements Act of 1978. Testimony was heard from George Avery, National Industrial Traffic League.

CIVIL SERVICE REFORM

Committee on Post Office and Civil Service: Continued markup of H.R. 11280, Civil Service reform, and will resume on Monday, July 17.

NEW GPO BUILDING

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds held a hearing on and approved for full committee action a building project survey for a new Government Printing Office in Washington, D.C. Testimony was heard from General Services Administration, and John J. Boyle Public Printer.

IMPLEMENTATION OF THE FEDERAL WATER POLLUTION CONTROL ACT

Committee on Public Works and Transportation: Subcommittee on Investigations and Review continued hearings on implementation of the Federal Water Pollution Control Act. Testimony was heard from EPA Administrator Douglas Costle; Representative Sikes, and public witnesses.

NUTRITION RESEARCH

Committee on Science and Technology: Subcommittee on DISPAC continued hearings on the adequacy and usefulness of the Recommended Dietary Allowance standards. Testimony was heard from representatives of Best Foods Co., CPC International, Inc.; Hoffman-La Roche, Inc.; W. T. Thompson, Co.; and The Pillsbury Co.

GASOHOL

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation R.D. & D. continued hearings on alcohol fuels and gasoline-alcohol motor fuel blends (gasohol). Testimony was heard from representatives of Ford Motor Company; American Automobile Association; Midwest Solvents Company, Inc.; and Agricultural Products Industrial, Utilization Committee, State of Nebraska.

SPACE TELESCOPE PROGRAM REVIEW

Committee on Science and Technology: Subcommittee on Space Science and Applications held a hearing on NASA's Space Telescope Program. Testimony was heard from Dr. Noel Hinners, NASA; William F. Wright, Lockheed Space Telescope Program; and Paul E. Petty, Perkin-Elmer Corporation.

HIGHWAY TRUST FUND

Committee on Ways and Means: Continued but did not complete markup of Highway Trust Fund provisions of H.R. 11733, and adjourned subject to call of the Chair.

Joint Committee Meetings

MIDYEAR ECONOMIC REVIEW

Joint Economic Committee: Committee continued hearings to review midyear economic developments, receiving testimony today on international trade from William Cline, The Brookings Institution, Washington, D.C.; Professor David Richardson, University of Wisconsin, Madison; and Robert M. Stern, University of Michigan, Ann Arbor.

Hearings continue on Thursday, July 18.

NEW YORK CITY FINANCING

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 12426, authorizing funds for long-term guarantees to New York City.

ENERGY TAX

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 5263, to provide tax incentives for the production and conservation of energy, but did not reach agreement thereon and recessed subject to call.

Friday, July 14, 1978

Senate

Chamber Action

Routine Proceedings, pages 20871–20959

Bills Introduced: Six bills and two resolutions were introduced, as follows: S. 3299–3304; S. J. Res. 146; and S. Res. 516. Pages 20912, 20923

Bills Reported: Reports were made as follows:

Conference Report on H.R. 5146, to provide for duty-free entry of bobsleds and luges, and to conserve oil and gas by fostering increased utilization of coal in electric generating facilities and major installations (S. Rept. 95–988).

S. 2266, to establish a uniform law on the subject of bankruptcies, with an amendment (S. Rept. 95–989. Referred to Committee on Finance for not to exceed 30 days for its consideration of sections 346, 507, 509, 523, 728, 1146, and 1131). Page 20912

Bills Passed:

Calendar bills: Senate took from Calendar and passed the following five measures:

Without amendment and cleared for the President

Merchant Marine Academy appointments: H.R. 3489, to entitle the Delegates in the Congress from the District of Columbia, Guam, and the Virgin Islands to make nominations for appointment to the Merchant Marine Academy.

National Grandparents' Day: H.J. Res. 613, requesting the President to designate the first Sunday of September after Labor Day, 1978, as National Grandparents' Day.

Federico Degetau Federal Building: H.R. 4270, designating the Federal building and U.S. Courthouse in Hato Rey, Puerto Rico, the "Federico Degetau Federal Building."

Without amendment and cleared for the House

Dresden Interstate School District: S. 2403, to consent to certain amendments to the New Hampshire-Vermont Interstate School Compact approved by Public Law 91–21, relating to the Dresden Interstate School District.

Henry R. Koen Forest Service Building: S. 2801, designating the building known as the Ozark National Forest Headquarters Building in Russellville, Arkansas, as the "Henry R. Koen Forest Service Building."

Pages 20873–20876

White House personnel: Senate passed H.R. 11003, to clarify the authority for employment of personnel in the White House Office, the Executive Residence, and certain related activities, after agreeing to Roth unprinted amendment No. 1418, to limit the authorization to a period of five years. Page 20896

By 16 yeas to 56 nays, Senate rejected Helms unprinted amendment No. 1417, placing a $20 million limitation on Assistance and Service for the President, instead of open-ended funding as provided in the bill.

Pages 20896–20904, 20908

Victims of the holocaust: Senate passed with committee amendment and cleared for the House S.J. Res. 135, designating the weekend of April 29, 1979, as "Days of Remembrance of Victims of the Holocaust".

Pages 20909–20910

Gratuities: Senate agreed to S. Res. 513 and 514, authorizing payments of gratuities to survivors of two deceased Senate employees. Pages 20957–20958

Armed Services Committee expenses: Senate agreed to S. Res. 504, authorizing an additional $15,000 for expenses of Committee on Armed Services.

Page 20958

Coal Utilization: Senate considered conference report on H.R. 5146, to provide for duty-free entry of bobsleds and luges, and to conserve oil and gas by fostering increased utilization of coal in electric generating facilities and major installations. By unanimous consent it was agreed that on Monday, July 17, eight hours will be available for continued debate on this conference report, and vote on question of agreeing to such report to occur at 2 p.m. on Tuesday, July 18.

Pages 20880–20986, 20908–20909

Message From the House: Page 20910

Amendments Submitted for Printing: Pages 20923–20924

Communications: Pages 20910–20911

Statements on Introduced Bills: Pages 20912–20923

Additional Statements: Pages 20925–20954

Confirmations: Senate confirmed the following nominations:

Raymond E. González, of California, to be Ambassador to Ecuador;

Viron P. Vaky, of Texas, to be an Assistant Secretary of State, and a member of the Board of Directors of the Inter-American Foundation;

Geri M. Joseph, of Minnesota, to be Ambassador to the Kingdom of the Netherlands;

Thomas D. Boyatt, of Ohio, to be Ambassador to the Republic of Upper Volta;

R. Peter Straus, of New York, to be an Associate Director of the International Communication Agency;

Joseph I. St. George, to be U.S. marshal for the western district of New York;

Oliver J. Keller, Jr., of Florida, to be a Commissioner of the U.S. Parole Commission; and

Sundry foreign service nominations. Page 20959

Record Vote: One record vote was taken today.

Page 20900

Recess: Senate met at 10 a.m. and recessed at 4:41 p.m.

Page 20959

Committee Meetings

HOUSING COSTS

Committee on the Budget: Committee held hearings to receive testimony on the impact of inflation on housing costs. Witnesses heard were Jay Janis, Under Secretary of Housing and Urban Development; Herman Smith, National Association of Home Builders, Washington, D.C.; and Mary C. Neuhauser, Iowa City, Iowa, representing the U.S. Conference of Mayors.

Committee will meet again on Tuesday, July 25, to begin hearings on the proposed second concurrent Congressional resolution on the budget.

ALASKA NATIONAL LANDS

Committee on Energy and Natural Resources: Committee continued consideration of the following bills which designate or add certain lands in Alaska to the National Parks, National Wild and Scenic Rivers, and National Wilderness Preservations Systems—S. 499, 1500, 1546, 1787, 2465, 2944, 3016, and H.R. 39—but did not complete action thereon and will meet again on Tuesday, July 18.

INDIVIDUAL AND BUSINESS TAX REDUCTION

Committee on Finance: Subcommittee on Taxation and Debt Management held hearings on S. 1860 and H.R. 8333, bills to provide for permanent tax reductions for individuals and businesses, receiving testimony from Representatives Kemp and Stockman; Emil M. Sunley, Deputy Assistant Secretary of the Treasury (Tax Policy); Alan Greenspan, New York City; Herbert Stein, Charlottesville, Virginia; Dr. Michael K. Evans, Chase Econometric Associates, Inc., Bala Cynwyd, Pennsylvania; Dr. Norman B. Ture, Washington, D.C.; Wendell Wilkie Gunn, Chase Manhattan Bank, New York City; Rudy Oswald, AFL-CIO, Washington, D.C.; Thomas F. Field, Taxation with Representation, Arlington, Virginia; Dr. Jack Carlson, Chamber of Commerce of the United States, Washington, D.C.; Donald Baldwin, National Taxpayers Union, Washington, D.C.; and Joseph E. Karth and Robert Best, American League for International Security Assistance, Inc., Washington, D.C.

Subcommittee recessed subject to call.

DEPARTMENT OF EDUCATION

Committee on Governmental Affairs: Committee resumed consideration of S. 991, to establish in the Executive Branch of Government a Department of Education, but did not complete action thereon and will meet again on Tuesday, July 18.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 13476–13489; 1 private bill, H.R. 13490; and 1 resolution, H.J. Res. 1063 were introduced. Pages 21046–21047

Bills Reported: Reports were filed as follows:

Report of the Committee on Ways and Means entitled "Report Pursuant to Section 302 of the Congressional Budget Act of 1954 (H. Rept. 95-1352);

H.R. 5044, to suspend until January 3, 1980, a portion of the duties on strontium nitrate, amended (H. Rept. 95-1353);

H.R. 5625, to provide for the temporary suspension of duty on the importation of fluorspar, amended (H. Rept. 95-1354);

H.R. 7108, to amend the Tariff Schedules of the United States in order to suspend the duty on Yankee Dryer Cylinder Rolls until the close of December 31, 1977, amended (H. Rept. 95-1355);

H.R. 8755, to make specific provisions for ball or roller bearing pillow block, flange, take-up, cartridge, and hangar units in the Tariff Schedules of the United States, amended (H. Rept. 95-1356);

H.R. 9911, to continue until the close of June 30, 1981, the existing suspension on certain forms of zinc, amended (H. Rept. 95-1357);

H.R. 9628, to suspend until the close of June 30, 1980, the duty on certain nitro cellulose, amended (H. Rept. 95-1358);

H.R. 10625, to suspend the duty on natural graphite until the close of June 30, 1981, amended (H. Rept. 95-1359);

H.R. 11409, to extend indefinitely the period during which certain dyeing and tanning materials may be imported free of duty, amended (H. Rept. 95-1360);

H.R. 12165, to extend until the close of June 30, 1981, the existing suspension of duties on certain metal waste and scrap, unwrought metal, and other articles of metal, amended (H. Rept. 95-1361);

H.R. 12739, to suspend the duty on live worms until the close of June 30, 1981, amended (H. Rept. 95-1362); and

H.R. 10161, a private bill (H. Rept. 95-1363).

Page 21046

DOD Authorization: House disagreed to the Senate amendment to H.R. 10929, Department of Defense Appropriations Authorization Act for fiscal year 1979; and agreed to a conference. Appointed as conferees: Representatives Price, Bennett, Stratton, Ichord, Nedzi, Charles H. Wilson of California, Leggett, White, Nichols, Bob Wilson, Dickinson, Whitehurst, and Spence; and Boland, Burlison of Missouri, Mineta, and Robinson when differences regarding intelligence-related activities are under consideration.

Subsequently, by a yea-and-nay vote of 312 yeas to 5 nays with 1 voting "present", Roll No. 543, agreed to a motion that the conference committee meetings on H.R. 10929 be closed to the public at such times as classified national security information is under consideration, except that any sitting Member of Congress shall have the right to attend any closed or open meeting.

Pages 20960–20961

Presidential Message—Coal Mine Health Activities: Received and read a message from the President wherein he transmits the 1976 Annual Report of Health Activities under the Federal Coal Mine Health and Safety Act of 1969—referred to the Committee on Education and Labor. Page 20962

DOE Research and Development Authorizations: House completed all general debate and began reading for amendment on H.R. 12163, to authorize appropriations to the Department of Energy in accordance with section 261 of the Atomic Energy Act of 1954, section 305 of the Energy Reorganization Act of 1974, section 16 of the Federal Nonnuclear Energy Research and Development Act of 1974, and section 660 of the Department of Energy Reorganization Act, for energy research and development; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Monday, July 17.

Pending when the Committee of the Whole rose was an amendment in the nature of a substitute that authorizes $4.3 billion for DOE civilian research and development.

Agreed To:

An amendment that authorizes $75 million for a coal liquefaction demonstration plant (agreed to by a recorded vote of 165 ayes to 132 noes, Roll No. 545). Rejected a substitute amendment to this amendment that sought to authorize $60 million for a coal liquefaction demonstration plant, permitting up to $36 million for process design studies and up to $24 million for detailed design activity;

A technical amendment; and

An amendment that allows photovoltaic energy systems activities on sites under jurisdiction of Federal agencies and sites connected with programs administered by Federal agencies.

Rejected an amendment that sought to authorize the Secretary to complete only the systems design and component testing on the Clinch River Breeder Reactor Project, to conduct a study on an advanced breeder reactor facility utilizing the uranium/plutonium and uranium/thorium fuel cycles, and to prepare a detailed program plan for the Liquid Metal Fast Breeder Reactor Base Technology Program (rejected by a recorded vote of 142 ayes to 187 noes, Roll No. 544).

H. Res. 1261, the rule under which the bill is being considered, was agreed to earlier by a voice vote.

Pages 20962–21024

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of July 19. Page 21025

Adjournment: Adjourned at 3:12 p.m.

Committee Meetings

RURAL COMMUNITY DEVELOPMENT ACT

Committee on Agriculture: Continued but did not complete markup of H.R. 9983, Rural Community Development Act; and approved a committee resolution on proposed restrictions by FDA on the use of low-level antibiotics in animal feed.

FEDERAL ELIGIBLE PAPER—FEDERAL RESERVE BANK PUBLIC DIRECTORS ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy held hear-

ings on H.R. 12621, to expand the class of collateral eligible for use as security for Federal Reserve notes; and H.R. 13148, Federal Reserve Bank Public Directors Act. Testimony was heard from Federal Reserve Board Governor Partee.

RADIATION HEALTH EFFECTS OF X-RAYS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued oversight hearings on radiation health effects of medical and dental diagnostic X-rays. Testimony was heard from representatives of National Cancer Institute; Environmental Protection Agency; and public witnesses.

GASOLINE DEREGULATION

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations held a hearing on gasoline deregulation with testimony from public witnesses.

FINANCING SALES OF COMMERCIAL AIRCRAFT

Committee on Ways and Means: Subcommittee on Trade held a hearing on financing sales of commercial aircraft. Testimony was heard from representatives of Departments of Treasury, State and Commerce; Export-Import Bank, and public witnesses.

INTERNATIONAL SOCIAL SECURITY AGREEMENT WITH ITALY

Committee on Ways and Means: Subcommittee on Social Security held a hearing on International Social Security Agreement with Italy. Testimony was heard from Acting Commissioner Don Wortman, Social Security Administration; and Gregory Ahart, Director, Human Resources Division, GAO.

Joint Committee Meeting

INDIAN LAND

Joint Meeting: Senate Select Committee on Indian Affairs and House Interior and Insular Affairs Subcommittee on Indian Affairs and Public Lands held joint hearings on S. 3002 and H.R. 12344, clarifying the southern boundary of the Salt River Pima-Maricopa Indian Reservation, Arizona, receiving testimony from Senator Goldwater; Representative Rhodes; Mayor Wayne Pomeroy, accompanied by Lamar Shelley, both of the City of Mesa, Arizona; Gerald Antone, Salt River Pima-Maricopa Indian Community, accompanied by Richard Wilks, Mesa; Michael Rappoport, Director of Government Relations for Salt River Project; and Donald Fuller, Mesa.

Hearings were recessed subject to call.

Monday, July 17, 1978

Senate

Chamber Action

Routine Proceedings, pages 21103–21179

Bills Introduced: Five bills and one resolution were introduced, as follows: S. 3305–3309; and S. Res. 517. Pages 21149, 21153

Bills Reported: Reports were made as follows:

S. Res. 49, favoring international agreement to a treaty requiring propagation of an international environmental impact statement for any major project expected to have significant adverse effect on the physical environment, with amendment (S. Rept. 95–990).

S. 140, 340, 1484, 1564, 2243, 2326, 2377, 2509, H.R. 1751, 2555, 2945, 3995, 4607, 5928, S. 85, 613, 2061, 2067, 2068, 2209, 2248, 2294, 2639, and H.R. 8449, private bills (S. Repts. 95–991—95–1014, respectively).

S. Con. Res. 32, expressing the sense of the Congress that the national observance of Thanksgiving should include a voluntary practice to be called "Thankful Giving," whereby Americans are invited to share with those abroad who are hungry (S. Rept. 95–1015).

S. 2384, to improve pension programs for veterans and their survivors, with amendment (S. Rept. 95–1016).

S. Res. 517, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2600, extending certain vocational rehabilitation programs and establishing a comprehensive service program for the severely handicapped (without written report—referred to Committee on the Budget). Pages 21148–21149

Coal Utilization: Senate continued to consider conference report on H.R. 5146, to conserve oil and gas by fostering increased utilization of coal in electric generating facilities and major installations. Vote on this conference report will occur at 2 p.m. on Tuesday, July 18. Pages 21108–21128

Endangered Species: Senate began consideration of S. 2899, to extend the Endangered Species Act for three years, and to establish a Committee to review Federal projects which have come into conflict with that Act. Pages 21128–21148

Debate Limitation Agreements: By unanimous consent it was agreed that when Senate proceeds to consider S. 2788, authorizing the purchase of an additional $600 million of series A preferred stock of the Consolidated Rail Corporation, debate thereon be limited to two hours; with two hours on an amendment which may be offered by Senator Muskie; and 30 minutes on any other amendment; and Page 21128

That when Senate proceeds to consider H.R. 11445, Small Business Administration Act and Small Business Investment Act Amendments, debate thereon be limited to one hour; one hour on each of three amendments which may be offered by Senator Bartlett; and 30 minutes on any other amendment. Page 21128

Pages 21108–21109

Bill Referred: H.R. 12536, National Parks and Recreation Act, was referred to Committee on Energy and Natural Resources. Page 21148

Messages From the House: Page 21148

Amendments Submitted for Printing: Pages 21153–21154

Statements on Introduced Bills: Pages 21149–21153

Additional Statements: Pages 21155–21177

Recess: Senate met at 10 a.m. and recessed at 6 p.m. Page 21179

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee held open and closed hearings on proposed supplemental appropriations for fiscal year 1978 for the defense establishment, receiving testimony from Gerald P. Dinneen, Assistant Secretary of Defense (Communications, Command, Control, and Intelligence); and John R. Quetsch, Principal Deputy Assistant Secretary of Defense (Comptroller).

Also, committee received testimony on proposed reprograming of funds for the defense establishment from Mr. Quetsch; Rear Admiral S. S. Fine, Director of Navy Budget and Reports; Brig. Gen. Robert M. Bond, Deputy Chief of Air Force Staff for Research, Development and Acquisition; Brig. Gen. G. C. Lynch, Deputy Director of Air Force Budget; and Maj. Gen. Ernest D. Peixotto, Director of Army Budget.

Subcommittee recessed subject to call.

SUSAN B. ANTHONY DOLLAR COIN

Committee on Banking, Housing, and Urban Affairs: Committee began hearings on S. 3036, to provide for the minting of a smaller size one-dollar coin to bear the likeness of Susan B. Anthony, receiving testimony from Representatives Leach, Oakar, and Schroeder; Stella B. Hackel, Director, and Dr. Alan J. Goldman Assistant Director for Technology, both of the Bureau of the Mint, Department of the Treasury; Eleanor C. Smeal, National Organization of Women, Washington, D.C.; Vincent C. Burke, Jr., American Bankers Association, Washington, D.C.; Frank D. Register, National Association of Retail Grocers, Washington, D.C.; and G. Richard Schreiber, National Automatic Merchandizing Association, Washington, D.C.

Hearings were adjourned subject to call.

OIL RECOVERY INCENTIVES

Committee on Energy and Natural Resources: Committee held hearings on S. 2623 and 2999, to provide incentives for tertiary enhanced recovery techniques for crude oil production. Witnesses heard were Senators Bentsen and Hart; R. Dobie Langenkamp, Deputy Assistant Secretary, Oil, Natural Gas and Shale Resources, Department of Energy; Vello A. Kuuskraa, Lewin and Associates, Inc., Washington, D.C.; Dr. Arnold Goldburg, accompanied by Michael J. Driver, both of the Gary Operating Company, Inglewood, Colorado; Granville Dutton, Sun Production Company, Dallas; and James E. Russell, Independent Petroleum Association of America, Washington, D.C.

Hearings were adjourned subject to call.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Committee held a closed business meeting, but made no announcements.

Committee will resume hearings tomorrow on S. 2525, to improve the intelligence system of the U.S. by establishing a statutory basis for U.S. intelligence gathering activities.

RETIREMENT, WORK, AND LIFELONG LEARNING

Special Committee on Aging: Committee began oversight hearings on the ramifications of Public Law 95–256, which increases from 65 to 70 years the age limit for retirement under the Age Discrimination in Employment Act. Witnesses heard were Secretary of Health, Education, and Welfare Joseph A. Califano; and Dr. Harold L. Sheppard, Center on Work and Aging of the American Institutes for Research, Washington, D.C.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 19 public bills, H.R. 13491–13509; 1 private bill, H.R. 13510; and 6 resolutions, H.J. Res. 1064–1067, H. Con. Res. 667, and H. Res. 1268 were introduced. Pages 21224–21225

Bill Reported: One report was filed as follows: S. 1613, to improve access to the Federal courts by enlarging the civil and criminal jurisdiction of United States magistrates, amended (H. Rept. 95–1364). Page 21224

Consent Calendar: On the call of the Consent Calendar, the House passed the following:

Cleared for the President:

Creek Nation: S. 947, to declare certain federally

owned land known as the Yardeka School land to be held in trust for the Creek Nation of Oklahoma; and

Cheyenne-Arapaho Tribes: S. 1291, to declare that certain lands of the United States situated in the State of Oklahoma are held by the United States in trust for the Cheyenne-Arapaho Tribes of Oklahoma, and to authorize the Secretary of the Interior to accept conveyance from the Cheyenne-Arapaho Tribes of Oklahoma of certain other lands in Oklahoma to be held in trust by the United States for such tribes.

Sent to the Senate without amendment:

Vietnam veterans: H.R. 12261, to pay tribute to those members of the United States Armed Forces who served honorably in Southeast Asia during the Vietnam conflict; and

Yakima Indian Nation: H.R. 10581, to provide for the distribution of certain judgment funds awarded by the Indian Claims Commission to the Confederated Tribes and Bands of the Yakima Indian Nation.

Sent to the Senate, amended:

Paiute and Shoshone Tribes: S. 785, to declare that all right, title, and interest of the United States in 2,700 acres, more or less, are hereby held in trust for the Paiute and Shoshone Tribes of the Fallon Indian Reservation and Colony, Fallon, Nevada, to promote the economic self-sufficiency of the Paiute and Shoshone Tribes.

Eligible resolution not considered:

Passed over without prejudice: H.J. Res. 738.

Pages 21180–21182

Military Construction Authorization: House disagreed to the Senate amendment to H.R. 12602, to authorize certain construction at military installations for fiscal year 1979; and agreed to a conference. Appointed as conferees: Representatives Nedzi, Price, Charles H. Wilson of California, Brinkley, Davis, Kazen, Won Pat, Whitehurst, Bob Wilson, and Beard of Tennessee.

Page 21184

Suspensions: House voted to suspend the rules and pass the following bills:

Veterans' housing improvement: H.R. 12028, amended, to amend title 38, United States Code, to improve the housing programs of the Veterans' Administration (passed by a yea-and-nay vote of 373 yeas, Roll No. 547);

Pages 21184–21187, 21191–21192

National Commission on Unemployment Compensation: H.R. 12232, to amend the Unemployment Compensation Amendments of 1976 with respect to the National Commission on Unemployment Compensation (passed by a yea-and-nay vote of 306 yeas to 81 nays, Roll No. 548);

Pages 21187–21189, 21192

Extended unemployment compensation eligibility: H.R. 12380, to amend the Federal-State Extended Unemployment Compensation Act of 1970 with respect to an individual's eligibility period for benefits under such Act (passed by a yea-and-nay vote of 381 yeas to 4 nays, Roll No. 549); and

Pages 21189, 21192–21193

SSI presumptive disability: H.R. 10848, amended, to amend title VI of the Social Security Act to provide that an individual who applies for supplemental security income benefits on the basis of disability shall be considered presumptively disabled if he has received social security or supplemental security income benefits as a disabled individual within the preceding five years (passed by a yea-and-nay vote of 351 yeas to 32 nays, Roll No. 550).

Pages 21189–21191, 21193–21194

DOE Research and Development Authorizations: By a yea-and-nay vote of 325 yeas to 67 nays, Roll No. 553, the House passed H.R. 12163, to authorize appropriations to the Department of Energy in accordance with section 261 of the Atomic Energy Act of 1954, section 305 of the Energy Reorganization Act of 1974, section 16 of the Federal Nonnuclear Energy Research and Development Act of 1974, and section 660 of the Department of Energy Reorganization Act, for energy research and development.

Rejected a motion to recommit the bill to the Committee on Science and Technology with instructions to report it back forthwith containing an amendment that would authorize the Secretary to complete only the systems design and component testing on the Clinch River Breeder Reactor Project (rejected by a yea-and-nay vote of 157 yeas to 238 nays, Roll No. 552). An amendment containing identical language was rejected in the Committee of the Whole on Friday, July 14, by a recorded vote of 142 ayes to 187 noes.

Agreed to the committee amendment in the nature of a substitute, as amended.

Agreed To:

An amendment that provides definitions of research and development. Earlier, a point of order against this amendment was overruled;

An amendment that provides $7 million for feasibility design and tests of a small, high-field, tokamak fusion device; and

An amendment that authorizes $541,413 for the Mining and Energy Related Industrial Technologies Educational Center/Coal Utilization Facility.

Rejected an amendment that sought to increase the authorization for the hot-dry rock geothermal exploration programs by $4.1 million.

Pages 21194–21204

Coal Pipeline: After consuming 44½ minutes of general debate on H.R. 1609, to amend the Mineral Leasing Act of 1920, the Committee of the Whole rose. When consideration resumes on Tuesday, July 18, 1 hour and 15½ minutes of general debate time will remain.

By a yea-and-nay vote of 344 yeas to 23 nays with 2 voting "present", Roll No. 555, the House agreed to resolve itself into the Committee of the Whole.

H. Res. 1252, the rule under which the bill is being

considered, was agreed to earlier by a yea-and-nay vote of 376 yeas to 7 nays with 1 voting "present", Roll No. 554.

Pages 21204–21216

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 21224

Adjournment: Adjourned at 5:31 p.m.

Committee Meetings

DISTRICT OF COLUMBIA MISCELLANY

Committee on the District of Columbia: Met and ordered reported favorably to the House the following bills:

S. 1103 amended, District of Columbia Reciprocal Tax Collection Act;

S. 2556 amended, to change the name of the District of Columbia Bail Agency; and

S. 2511, to restrict the possession and carrying of pistols, other firearms, and other dangerous weapons by members of the D.C. Department of Corrections to periods of time when they are on duty and authorized by the Director of the D.C. Department of Corrections.

The Committee considered and voted to table S. 2512, to provide explicit authority for the arrest of material witnesses.

DEPARTMENT OF EDUCATION REORGANIZATION ACT

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on H.R. 13343, Department of Education Reorganization Act. Testimony was heard from representatives of National Education Association; National Conference of Parents and Teachers; Council of Chief State School Officers; American Council on Education; American Association of University Professors; and National School Board Association.

Hearings continue Thursday, July 20.

MUSEUM OF AFRICAN ART

Committee on House Administration: Subcommittee on Library and Memorials held a hearing on H.R. 10792, to authorize the Smithsonian Institution to acquire the Museum of African Art. Testimony was heard from Representative Boggs; S. Dillon Ripley, Secretary, Smithsonian Institution; Senator Moss, Chairman, Board of Trustees and Warren Robbins, Executive Director, Museum of African Art.

URANIUM MILL TAILINGS

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment continued hearings on H.R. 13382, Uranium Mill Tailings Licensing Act, with testimony from George Gleason, Executive Vice President, American Nuclear Energy Council.

ACREAGE LIMITATION PROVISIONS

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources held a hearing on acreage limitation provisions of Federal Reclamation Law. Testimony was heard from Representatives Lujan, Miller of California, Krebs, Sisk, Bevill, White, Burgener, Lloyd of California, Krueger and Stump. Statements for the record were submitted by Representatives Symms, Steed, Ullman, Johnson of California and McCormack.

WESTERN EUROPE

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on Western Europe in 1978. Testimony was heard from Dr. Stanley Hoffmann, Chairman, Center for European Studies, Harvard University.

GAS DEREGULATION

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on gas deregulation. Testimony was heard from John O'Leary, Under Secretary and David Bardin, Department of Energy.

LOCAL RAIL SERVICE ASSISTANCE

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce continued hearings on H.R. 11979, relating to local rail service assistance. Testimony was heard from Interstate Commerce Commission and public witnesses.

HEALTH MAINTENANCE ORGANIZATION AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment began but did not complete markup of H.R. 13266, Health Maintenance Organization Amendments of 1978, and will resume on Monday, July 24.

FEDERAL DISTRICT COURT ORGANIZATION ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice met and approved for full committee action H.R. 13331, to make certain changes in the places of holding Federal district courts, in the divisions within judicial districts, and in judicial district dividing lines.

WATER BANK ACT—MIGRATORY BIRD HUNTING STAMP ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and Environment held hearings on H.R. 1653, to increase the maximum amount of aggregate payments which may

be made in calendar years after 1976 to carry out conservation agreements under the Water Bank Act; and

H.R. 13371 and related bills, to increase the price of migratory bird hunting and conservation stamps and to provide for consultation by the Secretary of the Interior with State and local authorities before migratory bird areas are recommended for purchase or rental. Testimony was heard from Representative Eckhardt; Departments of Interior and Agriculture, and public witnesses.

CIVIL SERVICE REFORM

Committee on Post Office and Civil Service: Continued markup of H.R. 11280, Civil Service reform, and will resume tomorrow.

DUTY-FREE TREATMENT

Committee on Ways and Means: Subcommittee on Trade met and approved for full committee action H.R. 8222 amended, to apply duty-free treatment under certain circumstances to articles produced in the insular possessions of the United States; and began but did not complete action on H.R. 12884, to permit duty-free entry of petroleum and petroleum products.

Joint Committee Meeting

FIFRA

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 1678, to amend and extend for two years through fiscal year 1979 the Federal Insecticide, Fungicide, and Rodenticide Act, but did not reach final agreement and will meet again tomorrow.

Tuesday, July 18, 1978

Senate

Chamber Action

Routine Proceedings, pages 21257–21421

Bills Introduced: Eight bills and three resolutions were introduced, as follows: S. 3310–3317; and S. Res. 518–520.

Pages 21337, 21358–21359, 21369–21370, 21419–21420

Bills Passed:

William K. Brussat: Senate agreed to S. Res. 518, expressing the gratitude of the Senate to William K. Brussat for his outstanding Government service in the areas of intergovernmental relations and regional planning.

Page 21337

Release of committee documents: Senate agreed to S. Res. 520, to authorize the release by the Committee on Governmental Affairs to the Department of Justice of certain information and documents concerning the appointment of T. Bertram Lance to the position of Director of the Office of Management and Budget.

Pages 21419–21420

Narcotics trafficking: Senate agreed to H. Con. Res. 265, to endorse the Hermosillo Declaration on Combating Traffic in Drugs at the International Level, and to urge the President to encourage other nations to cooperate in eradicating narcotics trafficking. Page 21420

Coal Utilization: By 92 yeas to 6 nays, Senate agreed to conference report on H.R. 5146, to conserve oil and gas by fostering increased utilization of coal in electric generating facilities and major installations, thereby clearing the measure for action of the House.

Pages 21288–21329

Endangered Species: Senate continued consideration of S. 2899, to extend the Endangered Species Act for three years, and to establish a Committee to review Federal projects which have come into conflict with that Act, taking action on amendments proposed thereto, as follows:

Adopted:

(1) Modified Pell amendment No. 3245, to prohibit exemptions which would violate international treaty obligations of the United States; Page 21336

(2) Modified Nelson amendment No. 3127, reducing from $2.5 million to $750,000 annual authorizations for the Endangered Species Committee; Page 21337

(3) Nelson amendment No. 3129, to require an environmental impact statement on the threatened species or their critical habitat prior to final determination of the Committee in granting an exemption; Page 21338

(4) Nelson amendment No. 3128, to make the 60-day notice requirement inapplicable with respect to review of any final determination of the Committee in granting an exemption; Page 21339

(5) Heinz amendment No. 3232, to prohibit representatives of Committee members from casting votes at any session of the Committee; and Page 21350

(6) McClure unprinted amendment No. 1422, to more clearly define the term "critical habitat" in order to permit the designation of such an area to conserve a given species. Page 21355

Rejected:

(1) By 22 yeas to 76 nays, modified Stennis amendment No. 3097, to require that social, cultural, economic, and other benefits to the public be considered prior to stopping certain Federal actions; Page 21285

(2) By 10 yeas to 86 nays, Scott amendment No. 3115, to amend the Purposes section of the Act so as to make them consistent with the welfare and national goals of the American people; and Page 21353

(3) By 2 yeas to 87 nays, Scott amendment No. 3113, to limit the definition of threatened species to those which the Secretary of the Interior has determined are of substantial benefit to mankind. Page 21356

Pages 21284–21288, 21329–21357

Sex Discrimination: Senate disagreed to the House amendment to S. 995, to amend the Civil Rights Act to prohibit discrimination based on pregnancy or related medical conditions, agreed to conference with the House, and appointed as conferees Senators Williams, Randolph, Pell, Nelson, Riegle, Javits, Schweiker, and Stafford. Page 21418

Consideration of Housing Bill: By unanimous consent it was agreed that following disposition of S. 2899, endangered species bill, Senate will proceed to consider S. 3084, authorizing funds for fiscal year 1979 for housing programs (four hour time limitation for debate on the bill). Page 21420

Finance Committee Action Vitiated: Senate vitiated action of June 26, 1978, when Committee on Finance reported H.R. 4007, to allow New York City pension funds to purchase New York City bonds, and to make permanent the authorization for Federal matching funds (formerly dealing with the designation for tax purposes of the home of a State legislator). Page 21421

Consecutive Referral: By unanimous consent it was agreed that if and when Committee on Human Resources reports S. 3115, to establish a comprehensive disease prevention and health promotion program in the United States, it be referred to Committee on Commerce, Science, and Transportation for its consideration of Title III of the bill, and that it be reported back to the Senate within 45 legislative days of its referral. Page 21421

Joint Referral: By unanimous consent it was agreed that S. 3117, nutritional labeling act, be referred jointly to Committees on Human Resources and Commerce, Science, and Transportation. Page 21421

Bills Referred: Three House-passed bills were referred to appropriate Senate committees. Page 21358

Messages From the House: Page 21358

Amendments Submitted for Printing: Pages 21370–21372

Statements on Introduced Bills: Pages 21359–21369

Additional Statements: Pages 21372–21397

Confirmation: By 88 yeas to 11 nays, Senate confirmed the nomination of Milton D. Stewart, of New York, to be Chief Counsel for Advocacy, Small Business Administration. Page 21421

Record Votes: Five record votes were taken today.

Pages 21284, 21300, 21335–21336, 21355, 21357

Recess: Senate met at 10 a.m. and recessed at 7:36 p.m.

Page 21421

Committee Meetings

GUAM PUBLIC FACILITIES CONSTRUCTION

Committee on Energy and Natural Resources: Committee held hearings on House amendments to S. 2821, to authorize $8.8 million for grants to the Government of Guam for construction of public facilities, receiving testimony from Delegate de Lugo; Ruth Van Cleve, Director, Office of Territorial Affairs, and William J. Whalen, Director, National Park Service, both of the Department of the Interior; H. David Rosenbloom, International Tax Counsel, Department of the Treasury; and Lewis Straus, Administrator, Food and Nutrition Service, Department of Agriculture.

Hearings were adjourned subject to call.

ALASKA NATIONAL LANDS

Committee on Energy and Natural Resources: Committee resumed consideration of the following bills which designate or add certain lands in Alaska to the National Parks, National Wild and Scenic Rivers, and National Wilderness Preservations Systems—S. 499, 1500, 1546, 1787, 2465, 2944, 3016, and H.R. 39—but did not complete action thereon and will meet again tomorrow.

SAFE DRINKING WATER

Committee on Environment and Public Works: Subcommittee on Environmental Pollution held oversight hearings on the implementation of the Safe Drinking Water Act (Public Law 95–190), receiving testimony from Thomas C. Jorling, Assistant Administrator for Water and Hazardous Materials, Environmental Protection Agency; Curtis Stanton, Orlando, Florida, representing the American Water Works Association; Jacqueline Warren, Environmental Defense Fund, Washington, D.C.; Walter Rockenstein, Minneapolis, representing the National League of Cities: Oscar Adams, Virginia State Health Department, Richmond; and Robert C. Weaver, National Association of Counties, Washington, D.C.

Hearings were recessed subject to call.

JOBS TAX CREDIT

Committee on Finance: Subcommittee on Administration of the Internal Revenue Code held joint hearings with Select Committee on Small Business on the operation of the Tax Reduction and Simplification Act (Public Law 95–30). Witnesses heard were Arnold H. Packer, Assistant Secretary of Labor for Policy, Evaluation, and Research; Mathew B. Coffey, National Alliance of Businessmen, Washington, D.C.; Professor Robert Eisner, Northwestern University, Chicago; John Palmer, The Brookings Institution, Washington, D.C.; William Anderson, Smaller Business Association of New England, Inc., Waltham, Mass.; Ken Valis, Colo-

rado Paint Co., Denver; and Frank Fairbanks, Horix Manufacturing Co., Pittsburgh.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Governmental Affairs: Committee ordered favorably reported the following measures:

S. 991, to establish in the Executive Branch of Government a Cabinet Level Department of Education, with amendments; and

H.R. 6536, to establish separate retirement funds for policemen and firemen, teachers, and judges of the District of Columbia.

Also, committee agreed to release to the Department of Justice certain information and documents concerning the appointment of T. Bertram Lance to the posititon of Director of Office of Management and Budget, provisions of which agreement were incorporated in S. Res. 520, agreed to by the Senate today.

Committee began consideration of H.R. 7792, to incorporate into law the new limitations on the use of the franking privilege contained in House Rule XLVI, adopted by the House of Representatives on March 2, 1977, but did not complete action thereon and will meet again next week to consider this and other committee business.

DRUG REGULATION REFORM

Committee on Human Resources: Subcommittee on Health and Scientific Research resumed markup of S. 2755, to revise and reform the Federal law applicable to drugs for human use, and to establish a National Center for Clinical Pharmacology within the Department of Health, Education, and Welfare, but did not complete actiton thereon and will meet again on Thursday, July 20.

COMMITTEE BUSINESS

Committee on the Judiciary: Committee ordered favorably reported:

S. 1393, authorizing the Attorney General to redress deprivations of constitutional rights of institutionalized persons with amendments;

S. Res. 502, to commend the Native Americans participating in the Longest Walk;

S. 1185, to regulate interstate commerce with respect to parimutuel wagering on horseracing; and

S. 1951 and H.R. 1420, private immigration bills.

Committee indefinitely postponed action on S. 284, 537, 1365, and 2457, private immigration bills.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Committee resumed hearings on S. 2525, to improve the intelligence systems of the U.S. by establishing a statutory basis for U.S. intelligence gathering activities, receiving testimony from John Shattuck and Jerry J. Berman, American Civil Liberties Union, Washington, D.C.; and Laurence H. Silberman, American Enterprise Institute for Public Policy Research, Washington, D.C.

Hearings continue on Thursday, July 20.

RETIREMENT, WORK, AND LIFELONG LEARNING

Special Committee on Aging: Committee continued oversight hearings on the ramifications of Public Law 95-256, which increases from 65 to 70 years the age limit for retirement under the Age Discrimination in Employment Act. Witnesses heard were Secretary of Labor F. Ray Marshall, and Ewan L. Clague, Washington, D.C.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 13511-13526; 2 private bills, H.R. 13527 and 13528; and 10 resolutions, H.J. Res. 1068 and H. Res. 1269-1277 were introduced.

Pages 21507-21508

Bills Reported: Reports were filed as follows:

Report of the Committee on Banking, Finance and Urban Affairs entitled "Allocation of Budget Authority and Outlays for fiscal year 1979" (H. Rept. 95-1365);

S. 1103, to permit States the reciprocal right to sue in the Superior Court of the District of Columbia to recover taxes due the State, amended (H. Rept. 95-1366);

S. 2511, to restrict the possession and carrying of pistols, other firearms, and other dangerous weapons by members of the District of Columbia Department of Corrections to periods of time when they are on duty and authorized by the Director of the District of Columbia Department of Corrections (H. Rept. 95-1367);

S. 2556, to change the name of the District of Columbia Bail Agency, amended (H. Rept. 95-1368);

Conference report on H.R. 12426, to authorize the Secretary of the Treasury to provide financial assistance for the city of New York (H. Rept. 95-1369);

H.J. Res. 682, to provide for the designation of a week as "National Lupus Week", amended (H. Rept. 95-1370);

H.J. Res. 684, to authorize the President to issue a proclamation designating the week in November which includes Thanksgiving Day in each year as "National Family Week", amended (H. Rept. 95-1371);

H.J. Res. 946, to designate October 7, 1978, as "National Guard Day" (H. Rept. 95-1372);

H.R. 13335, to amend part A of title IV of the Social Security Act to provide additional fiscal relief for States and political subdivisions with respect to the costs of certain welfare programs, amended (H. Rept. 95-1373); and

H. Res. 1277, providing for the consideration of H.R. 13385, Public Debt Limit Increase (H. Rept. 95-1374).

Page 21507

Late Reports: Committee on Rules received permission to file certain privileged reports by midnight tonight.

Pages 21421-21422

Committees To Sit: Committee on Post Office and Civil Service received permission to sit during proceedings of the House under the 5-minute rule on Wednesday, July 19; and

Subcommittee on Environment and the Atmosphere of the Committee on Science and Technology received permission to sit today during proceedings of the House under the 5-minute rule. Page 21422

Private Calendar: On the call of the Private Calendar, the House passed the following bills:

Sent to the Senate without amendment: H.R. 12047 and 13235.

Send to the Senate, amended: H.R. 6463.

Passed over without prejudice: H.R. 1798, 3084, 5612, 1415, and 10161.

By unanimous consent, agreed to recommit H.R. 10210 to the Committee on the Judiciary.

Pages 21422-21423

Suspensions: House voted to suspend the rules and pass the following:

Worldwide immigration ceiling: H.R. 12443, amended, to amend the Immigration and Nationality Act, as amended, and to establish a Select Commission on Immigration and Refugee Policy (passed by a yea-and-nay vote of 396 yeas to 20 nays, Roll No. 558);

Pages 21424-21427, 21446-21447

Immigration of adopted children: H.R. 12508, to amend the Immigration and Nationality Act to facilitate the admission into the United States of more than two adopted children, and to provide for the expeditious naturalization of adopted children (passed by a yea-and-nay vote of 413 yeas, Roll No. 559);

Pages 21427-21430, 21447-21448

Plot allowance to State veterans cemeteries: H.R. 12252, to amend title 38 of the United States Code in order to require the Administrator of Veterans' Affairs to pay a $150 allowance to any State or any agency or political subdivision of a State in reimbursement for expenses incurred in the burial of each veteran in any cemetery owned by such State or agency or political subdivision of a State, if the cemetery or section thereof is used solely for the interment of veterans (passed by a yea-and-nay vote of 407 yeas to 9 nays, Roll No. 560);

Pages 21430-21432, 21448

Hospital care to certain veterans: H.R. 12011, to amend the United States Code in order to provide for a continuation of the authority of the Administrator to furnish hospital care to certain veterans living in a State, territory, Commonwealth, or possession of the United States not contiguous to the forty-eight contiguous States (passed by a yea-and-nay vote of 415 yeas, Roll No. 561);

Pages 21432-21433, 21448-21449

Severely disabled veterans compensation: H.R. 11891, to amend title 38, United States Code, to provide for a two-step aid and attendance compensation payment system for certain severely disabled veterans (passed by a yea-and-nay vote of 418 yeas, Roll No. 562);

Pages 21433-21434, 21449-21450

Pregnancy disability benefits: H.R. 6075, amended, to amend title VII of the Civil Rights Act of 1964 to prohibit sex discrimination on the basis of pregnancy (passed by a yea-and-nay vote of 376 yeas to 43 nays, Roll No. 563). Subsequently, this passage was vacated and S. 995, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed.

House then insisted on its amendment to S. 995, and asked a conference. Appointed as conferees: Representatives Perkins, Hawkins, Dent, Beard of Rhode Island, Michael O. Myers, Le Fante, Weiss, Clay, Corrada, Quie, Sarasin, Jeffords, and Pursell; and

Pages 21434,-21442, 21450, 21452

American Indian religious freedom: H.J. Res. 738, amended, American Indian Religious Freedom (passed by a yea-and-nay vote of 337 yeas to 81 nays, Roll No. 564). Subsequently, this passage was vacated and S.J. Res. 102, a similar Senate-passed resolution, was passed in lieu after being amended to contain the language of the House resolution as passed.

By a yea-and-nay vote of 396 yeas to 2 nays, Roll No. 557, agreed to order a second.

Pages 21443-21446, 21450-21452

Committee To Sit: Committee on the Judiciary received permission to sit today during proceedings of the House under the 5-minute rule. Earlier, objection was heard to a similar request. Page 21458

Coal Pipeline: House completed all general debate and began reading for amendment on H.R. 1609, to amend the Mineral Leasing Act of 1920; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Wednesday, July 19. Pages 21458-21486

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 21507

Adjournment: Adjourned at 6:03 p.m.

Committee Meetings

AGRICULTURE MISCELLANY

Committee on Agriculture: Subcommittee on Department Investigations, Oversight and Research held hearings on the following bills:

H.R. 7432, Carl Hayden Bee Research Center;

H.R. 6358, Roman L. Hruska Meat Animal Research Center;

H.R. 11123, to designate the United States Department of Agriculture's Pecan Field Station in Brownwood, Texas, as the "W. R. 'Bob' Poage Pecan Field Station"; and

H.R. 12556, a private bill.

Testimony was heard from Members of Congress and Administration witnesses.

ARMED SERVICES MISCELLANY

Committee on Armed Services: Met and ordered reported favorably to the House the following bills:

H.R. 3532, to enable the Secretary of the Navy to change the name of a publication of the Naval Observatory providing data for navigators and astronomers;

H.R. 8471, to provide for the transfer and conveyance of the silver service of the United States ship *Wyoming* to the Wyoming State Museum;

H.R. 13255 amended, to approve the sale of certain naval vessels;

H.R. 7161, to allow nationals, as well as citizens, of the United States to participate in the Junior Reserve Officers' Training Corps program;

H.R. 3307 amended, for the relief of Anthony Casamento; and

H.R. 13268 amended, to authorize the appointment of Lloyd Leslie Burke, colonel, United States Army, to the grade of brigadier general;

The committee also approved a reprograming action to fund the Army's FY 1978 Joint Tactical Information Distribution System program.

KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Martin Luther King, Jr., continued hearings in executive session, and will resume tomorrow.

FINANCIAL INSTITUTIONS REGULATORY ACT

Committee on Banking, Finance and Urban Affairs: Met and ordered reported favorably to the House H.R. 13471, Financial Institutions Regulatory Act of 1978.

HOME OWNERSHIP

Committee on Banking, Finance and Urban Affairs: Task Force on Housing held a hearing on home ownership. Testimony was heard from Morton Isler, Urban Institute.

OCCUPATIONAL SAFETY AND HEALTH ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety held an oversight hearing on the Occupational Safety and Health Act. Testimony was heard from Eula Bingham, Assistant Secretary for Occupational Safety and Health, Department of Labor.

IRS ENFORCEMENT OF LOBBYING TAX LAWS

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs continued hearings on IRS's enforcement of tax laws relating to lobbying. Testimony was heard from representatives of Library of Congress Congressional Research Service; and public witnesses.

Hearings continue Thursday, July 20.

OIL POLLUTION

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on Coast Guard oil pollution caused by routine tanker operations. Testimony was heard from representatives of Department of Transportation; U.S. Coast Guard; Petroleum Institute; Exxon Corporation, and other industry witnesses.

Hearings continue Thursday, July 20.

LEASED HOUSING ASSISTANCE PROGRAM

Committee on Government Operations: Subcommittee on Manpower and Housing continued hearings on the operation of HUD's Section 8 leased housing assistance program. Testimony was heard from Lawrence B. Simons, Assistant Secretary for Housing, HUD.

ACREAGE LIMITATION PROVISIONS

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources continued hearings on acreage limitation provisions of Federal Reclamation Law. Testimony was heard from Secretary of Interior Cecil Andrus; and Leo Krulitz, Solicitor, Department of Interior.

MILITARY EQUIPMENT TO CHILE

Committee on International Relations: Met and by unanimous consent tabled H. Res. 1259, directing the Secretary of State to furnish certain information to the House of Representatives with respect to shipments of military equipment to Chile.

FUTURE OF INTERNATIONAL EDUCATION

Committee on International Relations: Subcommittee on International Operations held a hearing on the future of international education, hearing testimony from various Governmental experts.

AGRICULTURAL EXPORTS

Committee on International Relations: Subcommittee on International Economic Policy and Trade began markup of bills relating to Agricultural exports and United States foreign economic policy, and will resume tomorrow.

HOSPITAL COST CONTAINMENT ACT

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House H.R. 6575 amended, Hospital Cost Containment Act.

FOOD SAFETY AND NUTRITION AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 10358, Food Safety and Nutrition Amendments of 1978. Testimony was heard from Representatives Richmond and Santini; Esther Peterson, Consumer Adviser to the President; Julius Richmond, M.D., Assistant Secretary for Health, HEW; FDA Commissioner Donald Kennedy, and two panels of witnesses.

Hearings continue tomorrow.

NUCLEAR SITING AND LICENSING ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on H.R. 11704, Nuclear Siting and Licensing Act of 1978. Testimony was heard from George Gleason, American Nuclear Energy Council, and public witnesses.

Hearings continue tomorrow.

COMMUNICATIONS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications held a hearing on H.R. 13015, Communications Act of 1978, with testimony from Chairman Ferris and Commissioners, Federal Communications Commission.

ERA RATIFICATION DEADLINE EXTENSION

Committee on the Judiciary: Met and ordered reported favorably to the House H.J. Res. 638, amended, extending the deadline for ratification of the equal rights amendment.

CLOSED CONFERENCES

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 11422, to authorize the formation and implementation of closed conferences and shippers' councils in the foreign oceanborne commerce of the United States. Testimony was heard from European National Shippers' Councils.

U.S.–CANADIAN NEGOTIATIONS— HABITAT EVALUATION PROCEDURES

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment met for briefing on United States-Canadian Negotiations by John Rouse and Douglas Marshall, Department of State; and

A briefing on habitat evaluation procedures by U.S. Fish and Wildlife Service.

CIVIL SERVICE REFORM

Committee on Post Office and Civil Service: Continued markup of H.R. 11280, Civil Service reform, and will resume tomorrow.

AIRCRAFT PIRACY

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on H.R. 13261, Act to Combat International Terrorism. Testimony was heard from Secretary of Transportation Brock Adams.

Hearings continue tomorrow.

PUBLIC DEBT LIMIT

Committee on Rules: Granted a modified rule providing one hour of general debate; waiving all points of order against the bill for failure to comply with the provisions of clause 5, Rule XXI, and providing that no amendments to the bill shall be in order except amendments recommended by the Committee on Ways and Means, which shall not be subject to amendment, and amendments only changing the date on page 1, line 4, or only changing the figure on page 1, line 7, and said amendments shall not be subject to amendment except pro forma amendments for the purpose of debate and germane amendments only changing the date on page 1, line 4, or only changing the figure on page 1, line 7, on H.R. 13385, to provide for a temporary increase in the public debt limit. Testimony was heard from Chairman Ullman and Representatives Vanik and Conable.

AIRPORT AND AIRCRAFT NOISE REDUCTION ACT

Committee on Rules: Held a hearing but took no action on H.R. 8729, Airport and Aircraft Noise Reduction Act. Testimony was heard from Chairman Johnson and Representatives Anderson of California, Mineta, Florio, and Snyder. Statements for the record were submitted by Chairman Johnson and Representatives Anderson of California, Mineta, Harsha, and Snyder.

NOISY AIRCRAFT REVENUE AND CREDIT ACT

Committee on Rules: Held a hearing but took no action on H.R. 11986, Noisy Aircraft Revenue and Credit Act of 1978. Testimony was heard from Chairman Ullman and Representatives Vanik and Gephardt. A statement for the record was submitted by Representative Conable.

NUCLEAR WASTE MANAGEMENT

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere held a hearing on nuclear waste management. Testimony was heard from Dr. William Rowe, Assistant Administrator, Office of Radiation Programs, EPA; Thomas B. Cochran, Staff Scientist, Natural Resources Defense Council; and Dr. Peter Montague, University of New Mexico.

GOVERNMENT REGULATIONS' IMPACT ON SMALL BUSINESS

Committee on Small Business: Subcommittee on Special Small Business Problems continued hearings on impact of Government regulations on small business. Testimony was heard from SBA Deputy Administrator Pat Cloherty, and public witnesses.

INSTITUTIONAL INVESTMENT IN SMALL BUSINESS

Committee on Small Business: Subcommittee on Capital, Investment and Business Opportunities held a hearing on H.R. 12666, relating to removing impediments to institutional investment in small business. Testimony was heard from representatives of National Federation of Independent Business; National Small Business Association; National Association of Small Business Investment Companies; and Small Business Administration.

Hearings continue tomorrow.

MISCELLANEOUS TAXES

Committee on Ways and Means: Subcommittee on Miscellaneous Revenue Measures met and approved for full committee action the following bills:

H.R. 6877 amended, with respect to the tax treatment of small business investment companies electing to be taxed as regulated investment companies;

H.R. 9192 amended, to include the banks for cooperatives among the other financial institutions subject to the provisions of subsection 582(c)(1) and section 595 (a) of Internal Revenue Code;

H.R. 10653 amended, with respect to the redemption of United States Railway Association certificates of value issued to railroads in reorganization;

H.R. 12200, to amend section 422 of the Internal Revenue Code of 1954;

H.R. 12352, to provide that income from certain railroad rolling stock shall be treated as income from sources within the United States; and

H.R. 12606, to provide that annuity contracts purchased by the Uniformed Services University of the Health Sciences shall be entitled to the benefits of section 403(b) of the Internal Revenue Code of 1954.

MULTILATERAL TRADE NEGOTIATIONS

Committee on Ways and Means: Subcommittee on Trade held a hearing on the Multilateral Trade Negotiations with testimony from Ambassador Strauss, Special Representative on Trade Negotiations.

Joint Committee Meetings

MIDYEAR ECONOMIC REVIEW

Joint Economic Committee: Committee resumed hearings to review midyear economic developments, receiving testimony from Professor Rudiger Dornbusch, Massachusetts Institute of Technology, Cambridge; Professor Mordechai Kreinin, Michigan State University, Ann Arbor; and Robert Solomon, The Brookings Institution, Washington, D.C.

Hearings continue tomorrow.

FIFRA

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 1678, to amend and extend for two years through fiscal year 1979 the Federal Insecticide, Fungicide, and Rodenticide Act, but did not complete action thereon and will meet again tomorrow.

MILITARY CONSTRUCTION

Conferees met in closed session to resolve the differences between the Senate- and House-passed versions of H.R. 10929, fiscal year 1979 authorizations for construction at certain military installations, but did not complete action thereon and will meet again tomorrow.

Wednesday, July 19, 1978

Senate

Chamber Action

Routine Proceedings, pages 21554–21687

Bills Introduced: Seven bills and five resolutions were introduced, as follows: S. 3318–3324; S.J. Res. 147–148; S. Con. Res. 96; and S. Res. 521–522. Pages 21632, 21652

Bills Reported: Reports were made as follows:

H.R. 1420 and S. 1951, private bills (S. Repts. 95–1017 and 95–1018, respectively).

H.R. 12927, making appropriations for military construction for fiscal year 1979, with amendments (S. Rept. 95–1019).

S. 3085, extending through fiscal year 1982 the special supplemental and child care food programs, with amendments (S. Rept. 95–1020).

H.J. Res. 1024, making urgent supplemental appropriations for the Agricultural Stabilization and Conservation Service, Department of Agriculture (S. Rept. 95–1021).

S. Res. 502, to commend the Native Americans participating in the Longest Walk, with amendment (S. Rept. 95–1022).

Special Report of Committee on Human Resources on allocation of spending responsibility as set forth in the first Congressional resolution on the budget for fiscal year 1979 (S. Rept. 95–1023).

H.R. 12935, making appropriations for the Legislative Branch of Government for fiscal year 1979, with amendments (S. Rept. 95–1024).

S. Res. 521, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2715, authorizing funds for the Securities and Exchange Commission for fiscal years 1979–1981 (without written report—referred to Committee on the Budget).

S. Res. 522, to waive section 303(a)(4) of the Congressional Budget Act with respect to Senate consideration of S. 3085 (without written report—referred to Committee on the Budget). Page 21632

Bills Passed:

Endangered species: By 94 yeas to 3 nays, Senate passed S. 2899, to extend the Endangered Species Act for three years, and to establish a Committee to review Federal projects which have come into conflict with that Act, after taking action on additional amendments proposed thereto, as follows:

Adopted:

(1) Hayakawa unprinted amendment No. 1423, to allow the Secretary of the Interior to enter into cooperative agreements with the States for the management and conservation of endangered and threatened species of plants; Page 21556

(2) Hollings amendment No. 3255, to place the Administrator of NOAA on the Endangered Species Committee in lieu of the Secretary of the Smithsonian Institution; Page 21563

(3) Modified Garn amendment No. 3256, to require the designation of "critical habitat" at the same time as a species is determined to be endangered or threatened; Page 21575

(4) Scott unprinted amendment No. 1424, to authorize the President to grant an exemption to prevent recurrence of a natural disaster in a Federally-declared disaster area; Page 21579

(5) Scott amendment No. 3233, to provide that five members, instead of seven, shall constitute a quorum for the transaction of business by the Endangered Species Committee; Page 21580

(6) Garn unprinted amendment No. 1425, to require publication in scientific journals of proposed designations of endangered species; Page 21581

(7) Bartlett unprinted amendment No. 1426, to more clearly define the terms "endangered species" and "threatened species"; Page 21582

(8) McClure unprinted amendment No. 1427, to provide that for the imposition of a $1,000 civil penalty the offense must have been committed knowingly as well as willingly; Page 21583

(9) McClure unprinted amendment No. 1428, adding a section to the civil penalty section to provide that if a person was acting in self-defense, there would be no penalty; Page 21584

(10) McClure unprinted amendment No. 1429, to clarify the right of self-defense under the criminal penalty section of the Act; and Page 21584

(11) Modified Scott amendment No. 3234, to authorize exemption from the Act in certain cases involving critical military installations; Page 21592

Rejected:

(1) By 25 yeas to 70 nays, Nelson amendment No. 3125, to limit the exemption process to cases consisting of those Federal actions for which an irretrievable commitment of resources had been made before the adverse effects of such actions upon endangered species were made known to the agency sponsoring the action; Page 21574

(2) By 23 yeas to 69 nays, Scott amendment No. 3119, to require a majority vote of four, instead of five, in order for the Committee to grant an exemption; Page 21580

The chair upheld a point of order, on grounds of germaneness, made against Curtis unprinted amendment No. 1431, to authorize the use of the chemical heptachlor for a limited period to control grasshoppers in certain States. Page 21586

Pages 21556–21594, 21599–21605

Noise control: Senate passed and cleared for the House S. 3083, authorizing funds through fiscal year 1980 for programs administered under the Noise Control Act, after agreeing to Culver amendments of a technical nature embodied in unprinted amendment No. 1433. Pages 21594–21599

Employees of referees in bankruptcy: Senate passed and cleared for the House S. 3107, to provide for uniform supervision and control of employees of referees in bankruptcy. Page 21685

Longest Walk participants: Senate agreed to S. Res. 502, to commend the Native Americans participating in the Longest Walk. Pages 21685–21686

Housing: Senate began consideration of S. 3084, proposed Housing and Community Development Amendments of 1978, taking action on amendments proposed thereto, as follows:

Adopted:

(1) Durkin unprinted amendment No. 1435, to permit financing of solar units in certain Federal housing programs; Page 21612

(2) Hathaway unprinted amendment No. 1436, to ensure fair participation of smaller communities in community development programs; and Page 21614

(3) By 60 yeas to 21 nays, modified Chiles amendment No. 3251, to reduce authorization levels for three low-income housing programs; and Page 21615

Rejected: By 42 yeas to 47 nays, modified Morgan unprinted amendment No. 1437 (to amendment No. 3251), to adjust certain of the authorization levels called for in such amendment. Page 21626

Pages 21605–21631

Debate Limitation Agreement: By unanimous consent it was agreed that when Senate proceeds to consider (not before July 24) S. 3075, authorizing funds for fiscal year 1979 for international security assistance programs, time for debate thereon be limited to four hours; four hours each on an amendment dealing with the arms embargo on Turkey, one to be offered by Senator Percy and one to be offered by Senator Helms; two hours on an amendment to be offered by Senator Tower; one and one-half hours on an amendment to be offered by Senator Baker; 30 minutes on an amendment to be offered by Senator Curtis; two hours on any amendment dealing with repeal of the so-called Clark amendment; one hour on any other amendment in the first degree; and 30 minutes on amendments in the second degree. Page 21685

Presidential Message: Senate received a message from the President transmitting the Annual Report of the St. Lawrence Seaway Development Corporation for the year 1977—referred to Committee on Environment and Public Works (PM-200). Page 21631

Bill Placed on Calendar: H.R. 12163, DOE R. & D. authorizations, was received and placed on the Senate Calendar. Page 21632

Bills Referred: Sundry House-passed bills were referred to appropriate Senate committees. Page 21631

Bills Held at Desk: H.R. 12508, immigration of adopted children, and H.R. 12443, worldwide immigration ceiling, were received and ordered to be held at the desk until the close of business on July 20, 1978. Page 21685

Messages From the House: Page 21631

Amendments Submitted for Printing: Page 21652

Statements on Introduced Bills: Pages 21632–21651

Additional Statements: Pages 21653–21680

Nominations: Senate received 42 Army nominations in the rank of General. Page 21687

Record Votes: Five record votes were taken today. Pages 21579, 21581, 21603, 21630–21631

Recess: Senate met at 9:45 a.m. and recessed at 8:05 p.m. Page 21686

Committee Meetings

COMMITTEE BUSINESS

Committee on Agriculture, Nutrition, and Forestry, Committee ordered favorably reported the following measures:

S. 3092, to prohibit the inhumane slaughtering of livestock within the United States and the importation of any meat or meat products unless such livestock are slaughtered in a humane manner, amended;

S. 3271, extending the time for reporting to Congress on pilot projects involving public service work for food stamps; and

S. 3272, to allow firms selling livestock to base charges for sales on a percentage of the gross sales price of the livestock as well as a per head charge, amended.

APPROPRIATIONS—AGRICULTURE AND LEGISLATIVE

Committee on Appropriations: Committee ordered favorably reported the following measures:

H.R. 12927, making appropriations for fiscal year 1979 for construction at certain military installations. As approved by the committee the bill would appropriate $3,937,702,000, an increase of $192,815,000 over the House-passed figure of $3,844,887,000;

H.R. 12935, making appropriations for fiscal year 1979 for the Legislative Branch. As approved by the committee, the bill would appropriate approximately $1,118 million, an increase of $195.7 million (for Senate funding) over the House-passed figure of $922.5 million;

H.J. Res. 1024, making urgent supplemental appropriations for the Stabilization and Conservation Service, Department of Agriculture; and

S. 3085, extending through fiscal year 1982 the special supplemental and child care food programs, amended.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee approved for full committee consideration the following measures:

H. J. Res. 1024, making urgent supplemental appropriations for the Stabilization and Conservation Service, Department of Agriculture;

S. 3085, extending through fiscal year 1982 the special supplemental and child care food programs;

H.R. 13125, making appropriations for fiscal year 1979 for the Department of Agriculture, amended; and

Proposed second supplemental appropriations for fiscal year 1978 for the Department of Agriculture.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee held hearings on proposed supplemental appropriations for fiscal year 1978 for the District of Columbia and on proposed fiscal year 1979 budget estimates for the District of Columbia, receiving testimony from Comer S. Coppie, Special Assistant to the Mayor for Budget and Management Systems, William Krausse, Deputy Director for Financial Operations, and other officials, of the District of Columbia Government.

Subcommittee recessed subject to call.

APPROPRIATIONS—LABOR-HEW

Committee on Appropriations: Subcommittee approved for full committee consideration proposed second supplemental appropriations for fiscal year 1978 for the Departments of Labor and Health, Education, and Welfare.

STOCK OWNERSHIP PLANS

Committee on Finance: Committee held hearings on S. 3223 and 3241, bills to further expand employee stock ownership plans. Witnesses heard were Senator Gravel; A. Dean Swift, Sears, Roebuck & Co., Chicago; Robert L. Strickland, Lowe's Companies, Inc., North Wilkesboro, North Carolina; W. Reid Thompson, Potomac Electric Power Co., Washington, D.C.; J. R. Bullis, South Bend Lathe, South Bend, Indiana; Glenn W. White, The Dow Chemical Co., Midland, Michigan; Jack Grady, Juice Bowl Products, Inc., Lakeland, Florida; Ronald L. Ludwig, Employee Stock Ownership Council of America, San Francisco, California; Louis O. Kelso, Kelso & Co., Inc., San Francisco, California; Jeffrey R. Gates, Hewitt Associates, Lincolnshire, Illinois; Robert Hamrin, Alexandria, Virginia, and Joseph T. Buxton III, National Dividend Foundation, Inc., Palm Beach, Florida.

Hearings continue tomorrow.

POSTAL REFORM

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation and Federal Services resumed hearings on S. 3229 and H.R. 7700, bills proposing reform of the U.S. Postal Service. Witnesses heard were Representative Lott; John A. Doyle, Doyle Mail Courier Service, Inc., Rochester, New York; Melvin E. Bailet, Loomis Corporation, Seattle; Arthur Eden, National Economic Research Association, Inc., Washington, D.C.; James Carty, National Association of Manufacturers, Washington, D.C.; Robert C. Austin, Columbia Gas System Service Corp., Marble Cliff, Ohio; Mario Nigro, Merrill Lynch, Pierce, Fenner, and Smith, New York City; Walter Winstead, Florida State University System, Tallahassee; Jack Boesch, National Association of Realtors, Washington, D.C.; Patrick Nilan, American Postal Workers Union, Washington, D.C.; Jerome Waldie, National Association of Letter Carriers, Washington, D.C.; and John White, National Alliance of Postal and Federal Employees, Washington, D.C.

SMALL BUSINESS AUTHORIZATION

Select Committee on Small Business: Committee ordered favorably reported with an amendment in the nature of a substitute H.R. 11318, to amend and extend through fiscal year 1980 authorizations for the Small Business Administration. As approved by the committee the bill incorporates certain provisions of S. 836, 2156, 2259, and 3179.

RETIREMENT, WORK, AND LIFELONG LEARNING

Special Committee on Aging: Committee continued oversight hearings on the ramifications of Public Law 95-256, which increased from 65 to 70 years the age limit for retirement under the Age Discrimination in Employment Act. Witnesses heard were Alan K. Campbell, Chairman, Civil Service Commission, and Stanley M. Babson, Jr., New Canaan, Connecticut.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 13529–13544; 1 private bill, H.R. 13545; and 3 resolutions, H. Con. Res. 668, and H. Res. 1278 and 1279 were introduced. Page 21787

Bills Reported: Reports were filed as follows:

H.R. 13418, Miscellaneous Amendments to Small Business Administration Programs (H. Rept. 95-1375);

H.J. Res. 685, to designate May 21, 1978, as "Firefighters Memorial Sunday", amended (H. Rept. 95-1376);

H.J. Res. 963, designating July 18, 1979, as "National P.O.W.-M.I.A. Recognition Day", amended (H. Rept. 95-1377);

H. Res. 1278, providing for the consideration of H.R. 13007, to amend the Consumer Credit Protection Act to establish rights, remedies, and responsibilities for all participants in the utilization of electronic fund transfer services (H. Rept. 95-1378);

H.R. 3532, to amend chapter 639 of title 10, United States Code, to enable the Secretary of the Navy to change the name of a publication of the Naval Observatory providing data for navigators and astronomers (H. Rept. 95-1379);

H.R. 8471, to provide for the transfer and conveyance of silver service of the U.S.S. *Wyoming* to the Wyoming State Museum, amended (H. Rept. 95-1380); and

H.R. 9998, to provide for the regulation of rates or charges by certain state-owned carriers in the foreign commerce of the United States, amended (H. Rept. 95-1381). Page 21786

Subcommittee To Sit: Subcommittee on Immigration, Citizenship, and International Law of the Committee on the Judiciary received permission to sit today during proceedings of the House under the 5-minute rule. Pages 21787–21788

Coal Pipeline: By a yea-and-nay vote of 161 yeas to 246 nays with 1 voting "present", Roll No. 566, the House failed to pass H.R. 1609, to amend the Mineral Leasing Act of 1920.

Agreed to the amendment in the nature of a substitute made in order by the rule, as amended by:

An amendment that substituted new language for the antitrust review provisions in the bill; and

An amendment that required the Secretary to consider the adverse effects of a pipeline on important farm land before issuing a certificate of public convenience and necessity.

By a division vote of 30 ayes to 9 noes, agreed to a motion to conclude debate on the bill and all amendments thereto at 12:45 p.m.

Rejected:

An amendment that sought to have the State or States having jurisdiction to issue permits make the determination if the groundwater supplies of the State or States would be adversely affected, rather than the United States Geological Survey (rejected by a division vote of 18 ayes to 24 noes);

An amendment in the nature of a substitute to the previous amendment that sought to require the approval of any State having a valid legal interest in groundwater to be used, as determined by the Secretary, before the issuance of a certificate of public convenience and necessity (rejected by a division vote of 3 ayes to 31 noes);

An amendment that sought to prevent major oil companies from controlling 10 percent or more of any pipeline;

An amendment that sought to prohibit carriers to enter into contracts with any person to transport coal that are longer than the longest time for contracts in which any common carrier by railroad may transport coal. A point of order against this amendment was overruled;

An amendment that sought to require a study by the Interior Department of the effects of a coal pipeline on other common carriers and, if necessary, to make recommendations to Congress providing temporary financial relief for affected common carriers:

An amendment that sought to prohibit the Secretary from certifying a pipeline if its operation depended in whole or in part on water acquired from an Indian tribe unless the water claimed by the tribe had been quantified by volume (rejected by a division vote of 7 ayes to 19 noes); and

An amendment that sought to allow the exercise of the power of eminent domain only over the properties of common carriers by railroad (rejected by a division vote of 23 ayes to 25 noes). Pages 21688–21712

Presidential Message—St. Lawrence Seaway: Received and read a message from the President wherein he transmits to Congress the annual report of the St. Lawrence Seaway Development Corporation—referred to the Committee on Public Works and Transportation. Page 21712

FEC Authorizations: By a yea-and-nay vote of 366 yeas to 37 nays, Roll No. 568, the House passed H.R. 11983, to amend the Federal Election Campaign Act of 1971 to extend the authorization of appropriations contained in such Act.

Agreed to the committee amendment in the nature of a substitute as amended by an amendment that requires the Secretary of State of each State to notify the FEC within 5 days of individuals qualified for nomination for election or election to Federal office.

Rejected an amendment that sought to delete language prohibiting the use of funds to randomly audit a Member of Congress unless the FEC has reason to believe that a violation has occurred.

Subsequently, this passage was vacated and S. 3025, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed.

H. Res. 1172, the rule under which the bill was considered, was agreed to earlier by a voice vote, after agreeing to order the previous question on the rule by a yea-and-nay vote of 213 yeas to 196 nays, Roll No. 567. Pages 21712–21728

Temporary Public Debt Limit: By a yea-and-nay vote of 205 yeas to 202 nays, Roll No. 571, the House passed H.R. 13385, to provide for a temporary increase in the public debt limit.

Rejected a motion to recommit the bill to the Committee on Ways and Means.

Agreed to an amendment that reduces the temporary increase by $16 billion, from $414 to $398 billion (agreed to by a recorded vote of 363 ayes to 37 noes, Roll No. 570).

A point of order was sustained against an amendment that sought to terminate the extension of the temporary increase in the public debt limit on March 31, 1979, or when the cost of servicing the debt from March 31, 1978, exceeded $50 billion.

H. Res. 1277, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 303 yeas to 98 nays, Roll No. 569. Pages 21728–21740

Subcommittee To Sit: Subcommittee on Legislation and National Security of the Committee on Government Operations received permission to sit during proceedings of the House under the 5-minute rule on Thursday, July 20. Page 21740

Black Lung Supplemental Appropriation: House agreed to Senate amendments Nos. 1 and 3; and agreed, with amendment, to Senate amendment No. 2 to H.J. Res. 945, making an urgent supplemental appropriation for the black lung program of the Department of Labor for the fiscal year ending September 30, 1978—returning the measure to the Senate. Agreed to the Senate amendment to the title. Pages 21740–21741

Transportation Appropriations: By a voice vote, the House agreed to the conference report on H.R. 12933, making appropriations for the Department of Transportation and Related Agencies for the fiscal year ending September 30, 1979.

House receded in its disagreement and concurred in Senate amendments Nos. 27, 40, and 49.

House receded and concurred, with amendments, to Senate amendments Nos. 14, 31, 32, and 33—clearing the measure for Senate action. Pages 21741–21747

Agricultural Credit Act: By a yea-and-nay vote of 362 yeas to 28 nays, Roll No. 573, the House agreed to the conference report on H.R. 11504, to amend the Consolidated Farm and Rural Development Act, provide an economic emergency loan program to farmers and ranchers in the United States, and extend the Emergency Livestock Credit Act—clearing the measure for Senate action.

Rejected a motion to recommit the conference report to the Committee of Conference. Earlier, agreed to order the previous question on this motion by a yea-and-nay vote of 282 yeas to 105 nays, Roll No. 572. Pages 21747–21756

Adjournment: Adjourned at 8:07 p.m.

Committee Meetings

LOANS FOR FISHING BOATS

Committee on Agriculture: Subcommittee on Conservation and Credit held a hearing on and approved for full committee action H.R. 11079, to extend the term for production credit association loans to producers or harvesters of aquatic products. Testimony was heard from Representatives Weaver and AuCoin; and a public witness.

FOREIGN INVESTMENT IN U.S. FARMLAND—RURAL TRANSPORTATION SYSTEMS

Committee on Agriculture: Subcommittee on Family Farms, Rural Development and Special Studies held hearings on H.R. 11709 and related bills which either require disclosure of or will prohibit foreign investment in U.S. farmland; and

H.R. 12917, relating to adequacy of rural transportation systems. Testimony was heard from Members of Congress, Departmental and public witnesses.

KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Martin Luther King, Jr. continued hearings in executive session, and will resume tomorrow.

GOVERNMENT OPERATIONS MISCELLANY

Committee on Government Operations: Met and ordered reported favorably to the House the following measures:

H.R. 12171, Federal Accounting and Auditing Act of 1978;

H. Res. 1201 with recommendation that it do not pass, to disapprove Reorganization Plan No. 2 of 1978, to reorganize the Civil Service Commission;

H.R. 8112, to abolish the Federal Records Council;

H.R. 12915, to change the structure of the National Archives Trust Fund;

H.R. 13500 amended, Presidential Records Act of 1978; and

Report entitled "Freedom of Information Act Requests for Business Data and Reverse-FOIA Lawsuits".

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations held a hearing on investigation of Korean-American relations concerning military and security issues between the United States and the Republic of Korea. Testimony was heard from Dr. Dennis Doolin, former Deputy Assistant Secretary of Defense for East Asia and Pacific Affairs; Gen. Richard G. Stilwell (Ret.) former Commander of U.S. and UN forces in the Republic of Korea; and Dr. Nathan N. White, Fellow, Institute for Sino-Soviet Studies, George Washington University.

ARMS TRADE IN WESTERN HEMISPHERE

Committee on International Relations: Subcommittee on Inter-American Affairs held a hearing on arms trade in the Western Hemisphere. Testimony was heard from Rauer H. Mayer, Director, Office of Export Administration, Department of Commerce; and Joseph E. Karth, President and General Manager, American League for International Security Assistance.

Hearings continue tomorrow.

AGRICULTURAL EXPORTS

Committee on International Relations: Subcommittee on International Economic Policy and Trade met and approved for full committee action H.R. 10584 as amended, to strengthen the economy of the United States through increased sales abroad of American farm products.

FOOD SAFETY AND NUTRITION AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued hearings on H.R. 10358, Food Safety and Nutrition Amendments of 1978. Testimony was heard from Representatives Heckler and Rosenthal, and two panels of public witnesses.

Hearings continue tomorrow.

NUCLEAR SITING AND LICENSING ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on H.R. 11704, Nuclear Siting and Licensing Act of 1978. Testimony was heard from representatives of Na-

tional Association of Regulatory Utility Commissioners; National Governors Association; New York State Public Service Commission; California Energy Commission; Natural Resources Defense Council; Union of Concerned Scientists; and Environmental Policy Center.

Hearings continue tomorrow.

COMMUNICATIONS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on H.R. 13015, Communications Act of 1978. Testimony was heard from a panel of former chairmen and commissioners of the Federal Communications Commission.

Hearings continue tomorrow.

ALLEGED NAZI WAR CRIMINALS

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law held an oversight hearing on alleged Nazi war criminals. Testimony was heard from Victor L. Lowe, Director, General Government Division, GAO; Charles E. Allen, Author, specialist on alleged Nazi war criminals in the U.S.; and Vincent Schiano former INS attorney.

Hearings continue tomorrow.

INTERPRETERS IN U.S. COURTS

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held a hearing on H.R. 10228 and S. 1315, providing for interpreters in U.S. Courts. Testimony was heard from Representative Richmond; Resident Commissioner from Puerto Rico Corrada; John Huerta and Paul Nejelski, Deputy Assistant Attorneys General, U.S. Department of Justice; and Carl H. Imlay, General Counsel, Administrative Office of U.S. Courts.

WHITE COLLAR CRIME

Committee on the Judiciary: Subcommittee on Crime held an oversight hearing on white collar crime. Testimony was heard from Professor Donald R. Cressey, University of California at Santa Barbara; and Harold Norris, Professor of Law, Detroit College of Law.

POST-CONVICTION PROCEEDINGS

Committee on the Judiciary: Subcommittee on Criminal Justice held a hearing on H.R. 13360, to provide for post-conviction proceedings in certain criminal cases. Testimony was heard from Deputy Assistant Attorney General Mary C. Lawton, Office of Legal Counsel, Department of Justice; and public witnesses.

GREAT LAKES PILOTAGE ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation met and approved for full committee action H.R. 12603, to amend the Great Lakes Pilotage Act of 1960 in order to relieve the restrictive qualification standards for U.S. registered pilots on the Great Lakes.

CIVIL SERVICE REFORM

Committee on Post Office and Civil Service: Met and ordered reported favorably to the House H.R. 11280 amended, Civil Service Reform Act of 1978.

AIRCRAFT PIRACY

Committee on Public Works and Transportation: Subcommittee on Aviation continued hearings on H.R. 13261, Act to Combat International Terrorism. Testimony was heard from Representatives Gilman, and Lloyd of California; and representatives of Department of State and Airline Pilots Association.

Hearings continue tomorrow.

ELECTRONIC FUND TRANSFER ACT

Committee on Rules: Granted an open rule providing one hour of general debate on H.R. 13007, Electronic Fund Transfer Act. Testimony was heard from Representatives Annunzio and Wylie.

EPA RESEARCH

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere held a hearing on EPA research and development issues. Testimony was heard from EPA Administrator Douglas Costle; and Dr. Stephen Gage, Assistant Administrator for Research and Development, EPA.

INSTITUTIONAL INVESTMENT IN SMALL BUSINESS

Committee on Small Business: Subcommittee on Capital, Investment and Business Opportunities continued hearings on H.R. 12666, removing impediments to institutional investment in small business. Testimony was heard from representatives of American Bankers Association; National Mutual Savings Bank Association; and International Foundation of Employee Benefit Plans.

Hearings continue tomorrow.

Joint Committee Meetings

MIDYEAR ECONOMIC REVIEW

Joint Economic Committee: Committee resumed hearings to review midyear economic developments, receiving testimony from C. Fred Bergsten, Assistant Secretary of the Treasury for International Affairs; Arnold H. Packer, Assistant Secretary of Labor for Policy Evaluation and Research; and Professor Marina V. N. Whitman, University of Pittsburgh.

Hearings continue tomorrow.

FIFRA

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 1678, to amend and extend for two years through fiscal year 1979 the Federal Insecticide, Fungicide, and Rodenticide Act.

MILITARY PROCUREMENT

Conferees, in closed session, continued to resolve the differences between the Senate- and House-passed versions of H.R. 10929, authorizing funds for military procurement for fiscal year 1979, but did not complete action thereon and will meet again tomorrow.

OCS

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf, but did not complete action thereon and will meet again tomorrow.

Thursday, July 20, 1978

Senate

Chamber Action

Routine Proceedings, pages 21897–22060

Bills Introduced: Four bills and two resolutions were introduced, as follows: S. 3325–3328; S.J. Res. 149; and S. Res. 523. **Pages 22009, 22049**

Bills Reported: Reports were made as follows:

H.R. 6536, to establish an actuarially sound basis for financing retirement benefits for policemen, firemen, teachers, and judges of the District of Columbia (S. Rept. 95–1025).

S. Res. 522, to waive section 303(a)(4) of the Congressional Budget Act with respect to Senate consideration of S. 3085, extending through fiscal year 1982 the special supplemental and child care food programs (S. Rept. 95–1026).

S. Res. 508, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3153, to settle Indian land claims within Rhode Island and Providence Plantations (S. Rept. 95–1027).

S. 2939, to authorize funds for fiscal year 1979 for government intelligence activities, with amendments (S. Rept. 95–1028). **Page 22008**

Bills Passed:

Housing: By 81 yeas to 3 nays, Senate passed S. 3084, proposed Housing and Community Development Amendments of 1978, after taking action on additional amendments proposed thereto, as follows:

Adopted:

(1) Metzenbaum unprinted amendment No. 1438, to delete from the bill section 212, relating to property taxation of multifamily projects; **Page 21904**

(2) Bentsen unprinted amendment No. 1439, designed to reduce paperwork in the making of loans by the FHA and VA; **Page 21906**

(3) By 47 yeas to 38 nays Tower amendment No. 3248, to allow cities and urban counties with areas of severe economic and physical distress to participate in the Urban Development Action Grant Program (motion to reconsider tabled by 52 yeas to 38 nays); **Page 21907**

(4) By unanimous vote of 93 yeas Chiles unprinted amendment No. 1440, to require the Secretary of HUD to analyze new and revised housing regulations; **Page 21914**

(5) Sparkman unprinted amendment No. 1441, to exempt from the filing and disclosure requirements of the Interstate Land Sales Full Disclosure Act the sale of fully improved lots; **Page 21917**

(6) Sparkman unprinted amendment No. 1442, to make available for hospitals the existing FHA insured mortgage program for refinancing multifamily rental projects; **Page 21918**

(7) Sparkman unprinted amendment No. 1443, to permit HUD to investigate the feasibility of renewing older housing by converting it to cooperatives, condominiums, or other uses; **Page 21918**

(8) Sparkman unprinted amendment No. 1444, to make "New Town" in Jonathan, Minnesota, eligible for the same Federal assistance available for "New Community Assistance Projects; **Page 21919**

(9) Javits unprinted amendment No. 1445, to authorize additional operating assistance to troubled housing projects insured by section 236; **Page 21929**

(10) Modified Javits unprinted amendment No. 1446, to increase ceilings for multifamily mortgage insurance programs; **Page 21930**

(11) Javits unprinted amendment No. 1447, to increase the percentage of single non-elderly permitted in public housing and Section 8 programs; **Page 21931**

(12) Modified Domenici amendment No. 3032, to extend eligibility for congregate services under Title IV of Section 202 housing projects for the elderly and handicapped; **Page 21946**

(13) Morgan unprinted amendment No. 1448, setting March 1, 1979, as the date by which the Secretary must report his findings with regard to a study of the problems associated with obtaining title insurance by persons in rural areas; **Page 21955**

(14) Modified Riegle amendment No. 3252, adding

new titles for programs providing for Neighborhood Self-Help Development and Livable Cities; Page 21955

(15) Riegle unprinted amendment No. 1450, of a technical nature; Page 21963

(16) Dole unprinted amendment No. 1451, to require a cost benefit analysis of any field reorganizations of the Department of HUD; and Page 21963

(17) Proxmire unprinted amendment No. 1453, to extend existing requirement for the President to report to the Congress annually on progress being made to achieve our housing goals. Page 21969

Rejected:

(1) By 36 yeas to 57 nays, modified Schmitt amendment No. 3254, in the nature of a substitute for Chiles unprinted amendment No. 1440; Page 21921

(2) By 29 yeas to 65 nays, Schmitt amendment No. 3253, to provide for Congressional veto of regulations promulgated by the Department of HUD; and Page 21932

(3) By 34 yeas to 50 nays, Griffin unprinted amendment No. 1452, to clarify the meaning of the term "expected to reside in the community" as contained in the Housing and Community Development Act of 1974. Page 21966

Pages 21904–21969, 21972–21993

Budget Act waiver: Senate agreed to S. Res. 522, to waive section 303(a)(4) of the Congressional Budget Act with respect to Senate consideration of S. 3085, extending through fiscal year 1982 the special supplemental and child care food programs. Page 22049

Budget Act waiver: Senate agreed to S. Res. 508, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3153, to settle Indian land claims within Rhode Island and Providence Plantations. Page 22049

Release of committee information: Senate agreed to S. Res. 523, authorizing Human Resources Committee Chairman Williams to release certain Committee information with respect to an investigation of health maintenance organizations in California. Page 22049

Private bills: On call of the Calendar, Senate passed 22 private bills, as follows:

Without amendment and cleared for the President: H.R. 1751, 2555, 2945, 3995, 4607, 5928;

With amendment and returned to the House: H.R. 8449;

Without amendment and sent to the House: S. 140, 340, 1484, 1564, 2243, 2326, 2377, 2509, 2061, 2209, 2248, 2294, 2639;

With amendment and sent to the House: S. 85, 613, 2061, 2209, and 2248. Pages 22049–22054

Government intelligence activities: Senate passed H.R. 12240, to authorize funds for fiscal year 1979 for government intelligence activities, after striking all after the enacting clause and inserting in lieu thereof text of Senate companion bill, S. 2939, which had at first been amended by adoption of Armed Services Committee amendments and Hathaway unprinted amendment No. 1454, to authorize reorganization of and additional funds for the expansion of the intelligence community staff.

This bill was ordered to be held at the desk pending further disposition.

S. 2939 was then indefinitely postponed.

Pages 22054–22058

Black Lung Program: Senate agreed to the House amendment to Senate amendment No. 2 to H.J. Res. 945, making urgent supplemental appropriations for the Black Lung Program, Emergency Rail Transportation, and emergency school aid, thereby clearing the measure for the President. Page 21993

Transportation Appropriations: Senate agreed to the conference report on H.R. 12933, making appropriations for the Department of Transportation and related agencies for fiscal year 1979. Senate agreed to House amendments to Senate amendments numbered 14, 31, 32, and 33, thereby clearing the measure for the President.

Pages 21993–21995

Farm Credit: Senate agreed to the conference report on H.R. 11504, to improve Federal credit assistance to programs for farmers, ranchers, and rural communities and businesses, thereby clearing the measure for the President. Pages 21996–22004

Amtrak Authorizations: Senate disagreed to the House amendments to S. 3040, to authorize funds for the National Railroad Passenger Corporation for fiscal year 1979, and calling for a review of the Amtrak route system, requested conference with the House, and appointed as conferees Senators Cannon, Long, Riegle, Danforth, and Schmitt. Pages 21970–21972

Presidential Message: Senate received a message from the President proposing a rescission in the amount of $500 million in unneeded budget authority made available to the Department of Labor for advances to the unemployment trust fund and other funds—referred jointly to Committees on Appropriations, the Budget, and Finance (PM–201). Ordered to be printed as S. Doc. 95–115. Page 22004

Vice Presidential Appointment: Vice President appointed Senator Glenn as a Congressional Advisor to the official delegation to the Second Session of the US–ASEAN Dialogue, to be held in Washington, D.C., August 2–4, 1978. Page 22048

Debate Limitation Agreements: By unanimous consent it was agreed that when Senate proceeds to consider S. 2410, authorizing funds through fiscal year 1981 for health planning and health resources development programs administered under the Public Health Service Act, time for debate thereon be limited to one hour, with 30 minutes on amendments; and

When it proceeds to consider S. 2850, authorizing funds for fiscal years 1979 and 1980 for programs administered under the Older Americans Act, time for debate thereon be limited to two hours; one hour on amendments; and 30 minutes on amendments in the second degree. Page 22058

Bill Referred: H.R. 13385, to increase the temporary public debt limit, was referred to Committee on Finance. Page 22005

Bills Held at Desk: H.R. 12508, immigration of adopted children, and H.R. 12443, worldwide immigration ceiling, were ordered to be held at the desk. Page 22049

Messages From the House: Pages 22004–22005

Amendments Submitted for Printing: Pages 22015–22016

Communications: Page 22005

Statements on Introduced Bills: Pages 22009–22015

Additional Statements: Pages 22016–22048

Confirmations: Senate confirmed the following nominations:

Glen E. Robinson, to be U.S. marshal for the northern district of California;

Robert E. Hauberg, to be U.S. attorney for the southern district of Mississippi;

Anthony Bertoni, to be U.S. marshal for the eastern district of Michigan; and

Clinton T. Peoples, to be U.S. marshal for the northern district of Texas. Page 22060

Nominations: Senate received the following nominations:

Harold E. Horan, of Texas, to be Ambassador to the Republic of Malawi;

James D. Phillips, Jr., of North Carolina, to be U.S. circuit judge for the fourth circuit; and

Edward R. Korman, to be U.S. attorney for the eastern district of New York. Page 22060

Record Votes: Seven record votes were taken today: Pages 21913, 21928–21929, 21946, 21969, 21977

Recess: Senate met at 9 a.m. and recessed at 7:37 p.m. Page 22060

Committee Meetings

APPROPRIATIONS—TREASURY AND POSTAL SERVICE

Committee on Appropriations: Subcommittee approved for full committee consideration proposed second supplemental appropriations for fiscal year 1978 for the Department of the Treasury and the Postal Service.

Prior to this action, subcommittee received testimony on this matter from Bette Anderson, Under Secretary of the Treasury; W. Harrison Wellford, Executive Associate Director for Reorganization and Management, Office of Management and Budget; and Robert T. Griffin, Deputy Administrator, General Services Administration.

COMMITTEE BUSINESS

Committee on Energy and Natural Resources: Committee ordered favorably reported H.R. 6900, to establish "National Historic Trails" as a new category of trails within the National Trails System, and to add several trails to the National Trails System, with an amendment substituting therefor the language of a related Senate bill, S. 2974.

Also, committee resumed consideration of the following bills which designate or add certain lands in Alaska to the National Parks, National Wild and Scenic Rivers, and National Wilderness Preservation Systems—S. 499, 1500, 1546, 1787, 2465, 2944, 3016, and H.R. 39, but did not complete action thereon and recessed subject to call.

COMMITTEE BUSINESS

Committee on Environment and Public Works: Committee ordered favorably reported the following business items:

S. 3077, extending until September 30, 1983, the authority of the Export-Import Bank to make new commitments, with an amendment;

The nominations of John F. Ahearne, of Virginia, to be a Member of the Nuclear Regulatory Commission; and Roy T. Sessums, of Louisiana, to be a Member of the Mississippi River Commission.

Also, committee approved a public building prospectus in Hyattsville, Maryland, providing for lease of a building for the use of the Health Resources Administration, Department of HEW.

TOXIC SUBSTANCES

Committee on Environment and Public Works: Subcommittee on Environmental Pollution held oversight hearings on the Toxic Substances Control Act (Public Law 94–469), receiving testimony from Steven Jellinek, Assistant Administrator for Toxic Substances, Environmental Protection Agency; Gus Speth, Member, Council on Environmental Quality; and Robert T. Hayden, United Steelworkers of America, Washington, D.C.

Hearings continue tomorrow.

STOCK OWNERSHIP PLANS

Committee on Finance: Committee continued hearings on S. 3223 and 3241, bills to further expand employee stock ownership plans. Witnesses heard were Representatives Lundine, Kostmayer, McHugh, Mattox, and Wilson of Texas; Robert S. Strauss, Special Counselor to the President; Donald Lubick, Deputy Assistant Secretary of the Treasury; Stuart J. Evans, Director of

2430 JA19/OC14 78

Procurement, National Aeronautics and Space Administration; Frederick Neuman, Director, Defense Contract Audit Agency; Robert Hamrin, The Ford Foundation, Alexandria, Va.; William R. Denton, Southern Pacific Co., Washington, D.C.; Jonathan M. Conrad, First Pennsylvania Bank, N.A., Philadelphia; Kenneth R. Cunningham and Sal Esparza, Metropolitan Contract Services, Inc., Houston; Hartshorne, and James Rice, Oklahoma Aerotronics, Inc.,

Hearings were recessed subject to call.

POSTAL REFORM

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation and Federal Services continued hearings on S. 3229 and H.R. 7700, bills proposing reform of the U.S. Postal Service. Witnesses heard were Senator Goldwater; Postmaster General William F. Bolger; William Mullen, National Newspaper Association, Washington, D.C.; Chapin Carpenter, Magazine Publishers Association, Washington, D.C.; Pat Carbine, *Ms. Magazine,* New York City; Robert Myers, *The New Republic,* Washington, D.C.; James Alcott, *Harpers,* New York City; Hamilton Fish, *The Nation,* New York City; Mary Alice Simpson, The Saturday Evening Post Co., Indianapolis; Seymour Zogotl, *Parents' Magazine,* New York City; Garry C. Myers, *Highlights for Children,* Columbus, Ohio; Donald Ledbetter, National Association of Postal Supervisors, Washington, D.C.; Joyce Turney, National Association of Postmasters of the U.S., Washington, D.C.; and Eugene Dalton, National League of Postmasters, Washington, D.C.

Hearings were recessed subject to call.

HEALTH PROGRAMS

Committee on Governmental Affairs: Permanent Subcommittee on Investigations held hearings on fraud, abuse, and waste in Federally-supported health programs, receiving testimony from Thomas Morris, Inspector General, and Charles Ruff, Deputy Inspector General, both of the Department of Health, Education, and Welfare.

Subcommittee recessed subject to call.

DRUG REGULATION REFORM

Committee on Human Resources: Subcommittee on Health and Scientific Research resumed markup of S. 2755, to revise and reform the Federal law applicable to drugs for human use, and to establish a National Center for Clinical Pharmacology within the Department of Health, Education, and Welfare, but did not complete action thereon and recessed subject to call.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Committee resumed hearings on S. 2525, to improve the intelligence systems of the U.S. by establishing a statutory basis for U.S. intelligence gathering activities, receiving testimony from Derek Bok, Harvard University, Cambridge; Richard Abrams, University of California at Berkeley; and Morton S. Baratz, Baltimore, representing the American Association of University Professors.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 13546–13559; 2 private bills, H.R. 13560 and 13561; and 7 resolutions, H.J. Res. 1069–1072, H. Con. Res. 669, and H. Res. 1280 and 1281 were introduced. Pages 21896–21897

Bills Reported: Reports were filed as follows:

Report entitled "Freedom of Information Act Requests for Business Data and Reverse-FOIA Lawsuits" (H. Rept. 95–1382); and

H.R. 13471, Financial Institutions Regulatory Act of 1978 (H. Rept. 95–1383). Page 21896

Subcommittee To Sit: Subcommittee on Commerce, Consumer, and Monetary Affairs of the Committee on Government Operations received permission to sit during proceedings of the House under the 5-minute rule today and on Friday, July 21. Page 21830

Second Supplemental Appropriations: By a yea-and-nay vote of 311 yeas to 60 nays, Roll No. 580, the House passed H.R. 13467, making supplemental appropriations for the fiscal year ending September 30, 1978.

By a yea-and-nay vote of 357 yeas to 3 nays with 1 answering "present", Roll No. 574, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

An amendment that increases the appropriation for watershed and flood prevention operations by $4.1 million;

An amendment that strikes the $15 million appropriation for the Center for Disease Control for the influenza vaccination program, and instead appropriates $3 million to NIH for research and clinical activities related to the influenza vaccination program (agreed to by a recorded vote of 268 ayes to 127 noes, Roll No. 575);

An amendment that prohibits funds appropriated for missions to international organizations to be used to promote, express, or disseminate the personal views of any official or employee of the United States mission to the United Nations (agreed to by a division vote of 42 ayes to 13 noes); and

An amendment that reduces total appropriations for payments not required by law by 2 percent (agreed to by a recorded vote of 256 ayes to 114 noes, Roll No. 579).

Rejected:

An amendment that sought to increase impact aid appropriations by $26 million for pinpoint disaster assistance for schools (rejected by a recorded vote of 166 ayes to 233 noes, Roll No. 576);

An amendment that sought to increase appropriations for disaster assistance for schools from $5 million to $14.9 million, with the intention that the funds should not be used for pinpoint disaster applications in an amount less than $200,000 (rejected by a recorded vote of 156 ayes to 237 noes, Roll No. 577). Earlier, a point of order was sustained against a similar amendment; and

An amendment that sought to delete the $275,000 appropriation for the United States Metric Board (rejected by a recorded vote of 75 ayes to 302 noes, Roll No. 578).

Pages 21830–21869

Housing and Community Development: House continued consideration of H.R. 12433, to amend and extend certain Federal laws relating to housing, community and neighborhood development and preservation, and related programs, but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Friday, July 21.

Pending when the Committee of the Whole rose was an amendment that seeks to prohibit use of funds for the reorganization or transfer of any function of any area, field, or insuring office relating to multifamily housing or community planning or development.

Pages 21869–21879

Presidential Message—Budget Rescission: Received and read a message from the President wherein he transmits his proposal to rescind $500 million in budget authority to the Department of Labor for advances to the unemployment trust fund and other funds—referred to the Committee on Appropriations and ordered printed (H. Doc. 95–370). Page 21879

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 21895

Adjournment: Adjourned at 6:11 p.m.

Committee Meetings

RURAL TRANSPORTATION SYSTEMS

Committee on Agriculture: Subcommittee on Family Farms, Rural Development, and Special Studies met and approved for full committee action H.R. 12917 amended, directing the Secretary of Agriculture to compile and publish certain information relating to rural transportation systems.

KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Martin Luther King, Jr., continued hearings in executive session.

BANKING MISCELLANY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance held hearings on the following bills:

H.R. 11767, to expand and facilitate urban lending investment by Federal savings and loan associations;

H.R. 12052, The American Dream Act; and

H.R. 11310, National Credit Union Central Liquidity Facility Act.

Testimony was heard from Lawrence P. Simons, Assistant Secretary for Housing, HUD.

SOLAR ENERGY BANK ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy met and approved for full committee action H.R. 7800 amended, Solar Energy Bank Act.

DEPARTMENT OF EDUCATION ORGANIZATION ACT

Committee on Government Operations: Subcommittee on Legislation and National Security continued hearings on H.R. 13343, Department of Education Organization Act. Testimony was heard from Representatives Thornton and Quie and public witnesses.

IRS ENFORCEMENT OF LOBBYING TAX LAWS

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs continued hearings on IRS' enforcement of tax laws relating to lobbying, with testimony from public witnesses.

Hearings continue tomorrow.

TANKER OIL POLLUTION

Committee on Government Operations: Subcommittee on Government Activities and Transportation continued hearings on oil pollution caused by routine tanker operations. Testimony was heard from public witnesses.

INDIAN PEAKS WILDERNESS AREA

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held a hearing on and approved for full committee action H.R. 12026 amended, to create the Indian Peaks Wilderness Area and the Arapaho National Recreation Area and to authorize the Secretary of the Interior to study the feasibility of revising the boundaries of the Rocky Mountain National Park. Testimony was heard from Representative Wirth; and Rupert Cutler, Assistant Secretary of Agriculture.

RESIDUAL RADIOACTIVE MATERIALS

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment met and agreed on basic concepts of uranium mill tailings legislation,

and will meet possibly next week to mark up draft legislation.

TRANSPORTATION IN NATIONAL PARKS

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs held hearings on H.R. 4804 and related bills, to encourage the use of transportation modes other than personal motor vehicles for travel to and in national parks; and S. 975, to improve the administration of the National Park System. Testimony was heard from Representatives Florio, Holtzman, Rangel, and Scheuer; Bill Whalen, National Park Service; and public witnesses.

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations continued hearings on investigation of Korean-American relations in executive session.

ARMS TRADE IN WESTERN HEMISPHERE

Committee on International Relations: Subcommittee on Inter-American Affairs continued hearings on arms trade in the Western Hemisphere. Testimony was heard from Lt. Gen. Gordon J. Sumner, USA (Ret.), former chairman, Inter-American Defense Board; and Edward Luck, Deputy Director for Policy Studies, United Nations Association.

FOOD SAFETY AND NUTRITION AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued hearings on H.R. 10358, Food Safety and Nutrition Amendments of 1978. Testimony was heard from Representatives Walker, Whalen, Walsh, and Van Deerlin; and public witnesses.

NUCLEAR SITING AND LICENSING ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on H.R. 11704, Nuclear Siting and Licensing Act of 1978. Testimony was heard from representatives of Nuclear Regulatory Commission; Department of Energy; Congressional Budget Office, and General Accounting Office.

COMMUNICATIONS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on H.R. 13015, Communications Act of 1978, with testimony from public witnesses.

Hearings continue tomorrow.

CONSUMER CONTROVERSIES

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance held hearings on H.R. 2482 and 2965, Consumer Controversies Resolution Acts; and S. 957, Dispute Resolution Act. Testimony was heard from representatives of Department of Justice; Office of Consumer Affairs; National Association of Consumer Agency Administrators; and Assistant Attorney General, State of Massachusetts.

Hearings continue tomorrow.

ALLEGED NAZI WAR CRIMINALS

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law continued oversight hearings on alleged Nazi war criminals. Testimony was heard from former officials of the Immigration and Naturalization Service, and the Department of State.

Hearings continue tomorrow.

FBI INVESTIGATION OF BANK ROBBERIES

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on a GAO report on the role of the FBI in the investigation of bank robberies. Testimony was heard from Victor Lowe, Director, and other officials of General Government Division, GAO; and Joel Gunner, GAO, Los Angeles.

BILL OF RIGHTS PROCEDURES ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice held a hearing on H.R. 214, Bill of Rights Procedures Act. Testimony was heard from Richard Davis, Assistant Secretary for the Enforcement and Operations, Treasury Department; and Paul G. Coe, Assistant Chief Inspector for Criminal Investigations, U.S. Postal Service.

BOY SCOUTS' CHARTER—TORT CLAIMS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations met and approved for full committee action H.R. 11956, to amend the Federal charter of the Boy Scouts of America; and H.R. 9219 amended, to provide for an exclusive remedy against the United States in suits based upon acts or omissions of United States employees.

AIRCRAFT PIRACY

Committee on Public Works and Transportation: Subcommittee on Aviation continued hearings on H.R. 13261, Act to Combat International Terrorism. Testimony was heard from Senators Ribicoff and Javits; and representatives of Department of Justice, FBI; and Air Transport Association.

Hearings continue Tuesday, July 25.

INSTITUTIONAL INVESTMENT IN SMALL BUSINESS

Committee on Small Business: Subcommittee on Capital, Investment and Business Opportunities continued hearings on H.R. 12666, removing impediments to institutional investment in small business. Testimony was heard from representatives of Federal Reserve Board; Comptroller of the Currency; Federal Deposit Insurance Corporation; Department of Labor; and Department of the Treasury.

ANTITRUST ENFORCEMENT

Committee on Small Business: Subcommittee on Antitrust, Consumers and Employment held a hearing on antitrust enforcement activities of the Federal Trade Commission and Department of Justice. Testimony was heard from Jack Biddle, President, Computer and Communications Industry Association; and John Shenefield, Assistant Attorney General, Justice Department.

Hearings continue Tuesday, July 25.

TAX REFORM

Committee on Ways and Means: Continued markup of tax reform legislation, and will resume on Monday, July 24.

Joint Committee Meetings

MIDYEAR ECONOMIC REVIEW

Joint Economic Committee: Committee continued hearings to review midyear economic developments, receiving testimony today on inflation from Barry P. Bosworth, Director, Council on Wage and Price Stability; Professor Robert J. Gordon, Northwestern University, Chicago; Joseph Pechman, The Brookings Institution, Washington, D.C.; and Professor Lawrence Seidman, University of Pennsylvania, Philadelphia.

Hearings continue on Tuesday, July 25.

MILITARY PROCUREMENT

Conferees, in closed session, continued to resolve the differences between the Senate- and House-passed versions of H.R. 10929, authorizing funds for military procurement for fiscal year 1979, but did not complete action thereon and will meet again on Monday, July 24.

OCS

Conferees continued to resolve the differences between the House- and Senate-passed versions of S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf, but did not complete action thereon and recessed subject to call.

Friday, July 21, 1978

Senate

Chamber Action

Routine Proceedings, pages 22091–22209

Bills Introduced: Four bills and two resolutions were introduced, as follows: S. 3329–3332; S. Con. Res. 97; and S. Res. 524. Pages 22181, 22183–22184

Bills Reported: Reports were made as follows:

S. Res. 494, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3243, authorizing funds for additional administrative expenses associated with implementation of the Local Public Works Capital Development and Investment Act (S. Rept. 95–1029).

S. Res. 498, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2693, DOE authorizations for national security programs (S. Rept. 95–1030).

S. Res. 499, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 1487, to eliminate racketeering in the sale and distribution of cigarettes (S. Rept. 95–1031).

S. Res. 500, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 551, to provide grants to States for the payment of compensation to persons injured by certain criminal acts (S. Rept. 95–1032).

S. Res. 505, to waive section 402(a) of the Congressional Budget Act with respect to consideration of S. 2692, authorizing funds for the civilian programs of the Department of Energy for fiscal year 1979 (S. Rept. 95–1033).

H.R. 6900, to establish "National Historic Trails" as a new category of trails within the National Trails System, and to add several trails to the National Trails System, with amendment (S. Rept. 95–1034).

S. Res. 524, to waive section 303(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 3946, relating to the suspension of duty on wool, and to provide a refundable tax credit for educational expenses (without written report—referred to Committee on the Budget). Page 22281

Bills Passed:

Indian land claims: Senate passed with committee amendment and cleared for the House S. 3153, to settle

Indian land claims within Rhode Island and Providence Plantations. Pages 22093–22096

Domestic Volunteer Service: Senate passed and cleared for the House S. 2617, authorizing such sums as may be necessary through fiscal year 1981 for the Domestic Volunteer Service, after agreeing to committee amendment in the nature of a substitute which had at first been amended by adoption of Cranston unprinted amendment No. 1455, designed to coordinate activities by agencies for Urban Neighborhood Programs, and to expand the Older Americans Volunteer Program. Pages 22097–22125

Health maintenance organizations: By 71 yeas to 1 nay, Senate passed S. 2534, extending through fiscal year 1984 health maintenance organization programs, after agreeing to committee amendment in the nature of a substitute which had at first been amended by adoption of:

(1) Kennedy unprinted amendment No. 1456, to delete from the bill section dealing with Health Planning Amendments; Page 22133

(2) Nunn unprinted amendment No. 1457, to reduce the term and authorization levels, to modify the grant and loan program, and to strengthen the fraud and abuse provisions of the bill; and Page 22135

(3) Schweiker unprinted amendment No. 1458, of a technical nature to assure that the bill complies with the Congressional Budget Act. Page 22143

Pages 22125–22147

Food programs: By unanimous vote of 68 yeas, Senate passed S. 3085, to extend through fiscal year 1982 the special supplemental and child care food programs, after agreeing to six amendments proposed thereto, as follows:

(1) Melcher unprinted amendment No. 1459, to reduce the reserve food service equipment funds from 50 percent to 40 percent; Page 22155

(2) Morgan unprinted amendment No. 1461, to authorize the Secretary of Agriculture to provide for pilot cost and feasibility programs in connection with school lunch programs; Page 22157

(3) Dole unprinted amendment No. 1462, directing the Secretary of Agriculture to review and consider the use of alternate foods in the child nutrition programs; Page 22159

(4) Hatch unprinted amendment No. 1463, to clarify the limitations of participation in the special supplemental food program; Page 22162

(5) McGovern unprinted amendment No. 1464, to authorize the Secretary of Agriculture to purchase fish products for the commodity distribution program for school lunches; and Page 22163

(6) McGovern unprinted amendments No. 1465, of a technical and perfecting nature. Page 22164

Pages 22147–22174

Chattahoochee River National Recreation Area: Senate passed and returned to the House H.R. 8336, to establish the Chattahoochee River National Recreation Area in Georgia, after agreeing to committee amendment in the nature of a substitute which had at first been amended by adoption of the following three amendments:

(1) Nunn unprinted amendment No. 1466, to permit hunting in the Chattahoochee River National Recreation Area; Page 22176

(2) Williams unprinted amendment No. 1467, adding a new title to the bill incorporating the text of S. 975, to improve public access to our National Parks and Recreation Areas; and Page 22178

(3) Dole unprinted amendment No. 1468, to increase from $2 million to $2,750,000 the ceiling on authorizations for the commemoration of certain historical events in Kansas. Page 22179

Pages 22174–22180

Budget Act waiver: Senate agreed to S. Res. 494, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3243, authorizing funds for additional administrative expenses associated with implementation of the Local Public Works Capital Development and Investment Act. Page 22202

Budget Act waiver: Senate agreed to S. Res. 498, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2693, DOE authorizations for national security programs.

Pages 22202–22203

Budget Act waiver: Senate agreed to S. Res. 499, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 1487, to eliminate racketeering in the sale and distribution of cigarettes. Page 22203

Budget Act waiver: Senate agreed to S. Res. 500 to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 551, to provide grants to States for the payment of compensation to persons injured by certain criminal acts. Page 22203

Budget Act waiver: Senate agreed to S. Res. 505, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2692, authorizing funds for the civilian programs of the Department of Energy for fiscal year 1979. Page 22203

Indian lands: Senate passed with committee amendments and sent to the House S. 3069, to provide that the Sisseton-Wahpeton Sioux Tribe shall have a preference right to purchase certain North and South Dakota lands held in trust by the United States for tribal members.

Pages 22203–22204

International environmental impact statements: Senate agreed to S. Res. 49, favoring international agreement to a treaty requiring propagation of an international environmental impact statement for any major project expected to have significant adverse effect on the physical environment. Pages 22204–22206

Private bill: Senate passed without amendment and cleared for the President H.R. 1420, a private bill.

Page 22206

Private bills: Senate passed and cleared for the House S. 1951 and S. 2067, private bills.

Pages 22206, 22207–22208

Thankful giving: Senate agreed to S. Con. Res. 32, expressing the sense of the Congress that the national observance of Thanksgiving should include a voluntary practice to be called "Thankful Giving", whereby Americans are invited to share with those abroad who are hungry, after agreeing to Robert C. Byrd unprinted amendment No. 1470, of a technical nature. Pages 22206–22207

Oklahoma Land: Senate agreed to the House amendment with a technical amendment (Robert C. Byrd unprinted amendment No. 1469) to S. 920, to allow oil and gas leases within the Lake Murray Recreational Demonstration Area project, Oklahoma. Page 22202

Nevada Indian Lands: Senate agreed to the House amendments to S. 785, declaring that certain land be held in trust for the Paiute and Shoshone Tribes of the Fallon Indian Reservation, Nevada, thereby clearing the measure for the President. Page 22207

Bill Placed on Calendar: H.R. 15, education amendments, was received and placed on the Senate Calendar. Page 22180

Message From the House: Page 22180

Amendment Submitted for Printing: Page 22148

Statements on Introduced Bills: Pages 22181–22183

Additional Statements: Pages 22184–22202

Confirmation: Senate confirmed the following nominations:

John F. Ahearne, of Virginia, to be a member of the Nuclear Regulatory Commission; and

Roy T. Sessums, of Louisiana, to be a member of the Mississippi River Commission. Page 22209

Nomination: Senate received the nomination of W. K. Smith, of Minnesota, to be Chairman of the Board of Directors of the United States Railway Association.

Page 22209

Record Votes: Two record votes were taken today.

Pages 22145, 22167

Recess: Senate met at 10 a.m. and recessed at 3:20 p.m.

Page 22209

Committee Meetings

FOREIGN AGRICULTURAL CREDIT SALES

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Foreign Agricultural Policy approved for full committee consideration an original bill proposing increases of American agricultural credit sales (The bill incorporates certain provisions of S. 2385, 2405, 2504, 2968, and 3011).

APPROPRIATIONS—STATE-RELATED AGENCIES

Committee on Appropriations: Subcommittee on State, Justice, Commerce, held closed hearings on proposed second supplemental appropriations for fiscal year 1978 for the National Telecommunications Information Administration, Department of Commerce, receiving testimony from its Deputy Director-Designate Paul I. Bortz.

Subcommittee recessed subject to call.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Thomas F. Moakley, of Massachusetts, to be a member of the Federal Maritime Commission, after the nominee testified and answered questions on his own behalf.

OMNIBUS PARKS LEGISLATION

Committee on Energy and Natural Resources: Subcommittee on Parks and Recreation began hearings on H.R. 12536, to provide for increases in authorization ceilings, development ceilings, land acquisition, and boundary changes in certain Federal park and recreation areas receiving testimony from Robert Herbst, Assistant Secretary of the Interior for Fish, Wildlife, and Parks; Linda Billings, Sierra Club, Washington, D.C.; and William Lienesch, National Parks and Conservation Association, Washington, D.C.

Hearings continue on Wednesday, July 26.

TOXIC SUBSTANCES

Committee on Environment and Public Works: Subcommittee on Environmental Pollution continued oversight hearings on the Toxic Substances Control Act (Public Law 94-469), receiving testimony from Jacqueline Warren, Environmental Defense Fund, Washington, D.C.; Richard E. Heckert, Wilmington, Delaware, representing Manufacturing Chemists Association; Donald E. Ellison, Virginia Chemicals, Portsmouth, Virginia; Ralph Engel, Chemical Specialty Manufacturers Association, Washington, D.C.; and George W. Lowry, Mona Industries, Inc., Paterson, New Jersey.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Finance: Committee ordered favorably reported an original resolution (S. Res. 524) to waive sec-

tion 303(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 3946, relating to the suspension of duty on wool and to provide a refundable tax credit for educational expenses—which bill is pending on the Senate Calendar.

Also, committee further considered S. 1470, proposing reform of the administrative and reimbursement procedures currently employed under the medicare and medicaid programs, but did not complete action thereon.

House of Representatives

Bills Introduced: 10 public bills, H.R. 13562–13571; and 2 resolutions, H. Con. Res. 670, and H. Res. 1282 were introduced. Page 22255

Bill Reported: One report was filed as follows: H.R. 13311, Port Safety and Tank Vessel Safety Act of 1978, amended (H. Rept. 95–1384). Page 22255

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Brademas as Speaker pro tempore for today. Page 22209

Housing and Community Development: By a yea-and-nay vote of 270 yeas to 26 nays, Roll No. 585, the House passed H.R. 12433, to amend and extend certain Federal laws relating to housing, community and neighborhood development and preservation, and related programs.

By a yea-and-nay vote of 268 yeas to 6 nays, Roll No. 581, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

The committee amendments to titles IV, V, and VI;

An amendment that prohibits Social Security increases occurring after May 1978 from being considered as income for purposes of determining eligibility for, or amount of assistance available to, any recipient under public housing laws (agreed to by a recorded vote of 256 ayes to 38 noes, Roll No. 584, after having been previously rejected by a division vote of 8 ayes to 9 noes); and

An amendment that provides for the reduction and simplification of paperwork imposed by Federal housing and housing finance programs.

Rejected:

An amendment that sought to prohibit use of funds for the reorganization or transfer of any function of any area, field, or insuring office relating to multifamily housing or community planning or development (rejected by a recorded vote of 133 ayes to 160 noes, Roll No. 582); and

An amendment that sought to strike provisions requiring that FAIR insurance rates be no higher than those set by the principal State-licensed rating organization for essential property insurance on the private market (rejected by a recorded vote of 119 ayes to 185 noes, Roll No. 583).

The Clerk was authorized to correct section numbers, punctuation, and cross references in the engrossment of the bill. Pages 22210–22233

Amtrak Improvement: House insisted on its amendment to S. 3040, to amend the Rail Passenger Service Act to extend the authorization of appropriations for an additional fiscal year, and to provide for public consideration and implementation of a rail passenger service study; and agreed to a conference. Appointed as conferees: Representatives Staggers, Rooney, Metcalfe, Mikulski, Florio, Devine, and Skubitz. Page 22234

Seabed Mining: By a voice vote, the House agreed to H. Res. 1240, providing for the consideration of H.R. 3350, to promote the orderly development of hard mineral resources in the deep seabed, pending adoption of an international regime thereto. Pages 22234–22235

Commodity Exchange Act Extension: By a voice vote, the House agreed to H. Res. 1221, providing for the consideration of H.R. 10285, to extend the Commodity Exchange Act, as amended, for four years. Pages 22235–22238

EOCS Amendments: By a voice vote, the House agreed to H. Res. 1234, providing for the consideration of H. Res. 1234, to amend the Economic Opportunity Act of 1964. Page 22238

District of Columbia Appropriations: By a yea-and-nay vote of 215 yeas to 32 nays, Roll No. 586, the House passed H.R. 13468, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1979.

Rejected a motion to recommit the bill to the Committee on Appropriations.

Agreed To:

An amendment that prohibits use of funds to pay salaries to District of Columbia government employees whose name and salary are not available for public inspection; and

An amendment that prohibits use of funds for publicity or propaganda purposes or any policy designed to support or defeat legislation before Congress or any State legislature.

Rejected an amendment that sought to reduce the Federal payment to the District of Columbia by 2 percent (rejected by a division vote of 21 ayes to 50 noes). Pages 22238–22245

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of July 26. Page 22246

Adjournment: Adjourned at 3:17 p.m.

Committee Meetings

IRS ENFORCEMENT OF LOBBYING TAX LAWS

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs continued hearings on IRS' enforcement of tax laws relating to lobbying. Testimony was heard from Robert J. Blackwell, Assistant Secretary of Commerce for Maritime Affairs; and James Barker, National Maritime Council.

COMMUNICATIONS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on H.R. 13015, Communications Act of 1978. Testimony was heard from Henry Geller, National Telecommunications and Information Administration; Thomas Cross, Communications Institute of Boulder; and public witnesses.

Hearings continue Tuesday, July 25.

CONSUMER CONTROVERSIES

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance continued hearings on H.R. 2482 and 2965, Consumer Controversies Resolution Acts; and S. 957, Dispute Resolution Act. Testimony was heard from Authur Best, Deputy Commissioner, New York Department of Consumer Affairs, and public witnesses.

INTERSTATE OIL COMPACT COMMISSION

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on the term of the Interstate Oil Compact Commission. Testimony was heard from Richard C. Byrd, General Counsel, Interstate Oil Compact Commission; and Donald F. Flexner, Energy Section, Department of Justice.

ALLEGED NAZI WAR CRIMINALS

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law continued oversight hearings on alleged Nazi war criminals. Testimony was heard from former INS officials.

ENVIRONMENTAL MONITORING

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere held a hearing on environmental monitoring. Testimony was heard from Dr. Douglas Buffington, Council on Environmental Quality, and public witnesses.

Joint Committee Meeting

ALLOCATION OF RESOURCES

Joint Economic Committee: Subcommittee on Priorities and Economy in Government resumed closed hearings on the allocation of resources within the U.S.S.R. and China, receiving testimony from Rear Admiral William D. Robertson, Vice Director for Production, Defense Intelligence Agency; and Sayre Stevens, Deputy Director of National Foreign Assessment Center, Central Intelligence Agency.

Subcommittee recessed subject to call.

Monday, July 24, 1978

Senate

Chamber Action

Routine Proceedings, pages 22352–22463

Bills Introduced: Five bills were introduced, as follows: S. 3333–3337. Page 22427

Bill Reported: Report was made as follows:

S. 1423, to establish a Council on Judicial Tenure in the judicial branch of the Government, with amendment, together with additional views (S. Rept. 95–1035). Page 22604

Bills Passed:

Older Americans: By 85 yeas to 2 nays, and one voting present, Senate passed H.R. 12255, proposed Older Americans Act Amendments of 1978, after striking all after the enacting clause and inserting in lieu thereof text of Senate companion bill, S. 2850, which had at first been amended by adoption of committee amendment in the nature of a substitute, on which Senate had taken action on proposed amendments, as follows:

Adopted:

(1) Modified Hathaway unprinted amendment No. 1471, to require each State to expend from its social services allotment one percent or $20,000, whichever is the greater, for the ombudsman program; Page 22371

(2) Hathaway unprinted amendment No. 1472, to clarify section authorizing model projects to demonstrate innovative approaches to coordinated long-term care service delivery; Page 22373

(3) By unanimous vote of 89 yeas, modified Melcher unprinted amendment No. 1473, to allow the Commissioner on Aging to reimburse any State funds from model project funds for social services supplied during a major disaster; Page 22374

(4) By 59 yeas to 29 nays, Kennedy amendment No. 2449, as amended, authorizing $100 million and $120 million for fiscal years 1979 and 1980, respectively, for separate home-delivered nutrition services (motion to table at first rejected by 30 yeas to 60 nays); Page 22375

(5) Hathaway unprinted amendment No. 1474 (to amendment No. 2449), of a perfecting nature; Page 22383

(6) By unanimous vote of 89 yeas, Domenici unprinted amendment No. 1475, to authorize a project for the transition to private employment of public service job holders; Page 22385

(7) Church unprinted amendment No. 1476, to continue for two years support for other services under the nutrition program for the elderly; Page 22386

(8) Javits unprinted amendment No. 1477, to continue existing law with respect to the States' share of expenditures under the State plan; Page 22389

(9) Heinz unprinted amendment No. 1478, to strengthen the involvement of the agency administration in long-term care policy alternatives; Page 22390

(10) Heinz unprinted amendment No. 1479, to assure the study of manpower needs in long-term care; Page 22391

(11) Gravel unprinted amendment No. 1480, to increase from 20 percent to 50 percent the limit on funds which may be spent for support services with respect to meals; Page 22391

(12) Heinz unprinted amendment No. 1481, to insure that area agencies on aging are involved in the development of the State plan; Page 22392

(13) Heinz unprinted amendment No. 1482, to provide for utility and home heating cost demonstration projects; Page 22393

(14) By unanimous vote of 90 yeas, Eagleton unprinted amendments No. 1484, making several amendments to the bill of a substitutive, clarifying, and technical nature. Page 22395

(15) Modified Domenici unprinted amendment No. 1485, to modify the formula for distributing funds under Title III so as to allow a greater recognition of the needs of older Americans living in rural areas; Page 22401

(16) Clark unprinted amendments No. 1488, to give special consideration to funding of rural area agencies on aging to conduct model projects; and Page 22410

(17) Dole unprinted amendment No. 1489, to encourage continuation of the volunteer meals on wheels program as presently operated. Page 22411

Rejected: By 22 yeas to 70 nays, Javits unprinted amendment No. 1486, in the nature of a substitute for modified Domenici unprinted amendment No. 1485. Page 22406

Senate insisted on its amendment, requested conference with the House, and appointed as conferees Senators Williams, Eagleton, Kennedy, Cranston, Chafee, Hayakawa, and Javits. Page 22417

S. 2850 was then indefinitely postponed. Page 22417

Pages 22354–22417

Supplemental agriculture appropriations: Senate passed without amendment and cleared for the President H.J. Res. 1024, making urgent supplemental appropriations for the Agricultural Stabilization and Conservation Service, Department of Agriculture. Page 22417

National historic trails: Senate passed and returned to the House H.R. 6900, to establish "National Historic Trails" as a new category of trails within the National Trails System, and to add several trails to the National Trails System, after agreeing to committee amendment in the nature of a substitute which had at first been amended by adoption of Church unprinted amendment No. 1490, delaying expenditure of funds until October 1, 1979, in order to comply with the Congressional Budget Act. Pages 22417–22427

Government Intelligence Activities: Senate insisted on its amendment to H.R. 12240, to authorize funds for fiscal year 1979 for government intelligence activities, requested conference with the House, and appointed as conferees Senators Bayh, Inouye, Hathaway, Hart, Harry F. Byrd, Jr., Goldwater, Wallop, and Mathias. Page 22401

Debate Limitation Agreements: By unanimous consent it was agreed that when Senate considers H.R. 12935, making appropriations for the Legislative Branch for fiscal year 1979, debate thereon be limited to one hour; one hour on an amendment which may be offered by Senator Chafee; and 30 minutes on any other amendments; and

When it considers conference report on S. 1678, to extend the Insecticide, Fungicide, and Rodenticide Act time for debate thereon be limited to one hour. Page 22469

Vice Presidential Appointment: Vice President appointed Senator Roth as a Congressional Advisor to the official delegation to the Second Session of the US-ASEAN Dialogue, to be held in Washington, D.C., August 2–4, 1978. Page 22462

Export-Import Bank: Time was extended from July 24 until July 26 for Committee on Environment and Public Works to report S. 3077, Export-Import Bank Act Amendments.

Bills Referred: H.R. 13467, second supplemental appropriations, and H.R. 13468, District of Columbia appropriations, were referred to Committee on Appropriations. Page 22427

Messages From the House: Page 22427

Amendments Submitted for Printing: Pages 22433–22436

Communication: Page 22427

Statements on Introduced Bills: Pages 22427–22433

Additional Statements: Pages 22436–22460

Nominations: Senate received one Air Force nomination in the rank of General, and sundry nominations in the Army and Navy. Pages 22463–22468

Record Votes: Seven record votes were taken today Pages 22387, 22388, 22389, 22400, 22408, 22416–22417

Recess: Senate met at 11:30 a.m. and recessed at 7:52 p.m. Page 22463

Committee Meetings

APPROPRIATIONS—DEFENSE SUPPLEMENTAL

Committee on Appropriations: Subcommittee, in closed session, considered and made recommendations to the full committee concerning proposed second supplemental appropriations for fiscal year 1978 for the defense establishment.

APPROPRIATIONS—HUD

Committee on Appropriations: Subcommittee began consideration of H.R. 12936, making appropriations for the Department of Housing and Urban Development—Independent Agencies for fiscal year 1979, but did not complete action thereon and will meet again tomorrow.

ALASKA NATIONAL LANDS

Committee on Energy and Natural Resources: Committee resumed consideration of the following bills National Parks, National Wild and Scenic Rivers, and which designate or add certain lands in Alaska to the National Wilderness Preservation Systems—S. 499, 1500, 1546, 1787, 2465, 2944, 3016, and H.R. 39—but did not complete action thereon and will meet again tomorrow.

RADIOACTIVE MATERIALS

Committee on Energy and Natural Resources: Subcommittee on Energy Production and Supply began hearings on S. 3008, authorizing grants to certain States to carry out a site restoration plan for abandoned uranium mill sites, and S. 3078, authorizing the Secretary of Energy to enter into cooperative arrangements to contain and reduce potential radiation exposure from residual radioactive materials, receiving testimony from Senator Hart; Dr. James L. Liverman, Acting Assistant Secretary of Energy for Environment; Dr. Joseph M. Hendrie, Chairman, Nuclear Regulatory Commission; and Dr. William Rowe, Head of Office of Radiation Programs, Environmental Protection Agency.

Hearings continue tomorrow.

TAX LEGISLATION

Committee on Finance: Subcommittee on Taxation and Debt Management held hearings on the following bills:

S. 869, to increase from $1 million to $10 million the exemption from industrial development bond treatment for certain small issues, receiving testimony from Senator Bartlett; and John M. Samuels, Deputy Tax Legislative Counsel, Department of the Treasury;

S. 2825, to exempt certain organizations from treatment as private foundations if the principal purpose is to provide long-term care or education of permanently and totally disabled persons, elderly persons, needy widows, or children, receiving testimony from Senator Bartlett; Neal Johnson, Sand Springs Home, Sand Springs, Oklahoma; Thomas E. Herrmann, American Association of Homes for the Aging, Washington, D.C.; and Mr. Samuels;

S. 3007, to disregard any IRS changes in the occupational status of any individual until Congress acts to amend the Internal Revenue Code, receiving testimony from Senator Leahy, Representative Panetta; Robert Beausole, Lyndonville, Vermont; Ken Rolston, American Pulpwood Industry Association, Washington, D.C.; Richard C. Farrer, National Association of Realtors, Washington, D.C.; Neil H. Offen, Direct Selling Association, Washington, D.C.; Francis O. McDermott, representing National Association of Independent Insurers, Washington, D.C.; Jerome B. Libin, representing Kansas Farm Bureau Insurance Companies, Washington, D.C.; and Mr. Samuels;

S. 3037, to disregard certain IRS Revenue Rulings relating to the status of real estate agents as employees as opposed to independent contractors, receiving testimony from Senators Leahy and DeConcini; Representative Panetta; Messrs. Beausole, Rolston, Farrer, Offen, McDermott, Libin, and Samuels;

S. 3080, to exclude certain services performed on fishing boats from coverage under the Federal Unemployment Tax Act, receiving testimony from Senator Allen; E. A. Tolley, Shellfish Institute of North America, Baltimore; and Mr. Samuels;

S. 2462, to permit a limited individual retirement deduction to individuals who are participants in retirement plans, receiving testimony from Representative Waggonner; Deane E. McCormick, Beverly Hills, North Carolina; Joseph S. Parren, National Automobile Dealers Association, McLean, Virginia; Raymond C. Troll, Gates Learjet Corporation, Kansas City, Kansas; William Hand, Hand and Associates, Houston, Texas; Robert C. Phillips, Los Angeles, California; Charles W. Schoeneman, Bureau of Salesmen's National Associations, Reston, Virginia; and Mr. Samuels;

S. 3288, to allow a retirement savings deduction for persons covered by certain pension plans, receiving testimony from Representative Waggonner; Messrs. McCormick, Parren, Troll, Hand, Phillips, Shoeneman, and Samuels;

S. 1674, changing the recordkeeping requirements applicable to employers with respect to tip income of their employees, receiving testimony from Robert Neville, representing National Restaurant Association, Washington, D.C.; Albert McDermott, American Hotel and Motel Association, Washington, D.C.; Robert Juliano,

Hotel and Restaurant Employees and Bartenders International Union, Washington, D.C.; and Mr. Samuels;

S. 2128, to eliminate the adjusted gross income limitation on the credit for the elderly, to increase the amount of the credit, and to create a cost-of-living adjustment, receiving testimony from Stephen L. Skardon, National Association of Retired Federal Employees, Washington, D.C.; James M. Hacking, National Retired Teachers Association and American Association of Retired Persons, Washington, D.C.; and Mr. Samuels;

S. 3301, to provide certain tax relief for the New England Patriots Football Club, receiving testimony from Robert A. Schulman, representing New England Patriots Football Club, Inc., Washington, D.C.; and Mr. Samuels;

S. 2393, changing the tax treatment of certain obligations transferred in connection with a corporate organization or reorganization, receiving testimony from Mr. Samuels;

S. 2628, to eliminate the requirement that a husband and wife who live together and claim the disability payments exclusion must file joint returns, receiving testimony from Mr. Samuels; and

S. 3125, to change the tax treatment of an involuntary conversion of real property to which the special farm valuation provisions of the Federal estate tax apply, receiving testimony from Mr. Samuels.

Subcommittee adjourned subject to call.

DOLLAR RESERVE ROLE

Committee on Foreign Relations: Subcommittee on Foreign Economic Policy held hearings on the reserve role of the dollar and its implications for the U.S. economy, receiving testimony from Secretary of the Treasury W. Michael Blumenthal; Anthony Solomon, Under Secretary of the Treasury for Monetary Affairs; Frank Weil, Assistant Secretary of Commerce for Domestic and International Business; and Geoffrey Bell, Schroder Corporation, New York City.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Governmental Affairs: Committee ordered favorably reported the following measures:

S. 224 and H.R. 9471, to provide that Japanese-Americans shall be allowed civil service retirement credit for time spent in World War II internment camps;

H.R. 8771, to authorize the Civil Service Commission to comply with the terms of a court decree, order, or property settlement in connection with the divorce, annulment, or legal separation of a Federal employee who is under the civil service retirement system;

H.R. 4320, to discontinue civil service annuity payments for periods of employment as a justice or judge of the U.S.;

H.R. 4319, to provide that employees who retire after five years of service may, in certain instances, be eligible to retain their life and health insurance benefits;

H.R. 8342, to provide for the application of local withholding taxes to Federal employees who are residents of such locality;

S. 408, extending pension benefits to former employees of county committees;

S. 3178, to provide for the resolution of claims and disputes relating to government contracts awarded by executive agencies, amended;

S. 3259, to authorize the permanent establishment of a system of Federal Information Centers;

S. 3119, to transfer certain real property of the U.S. to the District of Columbia Redevelopment Land Agency;

S. 3120, to give the Temporary Commission on Financial Oversight greater flexibility of contractual authority so it can progress with an audit of District of Columbia Government books;

H.R. 7747, to amend the existing pretrial detention law of the District of Columbia to make it a more effective tool for dealing with demonstrably dangerous or violent repeat criminal offenders (amended);

S. 517, to authorize employees and agencies of the Government of the U.S. to experiment with flexible and compressed work schedules; and

S. 518, to provide increased employment opportunity by executive agencies of the U.S. Government for persons unable to work standard working hours.

Also, committee voted to report unfavorably S. Res. 464, disapproving the proposed Reorganization Plan No. 2, to reorganize the Civil Service Commission—transmitted to Congress on May 23, 1978.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 13572–13582; and 13 resolutions, H.J. Res. 1073–1085 were introduced.

Pages 22350–22351

Bills Reported: Reports were filed as follows:

H.R. 13255, to approve the sale of certain naval vessels, amended (H. Rept. 95–1385); and

H.R. 12533, to establish standards for the placement of Indian children in foster or adoptive homes, and to prevent the breakup of Indian families, amended (H. Rept. 95–1386). Page 22350

Suspensions: House voted to suspend the rules and pass the following:

National Lupus Week: H.J. Res. 682, amended, to provide for the designation of a week as "National Lupus Week"; and Page 22280

National Guard Day: H.J. Res. 946, to designate October 7, 1978, as "National Guard Day" (passed by a yea-and-nay vote of 264 yeas to 10 nays, Roll No. 588).

Pages 22280–22285

Consumer Cooperative Bank: Objection was heard to a unanimous-consent request that the House agree to the Senate amendment to H.R. 2777, National Consumer Cooperative Bank Act. Pages 22285–22290

Housing and Community Development: House passed S. 3084, to amend and extend certain Federal laws relating to housing, community, and neighborhood development and preservation, and related programs; with an amendment that substitutes the text of H.R. 12433, as passed by the House on July 21, 1978, for the text of the Senate bill. Subsequently, H.R. 12433 was laid on the table.

House then insisted on its amendment to S. 3084, and asked a conference. Appointed as conferees: Representatives Reuss, Ashley, Moorhead of Pennsylvania, St Germain, Gonzalez, Mitchell of Maryland, AuCoin, Blanchard, Lundine, Brown of Michigan, Stanton, Rousselot, and Wylie. Pages 22290–22317

Commodity Exchange Act Extension: House completed all general debate on H.R. 10285, to extend the Commodity Exchange Act, as amended, for four years; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to begin on Tuesday, July 25. Pages 22317–22322

Seabed Mining: House completed all general debate on H.R. 3350, to promote the orderly development of hard mineral resources in the deep seabed, pending adoption of an international regime thereto; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to begin on Wednesday, July 26.

Pages 22322–22334

EOCS Amendments: House completed all general debate on H.R. 7577, to amend the Economic Opportunity Act of 1964; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to begin on Wednesday, July 26. Pages 22334–22338

Alcohol and Drug Abuse Education: House cleared for the President H.R. 10569, to amend the Alcohol and Drug Abuse Education Act to extend the authorizations and appropriations for carrying out the provisions of such Act; by agreeing to the Senate amendment thereto.

Pages 22338–22341

Referrals: Thirteen Senate-passed measures were referred to the appropriate House committees.

Pages 22349–22350

Adjournment: Adjourned at 4:10 p.m.

Committee Meetings

ADOLESCENT HEALTH, SERVICES, AND PREGNANCY PREVENTION AND CARE ACT OF 1978

Committee on Education and Labor: Subcommittee on Select Education held a hearing on H.R. 12146, Adolescent Health, Services, and Pregnancy Prevention and Care Act of 1978. Testimony was heard from officials of the Department of Health, Education, and Welfare.

AUDITING PROCEDURES FOR FEDERAL PENSION PROGRAMS

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on H.R. 9701, to authorize auditing procedures for Federal pension programs. Testimony was heard from Clifford Gould, General Accounting Office; and public witnesses.

CHILD HEALTH ASSESSMENT ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and Environment, met and approved for full committee action H.R. 6706 amended, Child Health Assessment Act.

HEALTH MAINTENANCE ORGANIZATION AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued markup of H.R. 13266, Health Maintenance Organization Amendments of 1978.

IMPLEMENTATION OF TITLE III OF MARINE PROTECTION, RESEARCH AND SANCTUARIES ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held a hearing on implementation of Title III of the Marine Protection, Research and Sanctuaries Act of 1972. Testimony was heard from Sam Bleicher, NOAA; and public witnesses.

Joint Committee Meetings

RAIL INDUSTRY

Joint Economic Committee: Subcommittee on Economic Growth and Stabilization held hearings on alleged mismanagement of Conrail's personnel and financial resources, receiving testimony from Arthur Grotz, New York City; Albert Terriego, Transport Workers Union, New York City; Clifford Worth, Westvaco Corporation, New York City; Robert E. Manning and Richard F. Morrett, Jr., United Transportation Union, Fort Wayne, Indiana; and John Sweeney, Conrail, Philadelphia, Pennsylvania.

Hearings continue on Wednesday, July 26.

MILITARY PROCUREMENT

Conferees, in closed session, continued to resolve the differences between the Senate- and House-passed versions of H.R. 10929, authorizing funds for military procurement for fiscal year 1979, but did not complete action thereon and will meet again tomorrow.

Tuesday, July 25, 1978

Senate

Chamber Action

Routine Proceedings, pages 22492–22613

Bills Introduced: Six bills and three resolutions were introduced, as follows: S. 3338–3343; S. Con. Res. 98; and S. Res. 525–526.

Pages 22500, 22506, 22590, 22599–22600

Bills Reported: Reports were made as follows:

H.R. 11209, to establish ownership, operation, and governmental oversight and regulation of international maritime satellite telecommunications services, with an amendment (S. Rept. 95–1036).

S. 3342, naming Papillion Lake in Nebraska the "Standing Bear Lake" (S. Rept. 95–1037).

H.R. 12138, naming the Federal building located at 2400 Avila Road, Laguna Niguel, California, as the "Chet Holifield Building" (S. Rept. 95–1038).

Page 22588

Bill Passed:

Adjournment of the Congress: Senate agreed to S. Con. Res. 98, allowing the Congress to meet beyond July 31, 1978, notwithstanding provision of Legislative Reorganization Act calling for sine die adjournment not later than that date annually. Page 22506

International Security Assistance: Senate began consideration of S. 3075, authorizing funds for international security assistance programs for fiscal year 1979, agreeing to seven amendments proposed thereto, as follows:

(1) By 57 yeas to 42 nays, Robert C. Byrd unprinted amendment No. 1492 (to Sparkman unprinted amendment No. 1491), setting forth a U.S. policy concerning Cyprus, Greece, and Turkey; Page 22548

(2) Sparkman unprinted amendment No. 1491, as amended; Page 22510

(3) Sparkman unprinted amendment No. 1493, making several technical and clarifying amendments to the bill; Page 22557

(4) By unanimous vote of 94 yeas, modified Dole amendment No. 3264, stating the sense of the Senate that any proposed policy changes affecting the continuation in force of the United States-Republic of China Mutual Defense Treaty shall be a matter for prior consultation with the Senate; Page 22558

(5) Nunn unprinted amendment No. 1494, to require a report from the Executive Branch on the results of a review to be conducted to define and categorize lethal and non-lethal products and to establish the appropriate level of control for each category; Page 22574

(6) Percy unprinted amendment No. 1495, barring the use of funds to spray Mexican marijuana fields with the chemical paraquat if such spraying is likely to cause serious harm to the health of persons who may consume the sprayed marijuana; and Page 22575

(7) Percy unprinted amendment No. 1496, to include in letters of offer for the sale of arms appropriate charges for certain inventory losses. Page 22585

When Senate resumes consideration of this bill tomorrow, pending amendment will be Goldwater amendment No. 3285, to strike out section 25, imposing additional license procedures for the export of certain non-defense items having "political-military implications"; following disposition of which Senate will consider an amendment which will be offered by Senator Baker (one and one-half hour time limitations on each). Page 22586

Pages 22506–22586

Debate Limitation Agreements: By unanimous consent it was agreed that when Senate proceeds to consider the following four measures, debate on each be limited to one hour, with 30 minutes on amendments:

H.R. 12927, making appropriations for military construction for fiscal year 1979;

S. 2234, authorizing funds for fiscal years 1979–1982 for programs administered by the Bureau of Land Management, Department of the Interior;

S. 2820, authorizing $100 million for the Secretary of the Interior to construct, restore, operate, and maintain new or modified features at existing Federal reclamation dams for the safety of such dams; and

S. 2474, to authorize funds for the extension through fiscal year 1983 of numerous programs administered under the Public Health Service Act (also, one hour on an amendment which may be proposed by Senator Kennedy). Pages 22612–22613

Bill Held at the Desk: H.J. Res. 682, Lupus Week, was received and held at the desk. Page 22586

Messages From the House: Pages 22586–22587

Amendments Submitted for Printing: Pages 22600–22603

Communications: Page 22587

Statements on Introduced Bills: Pages 22590–22599

Additional Statements: Pages 22603–22612

Confirmation: Senate confirmed one Air Force nomination in the rank of General. Page 22613

Nominations: Senate received the following nominations:

Patricia J. E. Boyle, to be U.S. district judge for the eastern district of Michigan;

Julian A. Cook, Jr., to be U.S. district judge for the eastern district of Michigan; and

Harry E. Claiborne, to be U.S. district judge for the district of Nevada. Page 22613

Record Votes: Two record votes were taken today. Pages 22557, 22573

Recess: Senate met at 10 a.m. and recessed at 6:41 p.m. Page 22613

Committee Meetings

RURAL ENERGY POLICIES

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Rural Development held hearings to explore the impact of energy conservation and development on rural America, including the standby gas rationing plan, receiving testimony from Dr. Thomas Ripley, Director, Division of Forestry, Fisheries, and Wildlife Development, Tennessee Valley Authority; Dr. Paul Bente, Jr., Bio-Energy Council, Washington, D.C.; Dr. James Fischer, University of Missouri, Columbia; Dr. Wes Buchele, Iowa State University, Ames; Dr. Morgan Dubrow, National Rural Electric Cooperative Association, Washington, D.C.; Dwayne Deziel, Clear Lake, Minnesota; and Robert Dahlberg, Pioneer Hi-Bred International, Inc., Johnston, Iowa.

Hearings continue tomorrow.

APPROPRIATIONS—HUD

Committee on Appropriations: Subcommittee approved for full committee consideration with amendments H.R. 12936, making appropriations for the Department of Housing and Urban Development-Independent Agencies for fiscal year 1979.

BUDGET RESOLUTION

Committee on the Budget: Committee began hearings on the second concurrent resolution on the Congressional budget for fiscal year 1979, receiving testimony from James T. McIntyre, Director, Office of Management and Budget.

Hearings continue tomorrow.

DEEP SEABED MINING

Committee on Commerce, Science, and Transportation: Committee began consideration of S. 2053, to promote the orderly and environmentally sound exploration for and commercial recovery of hard mineral resources of the deep seabed, but did not complete action thereon and recessed subject to call.

NOMINATION AND ALASKA NATIONAL LAND

Committee on Energy and Natural Resources: Committee ordered favorably reported the nomination of Omi Gail Walden, of Georgia, to be an Assistant Secretary of Energy (Conservation and Solar Applications).

Also, committee continued consideration of the following bills which designate or add certain lands in Alaska to the National Parks, National Wild and Scenic Rivers, and National Wilderness Preservations Systems—S. 499, 1500, 1546, 1787, 2465, 2944, 3016, and H.R. 39—but did not complete action thereon and will meet again on Thursday, July 27.

RADIOACTIVE MATERIALS

Committee on Energy and Natural Resources: Subcommittee on Energy Production and Supply continued hearings on S. 3008, authorizing grants to certain States to carry out a site restoration plan for abandoned uranium mill sites, and S. 3078, authorizing the Secretary of Energy to enter into cooperative arrangements to contain and reduce potential radiation exposure from residual radioactive materials, receiving testimony from Governor Scott M. Matheson of Utah; Dr. Anthony Robbins, Colorado Department of Health, Denver; David Berick, Environmental Policy Center, Washington, D.C.; and Maxie L. Anderson, Ranchers' Exploration and Development Corp., Albuquerque, New Mexico.

Hearings were recessed subject to call.

NUCLEAR WASTE MANAGEMENT

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation and Federal Services held hearings on S. 2189, to provide for disposal of radioactive ores, minerals, and mill tailings as well as physical facilities and material wastes of all types which are produced as a result of the use of nuclear energy, receiving testimony from J. Dexter Peach, Deputy Director of the Energy and Minerals Division, General Accounting Office; Dr. John O'Leary, Deputy Secretary of Energy; Dr. Philip Smith, Assistant Director for Natural Resources and Commercial Services, Office of Science and Technology Policy; Dr. Bruno Giletti, Brown University, Providence; and Dr. L. Charles Hebel, Xerox Corporation, Palo Alto, California.

Hearings continue tomorrow.

INSPECTOR GENERAL

Committee on Governmental Affairs: Subcommittee on Governmental Efficiency and the District of Columbia resumed hearings on H.R. 8588, to establish offices of Inspector General in certain Federal departments and agencies, receiving testimony from Elmer B. Staats, Comptroller General of the U.S., General Accounting Office; Deanne Siemer, General Counsel, Department of Defense; Ambassador Theodore Eliot, Inspector General, Department of State; and Herbert Beckington, Auditor General, Agency for International Development.

Hearings were recessed subject to call.

NOMINATIONS

Committee on the Judiciary: Committee approved the nominations of Jose A. Gonzalez, Jr., to be U.S. district judge for the southern district of Florida, and Edward S. Smith, of Maryland, to be an Associate Judge of the U.S. Court of Claims.

Prior to this action, committee held hearings on these nominations where the nominees testified and answered

questions on their own behalf. Mr. Gonzalez was introduced by Senators Chiles and Stone, and Mr. Smith was introduced by Senators Mathias and Sarbanes. Testimony on the nomination of Mr. Smith was received from James Bierbowen, Washington, D.C.

NAVAJO AND HOPI INDIANS

Select Committee on Indian Affairs: Committee held hearings on H.R. 11092 and S. 3043, authorizing additional funds for expenses of the Navajo and Hopi Indian Relocation Commission, receiving testimony from Rick Lavis, Deputy Assistant Secretary for Indian Affairs, Theodore Krenzke, Director, Office of Indian Services, and William L. Benjamin, Director, Hopi-Navajo Joint Use Office, all of the Bureau of Indian Affairs, Department of the Interior; and Robert E. Lewis, Paul Urbano, Commissioners, Navajo-Hopi Relocation Commission.

Hearings continue tomorrow.

TERRORISM

Select Committee on Intelligence: Committee held closed hearings on S. 2236, to strengthen Federal programs and policies for combating international and domestic terrorism, receiving testimony from Anthony Quainton, Director, Office to Combat Terrorism, Department of State; Frederick Hitz, Legal Counsel, Central Intelligence Agency; Daniel Silver, General Counsel, National Security Agency; and J. Robert McBrien, Special Assistant to the Assistant Secretary of the Treasury for Enforcement and Operations.

Hearings were recessed subject to call.

MEDICAID FRAUD

Special Committee on Aging: Committee resumed oversight hearings on Medicare-Medicaid Anti-Fraud and Abuse Amendments (Public Law 95–142), and the role of State control units, receiving testimony from Charles F. C. Ruff, Deputy Inspector General, and Frank Beal, Health Care Financing Administration, both of the Department of Health, Education, and Welfare; Charles J. Hynes, Deputy Attorney General of New York for Nursing Homes, Health and Social Services, Albany; and Stephen Press, The National Council of State Public Welfare Administrators, Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 13583–13597; 4 private bills, H.R. 13598–13601; and 5 resolutions, H.J. Res. 1086 and 1087, and H. Res. 1283–1285 were introduced. **Pages 22679–22680**

Bills Reported: Reports were filed as follows:

H.R. 2656, amended; H.R. 8428; and H.R. 3307, amended; all private bills (H. Repts. 95–1387 to 1389, respectively);

H.R. 7161, to amend title 10, United States Code, to allow nationals, as well as citizens, of the United States to participate in the Junior Reserve Officers' Training Corps program (H. Rept. 95–1390); and

H.R. 13243, to amend the District of Columbia Self-Government and Governmental Reorganization Act to authorize the Council of the District of Columbia to delegate its authority to issue revenue bonds for undertakings in the area of housing to any housing finance agency established by it and to provide that payments of such bonds may be made without further approval (H. Rept. 95–1391). **Page 22679**

Committee Appointment: The Speaker appointed Representative Cunningham as a member of the Select Committee on Aging; vice Representative Walsh resigned. **Page 22614**

Intelligence Authorization: House disagreed to the Senate amendment to H.R. 12240, to authorize appropriations for fiscal year 1979 for intelligence and intelligence-related activities of the United States Government, the Intelligence Community Staff, and the Central Intelligence Agency Retirement and Disability System; and agreed to a conference. Appointed as conferees: Representatives Boland, Burlison of Missouri, Mineta, and Robinson; and Price, Ichord, and Bob Wilson for consideration of differences on intelligence-related activities. **Pages 22614–22615**

Suspensions: House voted to suspend the rules and pass the following bills:

Retired Comptrollers General: H.R. 12196, to provide for cost-of-living adjustments in the annuity of a retired Comptroller General; **Pages 22615–22616**

Reserve retirement benefits: H.R. 11823, to amend section 1331(c) of title 10, United States Code, to allow certain otherwise ineligible reservists to become eligible for retired pay (passed by a yea-and-nay vote of 390 yeas to 8 nays, Roll No. 590); **Pages 22616–22617, 22630–22631**

DuNoir Basin: H.R. 12349, amended, to provide for the DuNoir Basin Addition to the Washakie Wilderness (passed by a yea-and-nay vote of 372 yeas to 22 nays, Roll No. 591); **Pages 22617–22619, 22631–22632**

Social services: H.R. 12973, amended, Social Services Amendments of 1978 (passed by a yea-and-nay vote of 346 yeas to 54 nays, Roll No. 592); **Pages 22619–22627, 22632**

Medal of Honor recipients' pension: H.R. 11889, to amend title 38, United States Code, to increase from $100 to $200 the monthly rate of special pension payable

to each person who has been awarded the Medal of Honor (passed by a yea-and-nay vote of 394 yeas to 4 nays, Roll No. 593); and **Pages 22627–22628, 22633**

DIC compensation benefits: H.R. 11890, amended, to amend title 38 of the United States Code to provide that the survivors of a veteran who was rated totally and permanently service-connected disabled for a period of at least ten years would be entitled to dependency and indemnity compensation as though the veteran had died from a service-connected disability (passed by a yea-and-nay vote of 393 yeas to 9 nays, Roll No. 594). **Pages 22628–22630, 22633–22634**

Subcommittees To Sit: Subcommittee on Cemeteries and Burial Benefits of the Committee on Veterans' Affairs; Subcommittee on Compensation, Health, and Safety of the Committee on Education and Labor; and Subcommittee on Financial Institutions Supervision, Regulation and Insurance and Subcommittee on Economic Stabilization of the Committee on Banking, Finance and Urban Affairs received permission to sit during proceedings of the House under the 5-minute rule on Wednesday, July 26. **Pages 22634–22635, 22639**

NYC Financial Assistance: By a yea-and-nay vote of 244 yeas to 157 nays, Roll No. 595, the House agreed to the conference report on H.R. 12426, to authorize the Secretary of the Treasury to provide financial assistance for the city of New York—clearing the measure for Senate action. **Pages 22639–22647**

Peace Corps Authorization: By a yea-and-nay vote of 276 yeas to 120 nays, Roll No. 596, the House agreed to the conference report on H.R. 11877, to authorize appropriations for fiscal year 1979 for the Peace Corps and to make certain changes in the Peace Corps Act—clearing the measure for the President. **Pages 22647–22649**

Committees To Sit: Subcommittee on the City of the Committee on Banking, Finance and Urban Affairs, and Subcommittee on Coast Guard and Navigation of the Committee on Merchant Marine and Fisheries received permission to sit during proceedings of the House under the 5-minute rule on Wednesday, July 26. Objection was heard to a similar request by the Committee on Interstate and Foreign Commerce. **Pages 22647, 22649**

Commodity Exchange Act Extension: House continued consideration of H.R. 10285, to extend the Commodity Exchange Act, as amended, for four years; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Wednesday, July 26.

Pending when the Committee of the Whole rose was the committee amendment in the nature of a substitute.

Agreed To:

An amendment that requires ongoing communications between the Commission and the Treasury Department, the Federal Reserve Board, and the Securities and Exchange Commission for the purpose of considering the relationships between the volume and nature of investment and trading in futures contracts under the jurisdiction of the Commission and in securities and/or financial instruments under the jurisdiction of such agencies; and

An amendment that limits the Commission's authority to permit certain dealer options to a period not to exceed 9 months.

Rejected:

An amendment that sought to permit the Commission to allow a firm in the dealer option business on May 1, 1978, to begin dealing in options on new physical commodities after that date (rejected by a division vote of 8 ayes to 21 noes); and

An amendment that sought to require that persons nominated for appointment to the Commission should not have received, in the preceding 3 years, gifts of any significant value from persons subject to regulation by the Commission (rejected by a division vote of 5 ayes to 16 noes). **Pages 22649–22658**

Consumer Cooperative Bank: House disagreed to the Senate amendment to H.R. 2777, National Consumer Cooperative Bank; and asked a conference. Appointed as conferees: Representatives Reuss, St Germain, Annunzio, Derrick, Oakar, Patterson of California, Stanton, Rousselot, and Wylie.

Earlier, objection was heard to a unanimous-consent request to agree to the Senate amendment to the bill. **Page 22658**

Referrals: Seven Senate-passed measures were referred to the appropriate House committees. **Page 22678**

Adjournment: Adjourned at 5:35 p.m.

Committee Meetings

SUGAR STABILIZATION ACT

Committee on Agriculture: Met for markup of H.R. 12486, Sugar Stabilization Act, and related bills. and will resume on Thursday, July 27.

FOOD PRICES

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition held a hearing on food prices. Testimony was heard from Barry Bosworth, Chairman, Council on Wage and Price Stability; Howard Hjort, Director of Economics, Policy Analysis and Budget, USDA; Representatives Bolling and Garcia; and public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Trust Territory of the Pacific Islands.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Army M–813 trucks.

TRADE POLICY

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Trade, Investment and Monetary Policy held a hearing on trade policy and protectionism. Testimony was heard from public witnesses.

Hearings continue tomorrow.

COMMUNITY CREDIT NEEDS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance held a hearing on community credit needs. Testimony was heard from Federal Home Loan Bank Board Chairman Robert McKinney.

Hearings continue tomorrow.

BANKING MISCELLANY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Historic Preservation met and approved for full committee action the following bills:

H.R. 8389, Authorizing the President of the United States to present a gold medal to the widow of Robert F. Kennedy;

H.R. 9937, to amend the One Bank Holding Company Act of 1970;

H.R. 12728, to change the size, weight, and design of the one-dollar coin; and

S. 425, to authorize the President to present a special gold medal to Lt. Gen. Ira C. Eaker.

TRIBALLY CONTROLLED COMMUNITY COLLEGE ACT

Committee on Education and Labor: Continued but did not complete markup of H.R. 9158, Tribally Controlled Community College Act.

COMMITTEE FUNDS

Committee on House Administration: Subcommittee on Accounts met and approved for full committee action H. Res. 1237, to provide funds for the further expenses of investigation and studies by the Ad Hoc Committee on Energy.

TRIBAL LAND CONSOLIDATION ACT— INDIAN CLAIMS COMMISSION ACT

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held hearings on H.R. 13096, to amend the Tribal Land Consolidation Act of 1974 to provide that the Sisseton-Wahpeton Sioux Tribe have a preference right to purchase lands of tribal members offered at public sale or auction. Testimony was heard from Representative Pressler; Assistant Secretary of Interior Forrest Gerard; and Tribal attorneys; and

H.R. 9945, to amend the Indian Claims Commission Act, with testimony from Representative Quillen, and Ralph Reeser, Bureau of Indian Affairs.

Following the hearing the Subcommittee approved for full committee action H.R. 13096, technical amendments; and H.R. 9945 amended (titles above).

MINERAL LEASING ACT AMENDMENTS

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining held a hearing on H.R. 12831, to authorize the Secretary of the Interior to exchange Federal coal leases and modify existing Federal coal leases to include additional lease acreage without changing the other terms and conditions of those leases and to encourage recovery of marginal coal deposits. Testimony was heard from Roncalio; Department of Interior, and public witnesses.

FUTURE OF INTERNATIONAL EDUCATION

Committee on International Relations: Subcommittee on International Operations held a hearing on the future of international education. Testimony was heard from Peter D. Relic, Office of Education; HEW; Dr. Stephen Joseph, Acting Assistant Administrator for Development Support, AID; John Richardson, Youth for Understanding; and a representative of General Accounting Office.

NO-FAULT INSURANCE

Committee on Interstate and Foreign Commerce: Met for markup of H.R. 13048, No-Fault Insurance, and will resume tomorrow.

COMMUNICATIONS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on H.R. 13015, Communications Act of 1978. Testimony was heard from representatives of communications corporations.

Hearings continue tomorrow.

TOXIC SUBSTANCES

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance held hearings on H.R. 9616, to establish a compensation system for victims of toxic substance pollution; and S. 1531, Toxic Substances Control Act of 1977. Testimony was heard from public witnesses.

FREIGHT CAR UTILIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce held a hearing on freight car utilization and national car shortage. Testimony was heard from Jack Sullivan, Administrator, Federal Railroad Administration, and public witnesses.

Hearings continue tomorrow.

HEALTH MAINTENANCE ORGANIZATION AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued markup of H.R. 13266, Health Maintenance Organization Amendments of 1978, and will resume tomorrow.

JUDICIARY MISCELLANY

Committee on the Judiciary: Met and ordered reported favorably to the House the following measures:

H.R. 13349 amended, to repeal certain section of title III of the Immigration and Nationality Act;

H.J. Res. 1041, to restore posthumously full rights of citizenship to Jefferson F. Davis;

H.R. 12393, to provide for nationwide service of subpoenas in all suits involving the False Claims Act;

S. 2424, to amend the act incorporating the American Legion so as to redefine eligibility for membership;

H.R. 11956, to amend the Federal charter of the Boy Scouts of America;

H.R. 10965, amended, to revise, codify, and enact without substantive change the Interstate Commerce Act and related laws as subtitle IV of title 49, United States Code, "Transportation and";

Acted on private bills.

NAVY-MARITIME ADVISORY BOARD

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 11861, to establish a Navy-Maritime Advisory Board. Testimony was heard from representatives of the Departments of Commerce and Navy; Shipbuilders' Council of America, and Military Sealift Command.

QUALIFIED VESSEL DEFINITION

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 12959, to amend the definition of the term "qualified vessel" under a Capital Construction Fund. Testimony was heard from representatives of the Shipbuilders' Council of America; American Institute of Merchant Shipping, American Waterways Operators, Inc.; and Department of Commerce.

DRUG TREATMENT FOR VETERANS AND PRISONERS

Select Committee on Narcotics Abuse and Control: Held hearings on drug treatment programs for veterans with testimony from Dr. Jack R. Ewalt, Department of Medicine and Surgery, and Dr. Charles J. Koerber, Mental Health and Behavioral Sciences Service, Veterans Administration; followed by a hearing on drug treatment programs for prisoners. Testimony was heard from Norman A. Carlson, Director, Bureau of Prisons; and public witnesses.

MAIL TO SOVIET UNION

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services held a hearing on mail to the Soviet Union. Testimony was heard from H. Edgar Stock and Charles F. Braun, U.S. Postal Service; a representative of the State Department; Jerry Goodman, National Conference of Soviet Jewry; and Ruth Newman, Union Council for Soviet Jews.

AIRCRAFT PIRACY

Committee on Public Works and Transportation: Subcommittee on Aviation continued hearings on H.R. 12361, Act to Combat International Terrorism. Testimony was heard from Treasury Department and public witnesses.

FUELS TRANSPORTATION SAFETY AMENDMENTS

Committee on Rules: Granted an open rule providing one hour of general debate; waiving clause 2(1)(5)(B) of Rule XI; making the committee amendment in order as an original bill for the purpose of amendment; providing that the bill be read for amendment by titles instead of by sections and providing one motion to recommit with or without instructions on H.R. 11622, Fuels Transportation Safety Amendments Act of 1978. Testimony was heard from Representatives Dingell, Markey and Brown of Ohio. A statement for the record was submitted by Chairman Staggers.

ADJUSTMENT ASSISTANCE FOR WORKERS AND FIRMS

Committee on Rules: Granted a modified rule providing one hour of general debate; waiving sections 401(a), 401(b)(1) and 402(a) of the Congressional Budget Act of 1974; waiving all points of order against the bill for failure to comply with the provisions of clause 5, Rule XXI; providing that the bill be read for amendment by titles instead of sections; making it in order to consider the amendments recommended by the Committee on Ways and Means now printed in the bill on page 11, lines 2 through 19, and beginning on page 11, line 24 through page 12, line 26, and waives all points of order against said amendments for failure to comply with the provisions of section 401(b)(1) of the Congressional Budget Act of 1974 and clause 5, Rule XXI; providing that no amendments to the bill or to the committee amendments shall be in order except pro forma amendments for the purpose of debate and germane amendments relating only to chapters 2, 3, and 5 of Title II of the Trade Act of 1974 (Public Law 93-3618), the trade adjustment assistance provisions of said Act and making it in order to consider an amendment printed in the Congressional Record of July 25 by Representative Cleveland of New Hampshire if offered, on H.R. 11711, to

improve the operation of the adjustment assistance programs for workers and firms under the Trade Act of 1974. Testimony was heard from Representatives Vanik, Sharp, Frenzel, Cleveland and Regula. Statements for the record were submitted by Representatives Nowak and Regula.

WEATHER FORECASTING

Committee on Science and Technology: Subcommittees on Space Science and Applications and on Environment and Atmosphere held a joint hearing on weather forecasting. Testimony was heard from Captain Ronald E. Hughes, Director, Fleet Numerical Weather Central, Monterey, California; Gordon Barnes, Meteorologist, WTOP, Channel 9, Washington, D.C.; C. Robertson Trowbridge, Yankee, Inc. (Old Farmers Almanac), Dublin, New Hampshire.

Hearings continue tomorrow.

APPROPRIATE TECHNOLOGY

Committee on Science and Technology: Subcommittee on DISPAC held a hearing on appropriate technology. Testimony was heard from Representative Long of Maryland; Nicholas Jequier, OECD Development Center, Paris, France; Dr. Amir Khan, International Rice Research Institute, Islamabad, Pakistan; and other public witnesses.

Hearings continue tomorrow.

AERONAUTICS

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather held a hearing on aeronautics. Testimony was heard from Dr. Alan M. Lovelace, Deputy Administrator, National Aeronautics and Space Administration.

Hearings continue tomorrow.

ANTITRUST ENFORCEMENT

Committee on Small Business: Subcommittee on Antitrust, Consumers and Employment continued hearings on antitrust enforcement. Testimony was heard from Don Odessky, Don Odessky, Inc.; and Al Dougherty, Federal Trade Commission.

Hearings continue tomorrow.

TAX REFORM

Committee on Ways and Means: Continued markup of H.R. 13511, to reduce taxes.

Joint Committee Meetings

MIDYEAR ECONOMIC REVIEW

Joint Economic Committee: Committee resumed review of midyear economic development, with testimony today on the subject "Local Distress, State Surpluses, Proposition 13: Prelude to Fiscal Crisis or New Opportunities." Witnesses heard were Oregon State Senator Jason Bow; Herrington Bryce, Academy for Contemporary Problems, Washington, D.C.; Lyle Fitch, Institute for Public Administration, New York City; Professor Edward Gramlich, University of Michigan, Ann Arbor; Professor David Greytak, Johns Hopkins University, Baltimore; Professor Neil Jacoby, UCLA; George Peterson, Urban Institute, Washington, D.C.; John Shannon, Advisory Council on Intergovernmental Relations, Washington, D.C.; Fred F. Cooper, Alameda County Supervisor, California; and Steve Farber, National Governors Association, Washington, D.C.

Hearings were recessed subject to call.

OCS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf.

MILITARY PROCUREMENT

Conferees, in closed session, continued to resolve the differences between the Senate- and House-passed versions of H.R. 10929, authorizing funds for military procurement for fiscal year 1979, but did not complete action thereon and will meet again tomorrow.

SEX DISCRIMINATION

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 995, to amend the Civil Rights Act to prohibit discrimination based on pregnancy or related medical conditions, but did not complete action thereon and will meet again on Thursday, August 3.

GOVERNMENT INTELLIGENCE ACTIVITIES

Conferees met in closed session to resolve the differences between the Senate- and House-passed versions of H.R. 12240, to authorize funds for fiscal year 1979 for government intelligence activities, but did not complete action thereon and recessed subject to call.

Wednesday, July 26, 1978

Senate

Chamber Action

Routine Proceedings, pages 22729–22852

Bills Introduced: Four bills and two resolutions were introduced, as follows: S. 3344–3347; and S. Res. 527–528.

Pages 22816, 22818–22819, 22850–22851

Bills Reported: Reports were made as follows:

S. 3077, extending until September 30, 1983, the authority of the Export-Import Bank to make new commitments, with amendments (S. Rept. 95-1039).

S. Res. 527, to waive section 303(a) of the Congressional Budget Act with respect to Senate consideration of S. 3279, to provide assistance to aircraft operators to aid them in complying with Federal aircraft noise standards (without written report—referred to Committee on the Budget). Page 22816

Bills Passed:

International Security Assistance: By 73 yeas to 13 nays, Senate passed S. 3075, authorizing funds for international security assistance program for fiscal year 1979, after taking action on additional amendments proposed thereto, as follows:

Adopted:

(1) Modified Stevenson unprinted amendment No. 1498 (in the nature of a substitute for Goldwater amendment No. 3285), to restrict the application of section 25, Commercial Sales; Page 22735

(2) Goldwater unprinted amendment No. 1499 (to unprinted amendment No. 1498), to exclude certain agricultural commodities from export controls; Page 22738

(3) Harry F. Byrd, Jr., unprinted amendment No. 1500, barring assistance from the Economic Support Fund to Mozambique, Angola, Tanzania, or Zambia unless the President waives this prohibition; Page 22739

(4) Case unprinted amendment No. 1502 (in the nature of a substitute for Harry F. Byrd, Jr., unprinted amendment No. 1497), earmarking $10 million for humanitarian assistance for Rhodesia and $10 million to establish support for educational and vocational training programs for Rhodesia; Page 22741

(5) Harry F. Byrd, Jr., unprinted amendment No. 1497, as amended; Page 22734

(6) By 59 yeas to 36 nays, Case unprinted amendment No. 1505 (to Hayakawa unprinted amendment No. 1504), to provide for the lifting of U.S. sanctions against Rhodesia following free elections of a new government (motion to table at first rejected by 39 yeas to 57 nays); Page 22745

(7) By 90 yeas to 6 nays, Hayakawa unprinted amendment No. 1504, as amended by unprinted amendment No. 1505; Page 22743

(8) Roth unprinted amendment No. 1509, stating sense of the Congress that the President make a full review of U.S. policy toward the Soviet Union; Page 22770

(9) By 69 yeas to 25 nays, modified Harry F. Byrd, Jr., unprinted amendment No. 1510, reducing by $40 million funds for assistance for Southern Africa; Page 22773

(10) Stevenson unprinted amendment No. 1511, to control certain exports of crime control and detection instruments and equipment; Page 22774

(11) Baker unprinted amendment No. 1513, to delete the requirement that the Secretary of State automatically recommend approval of an application for a nonimmigrant visa to a member of a Communist organization seeking to enter the United States (motion to table at first rejected by 42 yeas to 50 nays); Page 22776

(12) By 81 yeas to 7 nays, modified Percy unprinted amendment No. 1514, expressing the sense of the Congress with respect to further withdrawal of U.S. troops from the Republic of Korea; Page 22787

(13) Sparkman unprinted amendment No. 1515, to establish procedures to govern the use of appropriated funds and U.S.-owned local currencies for Senators and employees engaged in authorized foreign travel; Page 22802

(14) By unanimous vote of 87 yeas, Baker unprinted amendment No. 1516, stating the sense of the Congress that the United States should continue to promote direct negotiations between Israel and Egypt; and Page 22803

(15) Case unprinted amendment No. 1517, of a corrective nature to restore language to the United Nations Participation Act inadvertently stricken earlier by Case unprinted amendment No. 1505. Page 22804

Rejected: By 42 yeas to 54 nays, Danforth unprinted amendment No. 1507 (to Hayakawa unprinted amendment No. 1504), to lift the U.S. sanctions against Rhodesia for the period October 1–December 31, 1978; Page 22804

Pages 22730–22815

Largo, Florida, High School Band: Senate agreed to S. Res. 528, commending the Largo, Florida, Senior High School "Band of Gold" for having won first prize in the World Music Contest in the Netherlands. Pages 22850–22851

National Consumer Cooperative Bank: Senate insisted on its amendment to H.R. 2777, to establish a National Consumer Cooperative Bank to make loans and guarantees to eligible consumer cooperatives, agreed to conference with the House, and appointed as conferees Senators Proxmire, Sparkman, McIntyre, Brooke, and Tower. Page 22850

Housing: Senate disagreed to the House amendment to S. 3084, proposed Housing and Community Development Amendments of 1978, agreed to conference with the House, and appointed as conferees Senators Prox-

mire, Sparkman, Williams, McIntyre, Brooke, Tower, and Garn. Page 22850

Eulogies to Deceased Members: It was announced that the closing date for printing eulogies to the late Senator Allen and Representatives Allen of Tennessee and Ketchum of California has been set for Friday, August 4, 1978. Page 22730

Vice Presidential Appointments: Vice President appointed Senator Stone as a Congressional Advisor to the official delegation to the Second Session of the U.S.-ASEAN Dialogue, to be held in Washington, D.C., August 2–4, 1978; and

Senators Burdick, Eagleton, Stevenson, Bentsen, Nunn, Durkin, Glenn, DeConcini, Javits, Schweiker, Packwood, Laxalt, and Chafee, to the delegation to the U.S.S.R. Parliamentary Visit, to be held in Moscow, November 1978. Page 22849

Bills Referred: Sundry bills were referred to appropriate committees. Page 22816

Bill Held at the Desk: H.J. Res. 946, National Guard Day, was received and ordered held at the desk. Page 22816

Messages From the House: Page 22816

Amendments Submitted for Printing: Pages 22819–22821

Statements on Introduced Bills: Pages 22816–22818

Additional Statements: Pages 22821–22842

Confirmations: Senate confirmed the following nominations:

Edward S. Smith, of Maryland, to be an Associate Judge of the U.S. Court of Claims;

Jose A. Gonzalez, Jr., to be U.S. district judge for the southern district of Florida;

Eugene Madden, Jr., to be U.S. marshal for the northern district of New York; and

Omi Gail Walden, of Georgia, to be an Assistant Secretary of Energy (Conservation and Solar Applications). Page 22852

Record Votes: Nine record votes were taken today. Pages 22754, 22766, 22773–22774, 22787, 22802, 22804, 22809–22810

Recess: Senate met at 9:30 a.m. and recessed at 10:16 p.m. Page 22852

Committee Meetings

RURAL ENERGY POLICIES

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Rural Development continued hearings to explore the impact of energy conservation and development on rural America, including the standby gas rationing plan, receiving testimony from Secretary Bob Bergland, and Dr. Weldon Barton, Director, Office of Energy, both of the Department of Agriculture; and Phillip Sam Hughes, Assistant Secretary of Energy, for Intergovernmental and Institutional Relations.

Hearings were recessed subject to call.

APPROPRIATIONS—STATE, JUSTICE

Committee on Appropriations: Committee ordered favorably reported with amendments H.R. 12934, making appropriations for fiscal year 1979 for the Departments of State, Justice, and Commerce, the Judiciary, and related agencies.

INTERNATIONAL BANKING

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported with an amendment in the nature of a substitute bill H.R. 10899, providing for Federal regulation of participation by foreign banks in domestic financial markets.

CONGRESSIONAL BUDGET

Committee on the Budget: Committee continued hearings on the second concurrent resolution on the Congressional budget for fiscal year 1979, receiving testimony from Charles L. Schultz, Chairman, Council of Economic Advisers; and Dr. Alice M. Rivlin, Director, Congressional Budget Office.

Hearings continue tomorrow.

ODOMETER REQUIREMENTS

Committee on Commerce, Science, and Transportation: Subcommittee on the Consumer concluded oversight hearings to examine the effectiveness of regulations designed to reduce odometer tampering, after receiving testimony from John Claybrook, Administrator, National Highway Traffic Safety Administration, Department of Transportation; Thomas D. Regan, Washington, D.C.; Patricia M. Hynes, Assistant U.S. Attorney, Southern District of New York; Donald R. Wolfslayer, Chrysler Corporation, Detroit; and David E. Martin, General Motors Technical Center, Warren, Michigan.

Hearings were recessed subject to call.

OMNIBUS PARKS LEGISLATION

Committee on Energy and Natural Resources: Committee on Parks and Recreation resumed hearings on H.R. 12536, to provide for increases in authorization ceilings, development ceilings, land acquisition, and boundary changes in certain Federal park and recreation areas, receiving testimony from Senator Domenici; M. Rupert Cutler, Assistant Secretary of Agriculture for Conservation, Research, and Education; William Whalen, Director, National Park Service, Department of the Interior; Mayor Robert Shiflet, Mineral Wells, Texas; William Sims, Texas Sheep and Goat Raisers Association, San Angelo, Texas; Howard Brown, American Rivers Conservation Council, Washington, D.C.; Dave Forman, Wilderness Society, Washington, D.C.; and John McComb, Sierra Club, Washington, D.C.

Hearings continue on Monday, July 31.

CROSS FLORIDA BARGE CANAL

Committee on Environment and Public Works: Subcommittee on Water Resources held hearings on S. 1592, to terminate construction of the Cross Florida Barge Canal project, receiving testimony from Senators Chiles and Stone; Representatives Sikes and Chappell, Jr.; Michael Blumenfeld, Deputy Under Secretary of the Army; Dr. Rupert Cutler, Assistant Secretary of Agriculture for Conservation, Research, and Education; Jay Landers, Tallahassee, representing the State of Florida; Marjorie Carr and Dr. John H. Kaufmann, Florida Defenders of the Environment, Gainesville; Brent Blackwelder, Coalition for Water Project Review, Washington, D.C.; Dr. Joe A. Edmisten, Pensacola; Marvin Barloon, Case Western Reserve University, Cleveland; D. D. Allen, Cross Florida Canal Navagation District, Jasksonville; Giles Evans, Jacksonville; Raymond B. Bunton, Florida Waterways Association, Palatka; and H. Edward Dean and J. O. Townley, Townley Engineering and Manufacturing Co., Candler, Fla.

Hearings were recessed subject to call.

JOBS TAX CREDIT

Committee on Finance: Subcommittee on Administration of the Internal Revenue Code resumed joint oversight hearings with Select Committee on Small Business on the operation of the Tax Reduction and Simplification Act (Public Law 95–30). Witnesses heard were Emil M. Sunley, Deputy Assistant Secretary for Tax Policy of the Treasury; Malcolm Lovell, Washington, D.C., on behalf of the Business Roundtable; James McKevitt, National Federation of Independent Business, Washington, D.C.; Herbert Liebenson, National Small Business Association, Washington, D.C.; John Bishop, Institute for Research on Poverty, Madison, Wisconsin; Gary Fethke, Iowa City, Iowa; William T. Diss, American Institute of Certified Public Accountants, Washington, D.C.; Alford F. Yaude, National Society of Public Accountants, Washington, D.C.; and Joseph J. Cuneo, Energy Transportation Corporation, New York City.

Hearings were recessed subject to call.

NUCLEAR WASTE MANAGEMENT

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation and Federal Services continued hearings on S. 2189, to provide for disposal of radioactive ores, minerals, and mill tailings as well as physical facilities and material wastes of all types which are produced as a result of the use of nuclear energy, receiving testimony from Dr. John Deutch, Director of Energy Research, Department of Energy; Dr. Joseph Hendrie, Chairman, Nuclear Regulatory Commission; Dr. William D. Rowe, Deputy Assistant Administrator for Radiation Programs, Environmental Protection Agency; Gus Speth, Council on Environmental Quality, Washington, D.C.; Gerald Charnoff, Washington, D.C.; and Anthony Roisman, Natural Resources Defense Council, Washington, D.C.

Hearings continue tomorrow.

FDR MEMORIAL

Committee on Rules and Administration: Committee held hearings on S.J. Res. 142, authorizing the Franklin Delano Roosevelt Memorial Commission to proceed with construction of the FDR Memorial in West Potomac Park, receiving testimony from Senators Inouye and Mathias; Representative Murphy of New York; James A. Joseph, Under Secretary, accompanied by John J. Parsons, and Joseph A. Ronsisvalle, both of the National Capitol Region, National Park Service, all of the Department of the Interior; Eugene J. Keogh and James H. Rowe, The Franklin Delano Roosevelt Memorial, New York City; and Lawrence Halprin, Roundhouse, San Francisco, California.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Select Committee on Ethics: Committee met in closed session for a staff briefing on matters under consideration concerning Senators Brooke and Talmadge.

Committee will meet again tomorrow to consider other committee business.

NAVAJO AND HOPI INDIANS

Select Committee on Indian Affairs: Committee continued hearings on H.R. 11092 and S. 3043, authorizing additional funds for expenses of the Navajo and Hopi Indian Relocation Commission, receiving testimony from Leo Crowley, Navajo-Hopi Relocation Commission, Flagstaff, Arizona; Percy Diel, Navajo-Hopi Land Dispute Office, Window Rock, Arizona; Daniel Peaches, Office of the Chairman for the Navajo Tribe, Window Rock, Arizona; George Vlassis, General Counsel, Navajo Tribe, Phoenix, Arizona; Abbott Sekaquaptewa, Chairman of the Hopi Tribe, Orabia, Arizona; and Wayne Owen, Counsel for Hopi Tribe, Salt Lake City.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 13602–13611; and 5 resolutions, H.J. Res. 1088, H. Con. Res. 671, and H. Res. 1286–1288 were introduced. Pages 22945–22946

Bills Reported: Reports were filed as follows:

H. Res. 1286, providing for the consideration of H.R. 12514, International Security Assistance Act of 1978 (H. Rept. 95-1392);

H. Res. 1287, providing for the consideration of H.R. 9486, to authorize a contribution by the United States to the Tin Buffer Stock established under the Fifth International Tin Agreement (H. Rept. 95-1393);

H. Res. 1288, providing for the consideration of H.R. 11711, to improve the operation of the adjustment assistance programs for workers and firms under the Trade Act of 1974 (H. Rept. 95-1394);

H.R. 10965, to revise, codify, and enact without substantive change the Interstate Commerce Act and related laws as subtitle IV of title 49, United States Code, "Transportation", amended (H. Rept. 95-1395); and

H. Res. 1201, to disapprove Reorganization Plan Numbered 2 transmitted by the President on May 23, 1978 (H. Rept. 95-1396);

H.R. 11942, to restore effective enforcement of the antitrust laws (H. Rept. 95-1397). Page 22945

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright as Speaker pro tempore for today. Page 22852

Bill Re-referred: Committee on the Judiciary was discharged from the further consideration of H.R. 10189, to permit suits under section 1893 of title 42, United States Code, against persons acting under color of any law or custom of the District of Columbia. Subsequently, the bill was referred to the Committee on the District of Columbia. Page 22852

Commodity Exchange Act Extension: By a yea-and-nay vote of 401 yeas to 6 nays, Roll No. 600, the House passed H.R. 10285, to extend the Commodity Exchange Act, as amended, for four years.

By a yea-and-nay vote of 362 yeas to 2 nays with 1 voting "present", Roll No. 597, the House agreed to resolve itself into the Committee of the Whole.

Agreed to the committee amendment in the nature of a substitute.

Agreed To:

An amendment that requires the Commission to publish in the Federal Register a copy of proposed exchange rules of economic significance at least 30 days before approval, and provide an opportunity for public comment on such proposed rules;

An amendment that simplifies the procedure by which States can enforce the antifraud provisions of the Act;

An amendment that clarifies the ability of the Commission to make information public about particular traders involved in a case once the case has been adjudicated;

An amendment that requires the Comptroller General to conduct a study of the marketing and futures trading of Irish potatoes;

An amendment that increases the maximum penalty for a felony violation to $500,000 for organizations;

An amendment that requires the reporting of export sales to the Commission within 48 hours, and requires the Commission to then make this information public (agreed to by a recorded vote of 273 ayes to 125 noes, Roll No. 599); and

An amendment that makes the provisions prohibiting any Commissioner or Commission employee GS-16 or higher from appearing before the Commission for 1 year after being employed by the Commission apply only to persons in positions excepted from the competitive service by reason of being of a confidential or policy-making character.

Rejected:

An amendment that sought to require clearinghouses established as separate legal entities from contract markets to submit to the Commission for approval its by-laws, rules, regulations, and resolutions relating to the clearing of trades for its contract market, but would exempt such organizations from Commission regulations;

An amendment that sought to prohibit the Commission from initiating administrative proceedings regarding acts or practices complained of in judicial proceedings while the case is pending in court or subsequent to a final determination by the court, unless the court remands the matter to the Commission (rejected by a division vote of 6 ayes to 24 noes); and

An amendment that sought to permit States to pass and enforce State laws identical to those in the Commodity Exchange Act (rejected by a recorded vote of 141 ayes to 260 noes, Roll No. 598).

Agreed to amend the title of the bill.

Subsequently, this passage was vacated and S. 2391, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed.

House then insisted on its amendment to S. 2391, and asked a conference. Appointed as conferees: Representatives Foley, Jones of Tennessee, Poage, de la Garza, Richmond, Baldus, Bedell, English, Panetta, Harkin, Fithian, Glickman, Brown of California, Wampler, Madigan, Jeffords, Kelly, Coleman, and Marlenee.

Pages 22852–22884

Seabed Mining: By a yea-and-nay vote of 312 yeas to 80 nays, Roll No. 603, the House passed H.R. 3350, to promote the orderly development of hard mineral resources in the deep seabed, pending adoption of an international regime relating thereto.

Agreed to the amendment in the nature of a substitute (text of H.R. 12988) made in order by the rule.

Agreed To:

An amendment, as amended by a substitute (substitute agreed to by a recorded vote of 214 ayes to 184 noes with 1 voting "present", Roll No. 601), that gives the Commerce Department jurisdiction over deep seabed mining operations;

An amendment that requires mining vessels and processing vessels to be documented under the laws of the United States (agreed to by a division vote of 38 ayes to 19 noes);

An amendment that requires each permittee to use at least 1 vessel documented under the laws of the United States to transport ore from mine sites to processing sites;

An amendment that clarifies that ore transport vessels documented under the laws of the United States are deemed to be in foreign trade and commerce (agreed to by a division vote of 4 ayes to 2 noes);

An amendment that requires the Secretary to cooperate with the Environmental Protection Agency in the preparation of programmatic environmental impact statements, and authorizes the Department and EPA to review environmental data and make periodic revisions in the impact statement (agreed to by a division vote of 9 ayes to 8 noes);

A technical amendment;

A clarifying amendment that modifies certain language relating to the transition to an international agreement (agreed to by a division vote of 13 ayes to 8 noes); and

An amendment that permits the Secretary to amend established regulations when necessary for conservation, protection of the environment, or safety, and provides that such regulations apply to all operations conducted under the provisions of this bill.

Rejected:

An amendment that sought to require applicants for licenses and permits to submit comprehensive work plans (rejected by a recorded vote of 199 ayes to 202 noes, Roll No. 602);

An amendment that sought to require the Secretary to establish conditions in granting licenses and permits which give due regard to the prevention of waste and the future ability to mine the balance of unrecovered hard mineral resources (rejected by a division vote of 11 ayes to 13 noes);

An amendment that sought to require public notice and hearings on proposed regulations, licenses, and permits; provide for civil actions by citizens; and provide for judicial review (rejected by a division vote of 8 ayes to 11 noes); and

An amendment that sought to increase the tax on the removal of hard mineral resources from 3.75 percent to 10 percent, and base the tax on the full fair market value (rejected by a division vote of 8 ayes to 18 noes).

Pages 22884–22926

Subcommittee To Sit: Subcommittee on Coast Guard and Navigation received permission to sit during proceedings of the House under the 5-minute rule on Thursday, July 27, and Friday, July 28. Page 22926

EOCS Amendments: By a yea-and-nay vote of 346 yeas to 38 nays, Roll No. 605, the House passed H.R. 7577, to amend the Economic Opportunity Act of 1964.

Agreed to the committee amendment in the nature of a substitute.

Agreed To:

A clarifying amendment;

An amendment that directs the Community Services Administration to disregard population as the sole criteria for eligibility of service by a community action agency, if at least 20 percent of the families and unrelated individuals have incomes below the poverty line; and

An amendment that requires the Director to consult with State economic opportunity offices as well as community action agencies in the development of the 5-year national poverty action plan.

Rejected an amendment that sought to retain the ratio of Federal/State assistance contributions to community service agencies at 60 percent Federal/40 percent State (rejected by a recorded vote of 158 ayes to 224 noes, Roll No. 604). Pages 22926–22937

Committee To Sit: Committee on Banking, Finance and Urban Affairs received permission to sit during proceedings of the House under the 5-minute rule on Thursday, July 27. Page 22937

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 22945

Adjournment: Adjourned at 9:09 p.m.

Committee Meetings

PERISHABLE AGRICULTURAL COMMODITIES

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations, and Nutrition held a hearing on H.R. 4773 and H.R. 4777, to amend the Perishable Agricultural Commodities Act of 1930. Testimony was heard from Representatives Sisk and Cohen; Barbara Schlei, USDA; and public witnesses.

LOCAL DISTRESS—STATE SURPLUSES

Committee on Banking, Finance and Urban Affairs: Subcommittee on the City held a hearing on local distress, State surpluses, and Proposition 13. Testimony was heard from city managers, union representatives and other public witnesses.

TRADE POLICY

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Trade, Investment and Monetary Policy continued hearings on trade policy and protectionism. Testimony was heard from Ambassador Robert Strauss, Special Representative for Trade Negotiations; and C. Fred Bergsten, Assistant Secretary for International affairs, Department of the Treasury.

COMMUNITY CREDIT NEEDS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued hearings on community credit needs. Testimony was heard from George LeMaistre, Chairman, Federal Deposit Insurance Corp.; Philip C. Jackson, Jr., Member, Board of Governors of Federal Reserve; Anita Miller, Member, Federal Home Loan Bank Board; and Cantwell F. Muckenfuss, Deputy Comptroller of the Currency for Policy and Planning.

ANTI-INFLATION PROGRAM

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued hearings on the Administration's anti-inflation program. Testimony was heard from Barbara Blum, Deputy Administrator, EPA.

LONGSHOREMEN'S AND HARBOR WORKERS' COMPENSATION ACT

Committee on Education and Labor: Subcommittee on Compensation, Health, and Safety held an oversight hearing on the Longshoremen's and Harbor Workers' Compensation Act. Testimony was heard from Patrick Tobin, International Longshoremen's and Warehousemen's Union; and Howard McGuigan, AFL-CIO.

MILITARY MEDICAL HEALTH

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on military medical health and research. Testimony was heard from Lt. Gen. C. C. Pixley, Surgeon General of the Army; and Vernon McKenzie, Acting Assistant Secretary of Defense for Health Affairs.

INTERIOR MISCELLANY

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House the following bills, as amended:

H.R. 5523, to provide for the disposition of funds appropriated to pay a judgment in favor of the Cowlitz Tribe of Indians in Indian Claims Commission docket numbered 218;

H.R. 7849, H.R. 10029 and H.R. 12772, private bills;

H.R. 12860, Rhode Island Indian Claims Settlement Act;

H.R. 12344, to modify a portion of the south boundary of the Salt River Pima-Maricopa Indian Reservation in Arizona;

H.R. 12026, to create the Indian Peaks Wilderness Area and the Arapaho National Recreation Area and to authorize the Secretary of the Interior to study the feasibility of revising the boundaries of the Rocky Mountain National Park; and without amendment, H.R. 11451, to establish the true location of a portion of northerly boundary of the Angeles National Forest, located in Los Angeles County, California.

UNDOCUMENTED WORKERS

Committee on International Relations: Subcommittee on Inter-American Affairs held a hearing on undocumented workers with testimony from public witnesses.

NO-FAULT INSURANCE

Committee on Interstate and Foreign Commerce: Continued markup of H.R. 13048, No-Fault Insurance, and will resume tomorrow.

COMMUNICATIONS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on H.R. 13015, Communications Act of 1978. Testimony was heard from public witnesses.

Hearings continue tomorrow.

FREIGHT CAR UTILIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce continued hearings on freight car utilization and national car shortage. Testimony was heard from Representative Grassley; ICC Chairman O'Neal and public witnesses.

HEALTH MAINTENANCE ORGANIZATION AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment met and approved for full committee action a clean bill in lieu of H.R. 13266, Health Maintenance Organization Amendments of 1978.

WITNESS FEES—
JURY SYSTEM IMPROVEMENTS ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice met and approved for full committee action the following bills:

S. 2049 amended, to establish fees and allow per diem and mileage expenses for witnesses before United States Courts; and

S. 2075 as amended to contain the provisions of S. 2072 and S. 2074, Jury System Improvements Act of 1978.

ADMINISTRATION OF FISH AND WILDLIFE COORDINATION ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on the administration of the Fish and Wildlife Coordination Act. Testimony was heard from Senator Chafee, and environmental conservation groups.

Hearings continue tomorrow.

DRUG LAW ENFORCEMENT ON HIGH SEAS

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held a hearing on H.R. 10371, to facilitate Coast Guard drug law enforcement on the high seas. Testimony was heard from public witnesses.

Hearings continue tomorrow.

WOMEN AND SUBSTANCE ABUSE

Select Committee on Narcotics Abuse and Control: Held a hearing on women and substance abuse. Testimony was heard from Representatives Boggs, Mikulski and Schroeder; Alberta L. Henderson, Human Development Services, HEW; Muriel Nellis, Drugs, Alcohol, and Women's Health Alliance; Karst Besteman, National Institute on Drug Abuse; and Margo Hall, Division of Resource Development, NIDA.

U.S. CONTRIBUTION TO TIN BUFFER STOCK

Committee on Rules: Granted an open rule providing one hour of general debate; twenty minutes to be equally divided and controlled by the chairman and ranking minority member of the Committee on International Relations; twenty minutes to be equally divided and controlled by the chairman and ranking minority member of the Committee on Armed Services and twenty minutes to be equally divided and controlled by the chairman and ranking minority member of the Committee on Banking, Finance and Urban Affairs; and providing it shall be in order to consider the amendment, recommended by the Committee on Armed Services now printed in the bill in boldface roman beginning on page 4, line 3 through page 5, line 20, and waiving all points of order against said amendment for failure to comply with the provisions of clause 7, Rule XVI, on H.R. 9486, U.S. contribution to International Tin Buffer Stock. Testimony was heard from Representatives Bingham, Charles H. Wilson, and Emery.

INTERNATIONAL SECURITY ASSISTANCE ACT

Committee on Rules: Granted an open rule providing three hours of general debate; one hour to be equally divided and controlled by the chairman and ranking minority member of the Committee on International Relations and two hours to be equally divided and controlled by Members designated by the chairman of the Committee on International Relations; waiving section 402(a) of the Congressional Budget Act of 1974; waiving all points of order against section 16 of the bill for failure to comply with the provisions of clause 5, Rule XXI; and after passage of H.R. 12514 it shall be in order in the House, section 402(a) of the Congressional Budget Act of 1974 to the contrary notwithstanding, to take from the Speaker's table the bill S. 3075 and to strike out all after the enacting clause of the said Senate bill and insert in lieu thereof the provisions contained in H.R. 12514 as passed by the House. International Security Assistance Act of 1978. Testimony was heard from Chairman Zablocki and Representative Broomfield.

WEATHER FORECASTING

Committee on Science and Technology: Subcommittees on Space Science and Applications and Environment and Atmosphere continued joint hearings on weather forecasting. Testimony was heard from Richard Hallgren, NOAA; Allen Pearson, National Severe Storm Forecast Center, Kansas City, Mo.; and Dr. Cecil E. Leith, Jr., National Center for Atmospheric Research, Boulder, Colorado.

Hearings continue tomorrow.

APPROPRIATE TECHNOLOGY

Committee on Science and Technology: Subcommittee on DISPAC continued hearings on appropriate technology. Testimony was heard from Robert L. Judd, Governor's Office for Appropriate Technology, State of California; Norman Brown, Department of Energy; and public witnesses.

Hearings continue tomorrow.

AERONAUTICS

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather continued hearings on aeronautics. Testimony was heard from Dr. Robert Loewy, Chairman, NASA Aeronautics Advisory Committee; and George Benning, Collins Avionics Group.

Hearings continue tomorrow.

ANTITRUST ENFORCEMENT

Committee on Small Business: Subcommittee on Antitrust, Consumers and Employment continued hearings on antitrust enforcement. Testimony was heard from Michael Pertschuk, Chairman, and Commissioners of the Federal Trade Commission.

Hearings continue Friday, July 28.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session on committee business.

VETERANS' HEADSTONES

Committee on Veterans' Affairs: Subcommittee on Cemeteries and Burial Benefits held hearings on H.R. 12732, to provide in lieu of a Government marker, payment not exceeding $100 toward the purchase price of a monument or marker; and

H.R. 4538, to allow a deceased veteran's estate to receive in cash the amount it costs the United States Government to provide a headstone or a marker.

Testimony was heard from Representatives Abdnor and Barnard, and public witnesses.

TAX REFORM

Committee on Ways and Means: Continued markup of H.R. 13511, to reduce taxes, and will resume tomorrow.

Joint Committee Meetings

RAIL INDUSTRY

Joint Economic Committee: Subcommittee on Economic Growth and Stabilization resumed hearings on alleged mismanagement of Conrail's personnel and financial resources, receiving testimony from Lawrence Cena, Santa Fe Railroad, Chicago; Donald C. Cole, U.S. Railroad Association, Washington, D.C.; William H. Dempsey, American Association of Railroads, Washington, D.C.; J. W. Gessner, Missouri Pacific Railroad, St. Louis; Arnold McKinnon, Southern Railroad, Washington, D.C.; and John F. Sytsma, Brotherhood of Locomotive Engineers, Cleveland.

Hearings were recessed subject to call.

MILITARY PROCUREMENT

Conferees, in closed session, continued to resolve the differences between the Senate- and House-passed versions of H.R. 10929, authorizing funds for military procurement for fiscal year 1979, but did not complete action thereon and will meet again tomorrow.

JUDGESHIPS

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 7843, to provide for the appointment of additional Federal circuit and district court judges, but did not complete action thereon and recessed subject to call.

Thursday, July 27, 1978

Senate

Chamber Action

Routine Proceedings, pages 22983–23079

Bills Introduced: Six bills were introduced, as follows: S. 3348–3353. Page 23062

Bills Reported: Reports were made as follows:

S. 2782, to protect consumers from misrepresentative advertising of gold and silver jewelry, with amendments (S. Rept. 95–1040).

H.R. 5646, to require ConRail to pay medical and life insurance premiums of employees of insolvent railroads who retired prior to the date the assets of such railroads were transferred to ConRail, with an amendment (S. Rept. 95–1041).

H.R. 13385, to provide for a temporary increase in the public debt limit (S. Rept. 95–1042). Page 23062

Bills Passed:

Health planning: Senate passed and cleared for the House S. 2410, authorizing funds through fiscal year 1981 for health planning and health resources development programs administered under the Public Health Service Act, after agreeing to committee amendment in the nature of a substitute, to which Senate had at first taken action on proposed amendments, as follows:

Adopted:

(1) Kennedy unprinted amendments No. 1518, making changes to the bill; Page 22999

(2) Williams amendment No. 3239, as amended, to establish a Commission on Alcoholism and Other Alcohol-Related Problems; Page 23011

(3) Domenici unprinted amendment No. 1519 (to amendment No. 3239), calling for the Commission to evaluate the needs of Native Americans; Page 23015

(4) Kennedy unprinted amendment No. 1520 (to amendment No. 3239), to insure the personal privacy rights of patients; to provide for ex officio members on the Commission; and making certain technical changes with respect to pay and travel allowances of the Commission; Page 23015

(5) Schweiker unprinted amendment No. 1521 (to amendment No. 3239), to provide that the appointment of members of the Senate be upon recommendation of the majority and minority leaders; and Page 23016

(6) Gravel unprinted amendment No. 1522, to extend eligibility for Federal matching of non-Federal contributions to minimally-funded health systems agencies. Page 23016

Rejected: Huddleston amendments No. 3098, the stated purpose of which would have the combined effect of allowing the several States to determine whether and to what degree they choose to extend Certificates of Need beyond the basic hospital-related facilities (section 1 tabled by 57 yeas to 40 nays, and section 2 tabled by 50 yeas to 45 nays; motion to reconsider latter vote tabled by 47 yeas to 45 nays). Page 22002

Pages 22995–23043

BLM authorizations: Senate passed H.R. 10787, authorizing funds for the Bureau of Land Management through fiscal year 1982, after striking all after the enacting clause and inserting in lieu thereof the text of the Senate companion bill, S. 2234, which had at first been amended by adoption of the following three amendments:

(1) Bumpers unprinted amendment No. 1523, to provide for loans to communities and governmental subdivisions which have suffered an impact as a result of energy activities in their areas; Page 23046

(2) Bumpers unprinted amendment No. 1524, increasing by $19.9 million funds for fiscal year 1979 authorizations for management of lands resources, and $1.7 million for land acquisition, construction, and maintenance; and Page 23047

(3) Hansen unprinted amendment No. 1525, to increase the ceiling on funds for land acquisition in the King Range National Conservation Area, California. Page 23047

S. 2234 was then indefinitely postponed. Page 23049

Pages 23043–23049

Psychotropic substances: Senate passed S. 2399, to implement the Convention on Psychotropic Substances signed in Vienna on February 21, 1971, after agreeing to the following two amendments:

(1) Bentsen unprinted amendment No. 1526, embodying the text of S. 2778, so-called PCP Control Act; and Page 23050

(2) Modified Nunn unprinted amendment No. 1527, to provide for the seizure and forfeiture of moneys, negotiable instruments, and securities furnished or intended to be furnished in exchange for controlled substances. Page 23055

Pages 23049–23060

New York City Financial Aid: By 58 yeas and 35 nays, Senate agreed to conference report on H.R. 12426, authorizing funds for long-term loan guarantees to New York City, thereby clearing the measure for the President. Pages 22986–22995

ACDA Authorizations: Senate agreed to the House amendment to the Senate amendment to H.R. 11832, authorizing funds for fiscal year 1979 for the Arms Control and Disarmament Agency, thereby clearing the measure for the President. Page 23028

National Consumer Cooperative Bank: Senate agreed to the conference report on H.R. 2777, to establish a National Consumer Cooperative Bank to make loans and guarantees to eligible consumer cooperatives, thereby clearing the measure for action of the House. Page 23060

American Indians Religious Freedom: Senate agreed to the House amendment to S.J. Res. 102, to reevaluate U.S. policy to protect and preserve American Indian religious cultural rites and practices, thereby clearing the measure for the President. Pages 23078–23079

Dam Safety: S. 2820, authorizing $100 million for the Secretary of the Interior to construct, restore, operate, and maintain new or modified features at existing Federal reclamation dams for the safety of such dams, was laid down for further consideration tomorrow. Pages 23060–23061

Presidential Message: Senate received a message from the President transmitting the Tenth Annual Report of the Department of Transportation covering fiscal year 1976—referred to Committee on Commerce, Science, and Transportation (PM–202). Page 23061

Debate Limitation Agreements: By unanimous consent it was agreed that when Senate proceeds to consider (but not before 3 p.m. on Monday, July 31) S. 3243, authorizing funds for additional administrative expenses associated with implementation of the Local Public Works Capital Development and Investment Act, debate thereon be limited to one hour; one hour on an amendment which may be offered by Senator Weicker; and 30 minutes on any other amendment;

That when it considers (but not before 1 p.m. on Monday, July 31) S. 2384, to improve pension programs for veterans and their survivors, debate thereon be limited to one hour; one hour on an amendment which may be offered by Senator Javits; and 30 minutes on any other amendment; and

That when it considers (but not before August 7) S. 2584, authorizing funds for fiscal year 1979 for the Nuclear Regulatory Commission, debate thereon be limited to one hour; with one hour on a Hart-Domenici amendment; and 30 minutes on any other amendment. Page 23079

Change of Conferee: Senator Schmitt was appointed to replace Senator Garn as a conferee on S. 3084, proposed Housing and Community Development Amendments of 1978. Page 23061

Resolution Indefinitely Postponed: Committee on the Budget was discharged from the further consideration of S. Res. 521, to waive section 402(a) of the Congressional

Budget Act with respect to Senate consideration of S. 2715, authorizing funds for the Securities and Exchange Commission for fiscal years 1979–1981, and the resolution was then indefinitely postponed. Page 23028

Bills Referred: H.R. 12973, Social Security Amendments, was referred to Committee on Finance; and H.J. Res. 946, National Guard Day, and H.J. Res. 682, Lupus Week, were referred to Committee on the Judiciary.

Page 23061

Also, H.R. 3946, to provide a tax credit for educational expenses, was taken from the calendar and referred to Committee on Appropriations for 15 calendar days, exclusive of days on which the Senate is not in session.

Page 23061

Message From the House: Page 23061

Amendments Submitted for Printing: Page 23067

Communications: Pages 23061–23062

Statements on Introduced Bills: Pages 23062–23067

Additional Statements: Pages 23068–23078

Record Votes: Four record votes were taken today.

Pages 23009–23010

Recess: Senate met at 10 a.m. and recessed at 6:11 p.m.

Page 23079

Committee Meetings

IMPORTED MEATS

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation began hearings on S. 2343, to insure that imported meat meets U.S. quality standards, receiving testimony from Senator Hodges; Carol Tucker Foreman, Assistant Secretary for Food and Consumer Services, and Dr. Hyman Steinmetz, Food Safety and Quality Service, both of the Department of Agriculture; Reuben Johnson, National Farmers Union, Washington, D.C.; and Thomas Cook, National Cattlemen's Association, Washington, D.C.

Hearings were recessed subject to call.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee approved for full committee consideration with amendments H.R. 12928, making appropriations for fiscal year 1979 for public works projects.

CONGRESSIONAL BUDGET

Committee on the Budget: Committee continued hearings on the second concurrent resolution on the Congressional budget for fiscal year 1979, receiving testimony from Dr. Herbert Stein, Washington, D.C.; Dr. Michael Evans, Chase Econometrics Association, Inc., Bala-Cynwyd, Pennsylvania; and Dr. Larry Chimerine, IBM Corporation, Armonk, New York.

Committee will begin markup of this matter on Wednesday, August 9.

ALASKA NATIONAL LANDS

Committee on Energy and Natural Resources: Committee resumed consideration of the following bills which designate or add certain lands in Alaska to the National Parks, National Wild and Scenic Rivers, and National Wilderness Preservation Systems—S. 499, 1500, 1546, 1787, 2465, 2944, 3016, and H.R. 39—but did not complete action thereon and will meet again tomorrow.

NUCLEAR WASTE

Committee on Environment and Public Works: Committee agreed that when the Senate considers S. 2584, authorizing funds for fiscal year 1979 for the Nuclear Regulatory Commission, an amendment will be offered in behalf of the committee dealing with the disposal of uranium mill tailings and other nuclear waste disposal issues.

COMMITTEE BUSINESS

Committee on Finance: Committee ordered favorably reported the following measures:

H.R. 13385, increasing the permanent and temporary public debt from $752 billion to $798 billion until March 31, 1979, and increasing from $27 billion to $32 billion the limitation on the amount of long-term bonds that may be issued and held by the general public bearing interest above four and one-half percent;

H.R. 1337, relative to the method by which excise tax on certain trucks, buses, and tractors is computed, (Amended to include provisions of H.R. 2028, concerning the excise tax exemption for home producers of beer or wine, and H.R. 2852, concerning fuel excise taxes for aerial applicators;

H.R. 1920, expanding the definition of the circumstances under which a refund of tax from the loss of distilled spirits, wines, rectified products or beer that is lost or rendered unmarketable due to fire, flood, casualty, or other disaster, or to breakage, destruction, or other damage may be made. (Amended to incorporate provisions of H.R. 2984, relative to excise tax on sales of certain trailers and semitrailers);

H.R. 3050, to provide an exclusion from gross income with respect to magazines, paperbacks, and records returned after the close of the taxable year. (Amended to include provisions of H.R. 5103, concerning excise taxes on tires and tread rubber, H.R. 6635, concerning interest rate adjustments on retirement savings bonds, and H.R. 8535, concerning child care credits for amounts paid to certain relatives); and

H.R. 8811, allowing an individual who has filed an election to receive retired pay as a Tax Court judge to revoke that election at any time before retired pay would begin to accrue.

A press release summarizing all actions taken by the committee today is available at the committee office in 2227 Dirksen Office Building.

COMMITTEE BUSINESS

Committee on Governmental Affairs: Committee ordered favorably reported the following measures:

S. 1624, to authorize establishment of position of an additional Assistant Secretary of Commerce;

S. 2543, to provide better enforcement procedures for preventing fraudulent solicitations through the mails; and

H.R. 8588, to establish Offices of Inspector General in certain Federal departments and agencies, amended.

NUCLEAR WASTE MANAGEMENT

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation and Federal Services continued hearings on S. 2189, to provide for disposal of radioactive ores, minerals, and mill tailings as well as physical facilities and material wastes of all types which are produced as a result of the use of nuclear energy, receiving testimony from Governor James B. Edwards and Heywood Shealy, Bureau of Radiological Health, both of South Carolina; and Ruth Keeton, Councilwoman, Howard County, Maryland.

Hearings were recessed subject to call.

CONGLOMERATE MERGERS

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly resumed hearings on conglomerate mergers and their effect on the economy, on a community, and on employees, receiving testimony from Michael Pertschuk, Chairman, accompanied by Alfred Dougherty, Director, and Daniel Schwartz, Deputy Director, both of the Bureau of Competition, all of the Federal Trade Commission; Dr. Walter Adams, Michigan State University, Ann Arbor; and Allen Appleton, Industrial Cooperative Association, Joseph Casasanto, Employees Union of Colonial Press, Harry Brownsworth, Colonial Press, and Reverend Michael Arrias, Free Methodist Church, all of Clinton, Massachusetts.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Rules and Administration: Committee ordered favorably reported the following measures:

S. Res. 487, requesting an additional $300,000 for Committee on Finance to conduct two studies;

S. Con. Res. 96, authorizing the reprinting of book II of the Senate report entitled "Intelligence Activities and the Rights of Americans" for the use of the Select Committee on Intelligence; and

S. Con. Res. 97, authorizing the printing of additional copies of Committee on Banking, Housing, and Urban Affairs print entitled "Preliminary Guide to Export Opportunities to Japan".

Also, committee resumed hearings on the nomination of John W. McGarry, of Massachusetts, where the nominee testified and answered questions on his own behalf.

VETERANS LEGISLATION

Committee on Veterans' Affairs: Committee ordered favorably reported, with amendments, the following bills:

S. 2828, to increase the rates of disability compensation for disabled veterans and rates of dependency and indemnity compensation for their survivors (amended to include certain provisions of H.R. 11891, 11889, 12257, and 12261, and amendment No. 3067 to S. 2828); and

H.R. 12028, to liberalize the current loan guarantee, mobile home, and specially adapted housing programs administered by the Veterans' Administration (amended to include provisions of S. 3347).

COMMITTEE BUSINESS

Select Committee on Ethics: Committee held a business meeting where it took the following actions:

(1) Agreed to grant a waiver to a certain Senate staff member for wedding gifts;

(2) Disallowed the use of "The Great Seal of the U.S." or a facsimile of Senate letterhead by an outside organization for use in fund raising; and

(3) Reaffirmed the Senate Code of Ethics by restating that a Senate staff member is prohibited from affiliating with a real estate firm for the purpose of selling real estate on his or her own time.

Committee also met in closed session but made no announcements.

House of Representatives

Chamber Action

Bills Introduced: 23 public bills, H.R. 13612–13633 and 13635; 1 private bill, H.R. 13634; and 3 resolutions, H.J. Res. 1089, H. Con. Res. 672, and H. Res. 1289 were introduced. Page 23144

Bill Reported: One report was filed as follows: H.R. 13635, making appropriations for the Department of Defense for the fiscal year ending September 30, 1979 (H. Rept. 95–1398). Page 23144

White House Personnel Authorization: House disagreed to the Senate amendments to H.R. 11003, to clarify the authority for employment of personnel in the White House Office and the Executive Residence at the White House, and to clarify the authority for employment of personnel by the President to meet unanticipated needs; and asked a conference. Appointed as conferees: Representatives Nix, Udall, Schroeder, and Derwinski.

Earlier, objection was heard to a unanimous-consent request to agree to Senate amendment No. 1, and disagree to Senate amendment No. 2 to the bill.

Pages 23081–23082

Adjournments of Congress: By a yea-and-nay vote of 302 yeas to 44 nays, Roll No. 606, the House agreed to S. Con. Res. 98, relating to adjournment to a date certain during the remainder of the Ninety-fifth Congress—clearing the measure. Page 23082

Presidential Message—Transportation: Received and read a message from the President wherein he transmits to Congress the tenth annual report of the Department of Transportation—referred to the Committees on Public Works and Transportation, Interstate and Foreign Commerce, and Merchant Marine and Fisheries.

Pages 23082–23083

Committee To Sit: Committee on Banking, Finance and Urban Affairs received permission to sit during proceedings of the House under the 5-minute rule on Friday, July 28. Page 23083

Export-Import Bank: By a yea-and-nay vote of 314 yeas to 47 nays, Roll No. 612, the House passed H.R. 12157, to amend and extend the Export-Import Bank Act of 1945.

Rejected a motion to recommit the bill to the Committee on Banking, Finance and Urban Affairs.

Agreed To:

An amendment that requires the Bank to appoint an officer to advise the Board of Directors on matters relating to the export of goods and services to be used in the development, production, or distribution of nonnuclear renewable resources; and

An amendment that prohibits the Bank from participating in financial transactions with a country which aids or abets any individual or group which has committed an act of international terrorism.

Rejected:

An amendment that sought to change the procedure for congressional review of the extension of credits to the Soviet Union;

An amendment that sought to prohibit the Bank from financial transactions to establish or expand the production of commodities, unless the President certifies the commodity is not in surplus and its import would not substantially injure United States firms and employees producing the same or competing commodity (rejected by a recorded vote of 197 ayes to 199 noes, Roll No. 608);

An amendment that sought to prohibit the Bank from participating in transactions with countries which the Secretary of State determines engage in a consistent pattern of gross violations of internationally recognized human rights (rejected by a recorded vote of 103 ayes to 286 noes with 1 voting "present", Roll No. 609);

An amendment that sought to prohibit the Bank from participating in transactions unless the purchaser of exports endorses certain fair and equal employment principles (rejected by a recorded vote of 90 ayes to 288 noes, Roll No. 610); and

An amendment that sought to require the Bank to submit an evaluation to Congress, based on an analysis by the Nuclear Regulatory Commission, describing safety standards and nuclear practices of any country in which the Bank enters into transactions involving the sale of nuclear reactors (rejected by a recorded vote of 106 ayes to 266 noes, Roll No. 611). A point of order against this amendment was overruled.

An amendment was offered but subsequently withdrawn that sought to permit the Bank to conduct business with any country except those the President or Congress determines that it would not be in the national interest to do so. Pages 23083–23116

Late Reports: Committee on Appropriations received permission to file a report by midnight tonight on H.R. 13635, making appropriations for the Department of Defense for the fiscal year ending September 30, 1979.

Objection was heard to a request that conferees be permitted to file a conference report by midnight tonight on H.R. 2777, National Consumer Cooperative Bank.

Page 23117

Subcommittee To Sit: Subcommittee on Oversight and Investigations of the Committee on Interstate and Foreign Commerce received permission to sit during proceedings of the House under the 5-minute rule on Friday, July 28. Page 23119

Adjournment: Adjourned at 5:50 p.m.

Committee Meetings

SUGAR STABILIZATION ACT

Committee on Agriculture: Continued markup of H.R. 12486, Sugar Stabilization Act, and related bills, and will resume tomorrow.

ALL-RISK CROP INSURANCE

Committee on Agriculture: Subcommittee on Conservation and Credit held a hearing on H.R. 12636, Administration's proposed program of nationwide all-risk crop insurance. Testimony was heard from Secretary of Agriculture Bergland; and James Deal, Manager, Federal Crop Insurance Corporation, USDA.

DEFENSE APPROPRIATIONS—CHILD NUTRITION AMENDMENTS

Committee on Appropriations: Met and ordered reported favorably to the House the following bills:

Bill making appropriations for the Department of Defense for fiscal year 1979, as amended; and

H.R. 12511, Child Nutrition Amendments of 1978.

SPECIAL PAY PROVISIONS FOR HEALTH PROFESSIONALS

Committee on Armed Services: Subcommittee on Military Compensation held a hearing on H.R. 13213, to revise the special pay provisions for certain health professionals in the uniformed services. Testimony was heard from Deputy Assistant Secretary of Defense for Health Affairs Vernon McKenzie.

Hearings continue Tuesday, August 1.

KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Martin Luther King, Jr., continued hearings in executive session.

FEDERAL RESERVE ACT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Held hearings on H.R. 13476, to provide for the maintenance of reserves for certain institutions; H.R. 13477, Interest on Reserves Act of 1978; and H.R. 12706, Federal Reserve Membership Act of 1978. Testimony was heard from Federal Reserve Board Chairman Miller.

STUDENT FINANCIAL ASSISTANCE PROGRAMS

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources held a hearing on administration of student financial assistance programs by the Department of Health, Education, and Welfare. Testimony was heard from HEW Secretary Califano and other HEW officials; and representatives of the Office of Education.

MILITARY MEDICAL HEALTH

Committee on Government Operations: Subcommittee on Legislation and National Security continued hearings on military medical health and research. Testimony was heard from Maj. Gen. Augerson, Commander, Army Medical Research and Development Command; Dr. Frank Austin, Assistant to the Deputy Under Secretary of Defense for Research and Development; and Assistant Secretary of the Army Allen J. Gibbs.

U.S. COAL PRODUCTION

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining continued oversight hearings on U.S. coal production. Testimony was heard from David Hawkins, Environmental Protection Agency.

URANIUM MILL TAILINGS

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment met and approved for full committee action a clean bill on uranium mill tailings which will contain the provisions of H.R. 12535, H.R. 12938, H.R. 13049 and H.R. 13382.

FUTURE OF INTERNATIONAL EDUCATION

Committee on International Relations: Subcommittee on International Operations held a hearing on the future of international education, hearing testimony from public witnesses.

PORTS AND WATERWAYS SAFETY ACT AMENDMENTS

Committee on International Relations: Subcommittees on International Organization and on Inter-American Affairs held a joint hearing on H.R. 13311, Ports and Waterways Safety Act Amendments. Testimony was heard from representatives of Departments of State and Transportation, and U.S. Coast Guard.

COMMUNICATIONS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on H.R. 13015, Communications Act of 1978. Testimony was heard from Charles Zielinski, Chairman, New York State Public Service Commission, and public witnesses.

Hearings continue Tuesday, August 1.

PERMIT PHARMACISTS TO USE SUBSTITUTE DRUGS

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance held a hearing on H.R. 1963, permits pharmacists to use substitute drugs in the filling or refilling of prescriptions made by physicians. Testimony was heard from FTC Chairman Michael Pertschuk; FDA Commissioner Donald Kennedy, and public witnesses.

FAIR HOUSING ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on H.R. 3504, Fair Housing Act, Title II. Testimony was heard from Anita Miller, Member, Federal Home Loan Bank Board; and Harding Williams, General Counsel, National Savings and Loan League.

DISPUTE RESOLUTION ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice held a hearing on S. 957, Dispute Resolution Act. Testimony was heard from public witnesses.

REVISION OF CRIMINAL CODE

Committee on the Judiciary: Subcommittee on Criminal Justice continued markup of H.R. 6869 and 2311, revision of the Criminal Code, and will resume tomorrow.

PRIVATE IMMIGRATION

Committee on the Judiciary: Subcommittee on Immi-

gration, Citizenship and Individual Rights met and considered private bills.

ADMINISTRATION OF FISH AND WILDLIFE COORDINATION ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment continued hearings on administration of the Fish and Wildlife Coordination Act. Testimony was heard from State representatives of Fish and Game Departments; environmental groups and other public witnesses.

Hearings continue tomorrow.

DRUG LAW ENFORCEMENT ON HIGH SEAS

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation continued hearings on H.R. 10371, to facilitate Coast Guard drug law enforcement on the high seas. Testimony was heard from Representative Gilman, U.S. Coast Guard, and public witnesses.

Hearings continue tomorrow.

DRUG ABUSE IN THE MILITARY

Select Committee on Narcotics Abuse and Control: Held a hearing on DOD's new policy initiatives on drug abuse in the military with testimony from Deputy Secretary of Defense Charles Duncan.

BUILDING PROJECT SURVEY—SOLAR COLLECTORS

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds held a hearing on and approved for full committee action report of a building project survey for El Paso, Texas. Testimony was heard from Representative White, and Loy Shipp, Assistant Commissioner for Space Management, GSA; and

Held a hearing on and approved for full committee action H.R. 13597, to authorize the Architect of the Capitol to install solar collectors for partial heating and cooling of the Rayburn House Office Building and House Office Building Annex 2 at a cost of $3 million. Testimony was heard from Representative Pickle, and George M. White, Architect of the Capitol.

WEATHER FORECASTING

Committee on Science and Technology: Subcommittees on Space Science and Applications and on Environment and the Atmosphere continued joint hearings on weather forecasting. Testimony was heard from Dr. George S. Benton, NOAA; and Dr. Anthony Calio, NASA.

APPROPRIATE TECHNOLOGY

Committee on Science and Technology: Subcommittee on DISPAC continued hearings on appropriate technology. Testimony was heard from representatives of National Science Foundation; Agency for International Development; Departments of Commerce and Energy; ACTION; and Department of Agriculture.

AERONAUTICS

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather continued hearings on aeronautics. Testimony was heard from F. A. Cleveland, Lockheed Aircraft Corporation; and Dr. Jan Roskam, General Aviation Manufacturers Association.

TAX REFORM

Committee on Ways and Means: Ordered reported, amended, H.R. 13511, to reduce taxes.

Joint Committee Meetings

WAGE PROPOSAL

Joint Committee on Printing: Committee met to consider appeal of the Joint Bargaining Committee of the Government Printing Office unions from the wage proposal offered by the Public Printer.

NATIONAL CONSUMER COOPERATIVE BANK

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 2777, to establish a National Consumer Cooperative Bank to make loans and guarantees to eligible consumer cooperatives.

MILITARY PROCUREMENT

Conferees, in closed session, continued to resolve the differences between the Senate- and House-passed versions of H.R. 10929, authorizing funds for military procurement for fiscal year 1979, but did not complete action thereon and will meet again tomorrow.

Friday, July 28, 1987

Senate

Chamber Action

Routine Proceedings, pages 23214–23298

Bills Introduced: One bill and one resolution were introduced, as follows: S. 3354; and S. Res. 529. Page 23274

Bills Reported: Reports were made as follows:

H.R. 12934, making appropriations for fiscal year 1979 for the Departments of State, Justice, and Commerce, the Judiciary, and related agencies, with amendments (S. Rept. 95–1043).

S. Con. Res. 96, to reprint book II of Senate report 94–755 entitled "Intelligence Activities and the Rights of Americans" (S. Rept. 95–1044).

S. Con. Res. 97, to print additional copies of Committee on Banking, Housing, and Urban Affairs print entitled "Preliminary Guide to Export Opportunities to Japan" (S. Rept. 95–1045).

S. Res. 487, requesting an additional $300,000 for Committee on Finance to conduct two studies (S. Rept. 95–1046).

S. Res. 405, to make the Select Committee on Indian Affairs a permanent committee of the Senate, with amendment, together with additional views (S. Rept. 95–1047).

S. 1624, to establish position of an additional Assistant Secretary of Commerce, with amendments (S. Rept. 95–1048).

S. Res. 464, disapproving Reorganization Plan No. 2, to reorganize the Civil Service Commission, reported unfavorably, together with minority views (S. Rept. 95–1049).

S. Res. 529, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 551, to provide grants to States for the payment of compensation to persons injured by certain criminal acts (without written report—referred to Committee on the Budget). Pages 23272–23273

Bills Passed:

Dam safety: By 77 yeas to 1 nay, Senate passed S. 2820, to provide permanent authority for the Secretary of the Interior to take necessary actions to ensure the safety of dams under the jurisdiction of the Bureau of Reclamation, after agreeing to committee amendment in the nature of a substitute and to the following seven amendments:

(1) Jackson unprinted amendment No. 1528, of a technical nature to bring the bill in conformance with the Congressional Budget Act; Page 23217

(2) Hatfield of Oregon unprinted amendment No. 1529, authorizing the Secretary of the Interior to make necessary repairs on the Scoggins Valley Road around Henry Hagg Lake, Oregon; Page 23217

(3) Hatfield of Oregon unprinted amendment No. 1530, to authorize the Secretary of the Interior to make visitor protection modifications at Buffalo Bill Dam, Wyoming; Page 23218

(4) Jackson unprinted amendment No. 1531, to extend for an additional ten years the interbasin water transfer study moratorium contained in the Colorado Basin Project Act; Page 23218

(5) Domenici unprinted amendment No. 1532, to authorize $1.5 million for certain Indian drought relief projects; Page 23221

(6) McClure unprinted amendment No. 1533, to allow funds appropriated under the Teton Disaster Recovery Act to be utilized for economic projects in communities still recovering from that dam failure; and Page 23222

(7) DeConcini unprinted amendment No. 1534, to allow accelerated repairs of the Bartlett Dam located near Phoenix, Arizona. Page 23227

Pages 23216–23229

Standing Bear Lake: Senate passed without amendment and cleared for the House S. 3342, to name Papillion Lake in Nebraska the "Standing Bear Lake". Page 23297

Chet Holifield Building: Senate passed without amendment and cleared for the President H.R. 12138, to name the Federal building located at 2400 Avila Road, Laguna Niguel, California, the "Chet Holifield Building". Pages 23297–23298

Surface Mining: Senate agreed to House amendment to S. 2463, authorizing funds to implement the Federal Surface Mining Control and Reclamation Act, thereby clearing the measure for the President. Page 23298

Commodity Futures Trading Commission: Senate disagreed to the House amendment to S. 2391, to extend through fiscal year 1984 the life of the Commodity Futures Trading Commission, agreed to conference with the House, and appointed as conferees Senators Talmadge, Huddleston, Clark, Stone, Leahy, Dole, Bellmon, and Lugar. Pages 23269–23272

IMF Witteveen Facility: Senate began consideration of S. 2152, to authorize approximately $1.7 billion for U.S. participation in the so-called Witteveen Financing Facility of the International Monetary Fund, taking action on amendments proposed thereto, as follows:

Adopted:

(1) By 73 yeas to 1 nay, modified Weicker unprinted amendment No. 1535, to impose a trade embargo on Uganda until the President certifies to the Congress that that government is no longer committing gross violations of human rights; Page 23244

(2) By unanimous vote of 67 yeas, Schweiker amendment No. 3101, to require that any participation by the U.S. in the Facility be subject to the appropriation of any funds authorized for such purpose; Page 23255

Rejected: Church unprinted amendment No. 1536 (as a substitute for Weicker unprinted amendment No. 1535), urging the President to encourage and support international efforts to investigate and respond to con-

ditions in Uganda, including economic restrictions (tabled by 46 yeas to 30 nays). Page 23245
Pages 23229–23269

Debate Limitation Agreement: By unanimous consent it was agreed that when Senate proceeds to consider S. 2090, extending through fiscal year 1981 certain programs administered under the Economic Opportunity Act, time for debate thereon be limited to one hour, with 30 minutes on amendments. Page 23216

Presidential Messages: Senate received messages from the President, as follows:

Transmitting Annual Reports on the Military Awards Programs of the Department of Defense and Department of Transportation—referred to Committee on Armed Services (PM-203); and Page 23272

Transmitting the 1977 Annual Report of ACTION as required by the Domestic Volunteer Service Act—referred to Committee on Human Resources (PM-204). Page 23272

Bill Referred: H.R. 7577, EOCS Amendments, was referred to Committee on Human Resources. Page 23272

Bill Placed on Calendar: H.R. 12157, to extend the Export-Import Bank Act, was received and ordered placed on the calendar. Page 23272

Bill Held at Desk: H.R. 3350, deep seabed hard minerals, was held at the desk pending further disposition. Page 23272

Messages From the House: Page 23272

Amendments Submitted for Printing: Pages 23273–23276

Additional Statements: Pages 23275–23290

Confirmation: Senate confirmed the nomination of Talcott W. Seelye, of Maryland, to be Ambassador to the Syrian Arab Republic. Page 23304

Nominations: Senate received the following nominations:

Andrew L. Metcalf, Jr., to be U.S. marshal for the western district of Michigan;

Jerome R. Waldie, of Maryland, to be a member of the Federal Mine Safety and Health Review Commission;

Calvin H. Raullerson, of Texas, to be an Assistant Administrator, Agency for International Development; and

A list of Navy nominations. Pages 23298–23304

Record Votes: Four record votes were taken today. Pages 23228, 23253, 23254–23255, 23258

Recess: Senate met at 9:45 a.m. and recessed at 5:37 p.m. Page 23298

Committee Meetings

ALASKA NATIONAL LANDS

Committee on Energy and Natural Resources: Committee continued consideration of the following bills which designate or add certain lands in Alaska to the National Parks, National Wild and Scenic Rivers, and National Wilderness Preservation Systems—S. 499, 1500, 1546, 1787, 2465, 2944, 3016, and H.R. 39—but did not complete action thereon and will meet again on Tuesday, August 1.

NOMINATION

Committee on Foreign Relations: Committee approved the nomination of Talcott W. Seelye, of Maryland, to be Ambassador to the Syrian Arab Republic, after the nominee in hearings testified and answered questions on his own behalf.

CONGLOMERATE MERGERS

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly continued hearings on conglomerate mergers and their effect on the economy, on a community, and on employees, receiving testimony from John Shenefield, Assistant Attorney General, Antitrust Division, Department of Justice; William Norris, Control Data Corporation, Minneapolis; and Arthur Burck, Palm Beach.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 13636–13651; and 2 resolutions, H. Con. Res. 673 and 674 were introduced. Pages 23203–23204

Bills Reported: Reports were filed as follows:

Conference report on H.R. 2777, National Consumer Cooperative Bank Act (H. Rept. 95-1399); and

H.R. 11122, Agricultural Land Retention Act (H. Rept. 95-1400). Page 23203

Older Americans: House disagreed to the Senate amendment to H.R. 12255, to amend the Older Americans Act of 1965 to provide for improved programs for older persons; and agreed to a conference. Appointed as conferees: Representatives Perkins, Brademas, Beard of Rhode Island, Miller of California, Kildee, Heftel, Hawkins, Biaggi, Quie, Jeffords, and Pressler. Pages 23168–23169

Civil Rights of Institutionalized Persons: By a yea-and-nay vote of 254 yeas to 69 nays, Roll No. 614, the House passed H.R. 9400, to authorize actions for redress in cases involving deprivations of rights of institutionalized persons secured or protected by the Constitution or laws of the United States.

Rejected a motion to recommit the bill to the Committee on the Judiciary with instructions to report it back forthwith containing an amendment that strikes all after the enacting clause.

By a yea-and-nay vote of 304 yeas to 4 nays with 1 voting "present", Roll No. 613, the House agreed to resolve itself into the Committee of the Whole.

Agreed to the committee amendment in the nature of a substitute.

Agreed To:

An amendment that requires the Attorney General, before filing a motion to intervene, to make a reasonable effort to consult with the Governor, State attorney general, and institutional director regarding Federal assistance available for the correction of deprivations, and to allow a reasonable time for the development of a plan to correct such deprivations;

An amendment that provides for an advisory role for employees and inmates in the formulation, implementation, and operation of a grievance system, rather than providing for a participatory role; and

An amendment, as amended by a substitute (substitute agreed to by a division vote of 17 ayes to 16 noes), that limits the authority of the Attorney General to initiate actions to cases where conditions cause deprivation of rights and cause grievous harm.

Rejected:

An amendment that sought to strike language requiring the Attorney General to promulgate minimum standards for grievance resolution systems within correctional institutions; and

An amendment that sought to provide that the independent review of the disposition of grievances be performed by a person or entity not having direct supervision or control of the person alleging the grievance, rather than being conducted by persons not under the direct supervision or control of the institution (rejected by a division vote of 7 ayes to 12 noes).

Amendments were offered but subsequently withdrawn that sought to require the Attorney General to notify the Governor, State attorney general, and the institutional director at least 30 days before filing a motion to intervene; and to only cover institutions owned, operated, or managed solely pursuant to a contract with a State or political subdivision. Pages 23175–23188

Oklahoma Lands: House cleared for the President S. 920, relating to the disposition of certain recreational demonstration project lands by the State of Oklahoma; by agreeing to the Senate amendment to the House amendment thereto. Page 23188

Presidential Messages: Received and read the following messages from the President:

ACTION: Transmitting the 1977 annual report of ACTION—referred to the Committees on Education and Labor and International Relations; and

Military Awards Programs: Transmitting the annual reports on Military Awards Programs of the Department of Defense and the Department of Transportation—referred to the Committee on Armed Services. Page 23189

Civil Rights Commission: House continued consideration of H.R. 12432, to extend the Commission on Civil Rights for five years, to authorize appropriations for the Commission, and to effect certain technical changes to comply with changes in the law; but came to no resolution thereon. Proceedings under the 5-minute rule will continue at a later date.

By a yea-and-nay vote of 303 yeas to 5 nays, Roll No. 615, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

The committee amendment; and

An amendment that prohibits the use of funds by the Commission to influence the passage or defeat of legislation before Congress or State legislatures, except when the Commission is requested to give an opinion (agreed to by a recorded vote of 159 ayes to 125 noes, Roll No. 617).

Rejected an amendment that sought to delete provisions giving the Commission authority to study discrimination based on age or handicap status (rejected by a recorded vote of 87 ayes to 224 noes, Roll No. 616). Pages 23189–23197

Committee To Sit: Committee on Banking, Finance and Urban Affairs received permission to sit during proceedings of the House under the 5-minute rule on Friday, August 4, and Friday, August 11. Page 23197

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of August 2. Page 23198

Late Report: Committee on Agriculture received permission to file a report by midnight tonight on H.R. 11122, Agricultural Land Retention Act. Page 23198

Adjournment: Adjourned at 2:48 p.m.

Committee Meetings

SUGAR STABILIZATION ACT

Committee on Agriculture: Continued markup of H.R. 12486, Sugar Stabilization Act, and will resume on Tuesday, August 1.

MONETARY POLICY

Committee on Banking, Finance and Urban Affairs: Held a hearing on conduct of monetary policy with testimony from Federal Reserve Board Chairman Miller.

DRUG REGULATION REFORM ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment began markup of Drug Regulation Reform Act, and will resume on Monday, July 31.

AICPA SELF-REGULATORY PROGRAM

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on the self-regulatory program of the American Institute of Certified Public Accountants (AICPA).

Testimony was heard from SEC Chairman Williams, and public witnesses.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice continued markup of H.R. 6869 and 2311, revision of Criminal Code, and will resume on Tuesday, August 1.

DRUG LAW ENFORCEMENT ON THE HIGH SEAS

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation continued hearings on H.R. 10371, to facilitate Coast Guard drug law enforcement on the high seas. Testimony was heard from representatives of State Department, Drug Enforcement Administration, and U.S. Customs.

ANTITRUST ENFORCEMENT

Committee on Small Business: Subcommittee on Antitrust, Consumers and Employment continued hearings on antitrust enforcement. Testimony was heard from John Lewis and Thomas A. Rothwell, Small Business Legislative Council; and public witnesses.

Joint Committee Meeting

MILITARY PROCUREMENT

Conferees, in closed session, continued to resolve the differences between the Senate- and House-passed versions of H.R. 10929, authorizing funds for military procurement for fiscal year 1979, but did not complete action thereon and will meet again on Monday, July 31.

Monday, July 31, 1978

Senate

Committee Meetings

Routine Proceedings, pages 23339–23442

Bills Introduced: Five bills and six resolutions were introduced, as follows: S. 3355–3359; S.J. Res. 150–151; S. Con. Res. 99–100; and S. Res. 530–531.

Pages 23413–23414, 23420–23422

Bills Reported: Reports were made as follows:

S. 3119, to transfer certain real property of the U.S. to the District of Columbia Redevelopment Land Agency (S. Rept. 95–1050).

S. 3120, to give the Temporary Commission on Financial Oversight greater flexibility of contractual authority so as to facilitate an audit of District of Columbia Government, with an amendment (S. Rept. 95–1051).

S. 3271, to extend the time for reporting to Congress on pilot projects involving public service work for food stamps, with amendment (S. Rept. 95–1052).

S. 3272, to allow firms selling livestock to base charges for sales on a percentage of the gross sales price of the livestock as well as a per head charge, with amendment (S. Rept. 95–1053).

S. 2828, to increase the rates of disability compensation for veterans and rates of dependency and indemnity compensation for their survivors, with amendment (S. Rept. 95–1054).

H.R. 12028, to liberalize the current loan guarantee, mobile home, and specially adapted housing programs administered by the Veterans' Administration, with amendment (S. Rept. 95–1055).

S. 1393, authorizing the Attorney General to redress deprivations of constitutional rights of institutionalized persons, with amendment, together with minority views (S. Rept. 95–1056).

H.R. 11567, authorizing funds for the Securities and Exchange Commission for fiscal years 1979–1981, with amendment (S. Rept. 95–1057).

S. Res. 530, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2640, to reform the civil service laws (without written report—referred to Committee on the Budget).

S. Res. 531, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 11567 (without written report—referred to Committee on the Budget). Page 23413

Bills Passed:

Veterans' pensions: By unanimous vote of 85 yeas, Senate passed H.R. 10173, to improve pension programs for veterans and their survivors, after striking all after the enacting clause and inserting in lieu thereof text of Senate companion bill, S. 2384, which had at first been amended by adoption of committee amendment in the nature of a substitute, and three additional amendments, as follows:

(1) Javits unprinted amendment No. 1539, as amended, to remove the State matching requirement of the tuition acceleration provisions embodied in Public Law 95–202, Veterans' Education Assistance Allowances; Page 23382

(2) Cranston unprinted amendment No. 1540 (to Javits unprinted amendment No. 1539), to provide that appropriations necessary to carry out that amendment not be made prior to the 96th Congress; and Page 23385

(3) Modified Bellmon unprinted amendment No. 1541, to require the Director of the OMB to report to the Congress concerning coordination among various programs providing benefits to veterans. Page 23386

S. 2384 was then indefinitely postponed. Page 23389

Pages 23363–23389, 23392–23400

IMF Witteveen Facility: By 69 yeas to 16 nays, Senate passed H.R. 9214, to authorizing approximately $1.7 billion for U.S. participation in the so-called Witteveen Financing Facility of the International Monetary Fund, after striking all after the enacting clause and inserting in lieu thereof text of Senate companion bill, S. 2152, which had at first been amended by adoption of committee amendment in the nature of a substitute, on which Senate took action on additional proposed amendments, as follows:

Adopted:

(1) Dole unprinted amendment No. 1537, to instruct the U.S. Executive Director to oppose any Witteveen Facility loans to Cambodia or Uganda (motion to table at first rejected by 30 yeas to 57 nays); Page 23354

(2) Helms amendment No. 3318, to instruct the U.S. Executive Director to oppose any Witteveen Facility loans to nations providing aid or assistance to terrorists (motion to table at first rejected by 42 yeas to 44 nays); Page 23360

(3) By 57 yeas to 30 nays, Church unprinted amendment No. 1543 (in the nature of a substitute for McClure unprinted amendment No. 1542), requiring annual report to the Congress on the observance of internationally recognized human rights in each country which draws on funds of the Witteveen Facility; Page 23409

(4) McClure unprinted amendment No. 1542, as amended; and Page 23407

(5) By 58 yeas to 28 nays, Harry F. Byrd, Jr., unprinted amendment No. 1544, to mandate a balanced budget beginning in fiscal year 1981. Page 23411

Rejected:

(1) Abourezk amendment No. 3390, seeking to insure that a Witteveen Facility transaction does not contribute to the deprivation of human rights of citizens of a borrowing country (tabled by 62 yeas to 27 nays); Page 23342

(2) By 31 yeas to 55 nays, Helms unprinted amendment No. 1538, to restrict average salary levels of IMF personnel to not to exceed five percent of that of levels of comparable positions subject to U.S. Civil Service laws; Page 23358

(3) Helms amendment No. 2438, limiting the extension of the Facility to a total of five years through 1983 (tabled by 65 yeas to 21 nays); Page 23361

S. 2152 was then indefinitely postponed. Page 23413

Pages 23342–23363, 23389–23392, 23400–23413

Standing Bear Lake: By unanimous consent Senate agreed that the Secretary of the Senate be instructed to request that the House return to the Senate S. 3342, to name Papillion Lake in Nebraska the "Standing Bear Lake"; that vote by which the bill was passed on Friday, July 28, be vitiated; that during its further consideration a 30-minute time limitation for debate be placed on an amendment which may be offered by Senator Curtis; and that following disposition of such amendment, the bill be again passed and sent to the House.

Page 23442

Bill Placed on Calendar: H.R. 9400, civil rights of institutionalized persons, was received and placed on the Senate Calendar. Page 23413

Messages From the House: Page 23413

Amendments Submitted for Printing: Page 23422

Statements on Introduced Bills: Pages 23414–23420

Additional Statements: Pages 23422–23436

Record Votes: Nine record votes were taken today.

Pages 23393, 23405–23406, 23410, 23411, 23412

Recess: Senate met at 10 a.m. and recessed at 7:15 p.m. Page 23442

Committee Meetings

APPROPRIATIONS—AGRICULTURE AND HUD

Committee on Appropriations: Committee ordered favorably reported with amendments the following bills:

H.R. 13125, making appropriations for fiscal year 1979 for the Department of Agriculture and related agencies. As approved by the committee the bill would appropriate $23,362,064,000, an increase of $5,348,035,000 over the House-passed figure of $18,014,029,000; and

H.R. 12936, making appropriations for fiscal year 1979 for the Department of Housing and Urban Development and Independent Agencies. As approved by the committee the bill would appropriate $68,464,374,000, an increase of $255,526,000 over the House-passed figure of $68,208,848,000.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee approved for full committee consideration with amendments H.R. 12932, making appropriations for fiscal year 1978 for the Department of the Interior.

Full committee will consider this measure tomorrow.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Francis H. McAdams, of the District of Columbia, to be a member of the National Transportation Safety Board, after the nominee testified and answered questions on his own behalf.

OMNIBUS PARKS LEGISLATION

Committee on Energy and Natural Resources: Subcommittee on Parks and Recreation resumed hearings on

H.R. 12536, to provide for increases in authorization ceilings, development ceilings, land acquisition, and boundary changes in certain Federal park and recreation areas, receiving testimony from Representative Ottinger; William Whalen, Director, National Park Service, Department of the Interior; Linda Billings, Sierra Club, Washington, D.C.; and William Lienesch, National Parks and Conservation Association, Washington, D.C.

Hearings continue on Friday, August 4.

TARIFF BILLS

Committee on Finance: Subcommittee on International Trade held hearings on the following bills:

H.R. 5551, to suspend until the close of June 30, 1980, the duty on 2-methyl, 4-chlorophenol, receiving testimony from Senator Allen; and Jeffrey M. Bricker, accompanied by Richard Mizrack and John I. Dugan, all of the Fallek-Lankro Corporation, New York City;

H.R. 5044, to suspend the duty on strontium nitrate until the close of January 3, 1980 (pending before the House), receiving testimony from Robert A. Waidner, accompanied by William J. Colley and Bart S. Fisher, on behalf of the Pyrotechnic Signal Manufacturers Association, Washington, D.C.;

H.R. 5265, to suspend the column 1 (MFN) rate of duty on imports of fluorspar until June 30, 1980 (pending before the House), receiving testimony from Thomas W. Evans, Youngstown Sheet & Tube Co., Youngstown, Ohio; and Bart S. Fisher, Washington, D.C.;

H.R. 8755, to make specific tariff provisions for ball or roller bearing pillow block, flange, take-up, cartridge, and hangar units (pending before the House), receiving testimony from Ernest W. Anderson, accompanied by Lyn M. Schlitt, on behalf of Anti-Friction Manufacturing Association, Inc., Washington, D.C.;

H.R. 9911, to continue until the close of June 30, 1981, the existing suspension of duties on certain forms of zinc (pending before the House), receiving testimony from Seth M. Bodner, Lead-Zinc Producers Committee, Washington, D.C.;

H.R. 10161, to allow Eastern Telephone Supply and Manufacturing, Inc. to file a protest with the U.S. Customs Service concerning the overpayment of certain customs duties (pending before the House), receiving testimony from H. T. Sullivan, Eastern Telephone Supply and Manufacturing, Inc., Newport, R.I.;

H.R. 12165, to extend until the close of June 30, 1981, the existing suspension of duties on certain metal waste and scrap, unwrought metal, and other articles of metal (pending before the House), receiving testimony from Dr. Herschel Cutler, Institute of Scrap Iron & Steel, Washington, D.C.;

S. 3171, to provide duty-free treatment for certain gloves and trousers which incorporate protective features designed specifically for use in forestry, receiving testimony from Stanley Nehmer, Work Glove Manufacturers Association, Washington, D.C.;

S. 3246, to provide that, for purposes of determining the duty payable with respect to imported merchandise, the value of imported merchandise includes any export quota premium, receiving testimony from Wayne Weant, Blue Bell, Inc., Greensboro, N.C.; and Carl Priestland, American Apparel Manufacturers Association, Washington, D.C.;

S. 3326, to suspend the duty on freight cars until the close of June 30, 1982, receiving testimony from Dr. Glenn H. Sullivan, North American Car Corporation, Thomas D. Williamson, testifying on behalf of the National Grain and Feed Association, and Glen Hofer, National Council of Farmer Cooperatives, all of Washington, D.C.; and

S. 3329, to suspend the duty on mixtures of mashed or macerated hot red peppers and salt until the close of June 30, 1981, receiving testimony from Edmund McIlhenny, Jr., McIlhenny Company, Avery Island, La.; and Emilio G. Collado III, Neumeyer and Associates, Inc., Washington, D.C.

PACIFIC ISLANDS

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs held hearings on current and future economic relations with the Pacific Island community. Witnesses heard were Richard Holbrooke, Assistant Secretary of State for East Asian and Pacific Affairs; John Sullivan, Assistant Administrator for Asia, Agency for International Development; and Frank Mahony, Redding, California.

Subcommittee recessed subject to call.

COMMITTEE BUSINESS

Select Committee on Ethics: Committee held a closed business meeting, made no announcements, and will meet again tomorrow in closed session.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 13652–13662; 1 private bill, H.R. 13663; and 4 resolutions, H.J. Res. 1090–1093 were introduced. Page 23524

Bills Reported: Reports were filed as follows:

H.R. 13369, to amend the provisions of title 39, United States Code, relating to the mailing of solicitations disguised as invoices or statements of accounts (H. Rept. 95–1401);

Conference report on H.R. 10929, Department of Defense Appropriation Authorization Act for fiscal year 1979 (H. Rept. 95–1402); and

H.R. 11280, Civil Service Reform Act of 1978, amended (H. Rept. 95–1403). Page 23524

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright as Speaker pro tempore for today. Page 23443

Suspensions: House voted to suspend the rules and pass the following bills:

Ocean shipping: H.R. 9998, amended, to provide for the regulation of rates or charges by certain state-owned carriers in the foreign commerce of the United States (passed by a yea-and-nay vote of 329 yeas to 6 nays, Roll No. 619); and

Strontium nitrate duty suspension: H.R. 5044, amended, to suspend until January 3, 1980, a portion of the duties on strontium nitrate. Agreed to amend the title. Pages 23443–23450

Subcommittees To Sit: Subcommittee on Legislation and National Security of the Committee on Government Operations received permission to sit during proceedings under the 5-minute rule today and on Tuesday, August 1, and Wednesday, August 2; and

Subcommittee on Economic Stabilization of the Committee on Banking, Finance and Urban Affairs received permission to sit during proceedings of the House under the 5-minute rule on Tuesday, August 1, and Wednesday, August 2. Pages 23450–23451

Late Report: Committee on Post Office and Civil Service received permission to file a report by midnight tonight on H.R. 11280, Civil Service Reform Act of 1978. Earlier, objection was heard to the same request. Page 23454

International Security Assistance Authorization: House completed all general debate on H.R. 12514, to amend the Foreign Assistance Act of 1961 and the Arms Export Control Act to authorize international security assistance programs for fiscal year 1979; but came to no resolution thereon. Proceedings under the 5-minute rule will begin on Tuesday, August 1.

By a yea-and-nay vote of 317 yeas to 11 nays, Roll No. 622, the House agreed to resolve itself into the Committee of the Whole.

H. Res. 1286, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 323 yeas to 21 nays, Roll No. 620. Pages 23456–23475

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 10929, Department of Defense Appropriation Authorization Act for fiscal year 1979. Page 23475

Foreign Assistance Appropriations: House completed all general debate on H.R. 12931, making appropriations for Foreign Assistance and related programs for the fiscal year ending September 30, 1979; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to begin on Wednesday, August 2.

H. Res. 1247, the rule waiving certain points of order and providing certain procedures during consideration of the bill, was agreed to earlier by a yea-and-nay vote of 265 yeas to 84 nays, Roll No. 621. Subsequently, H. Res. 1239, another rule waiving points of order on the bill, was laid on the table. Pages 23475–23488

Chattahoochee River National Park: House agreed, with an amendment, to the Senate amendment to the text of H.R. 8336, to enhance the outdoor recreation opportunities for the people of the United States by expanding the National Park System and by providing access to and within areas of the National Park System—returning the measure to the Senate. Agreed to the Senate amendment to the title. Pages 23488–23492

Adjournment: Adjourned at 6:57 p.m.

Committee Meetings

LABOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on a proposed Labor Department rescission.

FEDERAL RESERVE AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Continued hearings on H.R. 13476, Reserve Requirements Act; H.R. 13477, Interest on Reserves Act; and H.R. 12706, Federal Reserve Membership Act. Testimony was heard from Ray Campbell, Oberlin Savings Bank; Frank Morris, Boston Federal Reserve Bank; Beryl Sprinkel, Harrison Trust and Savings Bank; Philip Caldwell, Federal Reserve System; and Richard Hill, Association of Reserve City Bankers.

SECOND BUDGET RESOLUTION

Committee on the Budget: Concluded hearings on the second budget resolution for fiscal year 1979. Testimony was heard from OMB Director James McIntyre; and representatives of AFL–CIO, and Chamber of Commerce of the United States.

DEPARTMENT OF EDUCATION ORGANIZATION ACT

Committee on Government Operations: Subcommittee on Legislation and National Security continued hearings on H.R. 13343, Department of Education Organization Act. Testimony was heard from Representatives Perkins and Panetta, and public witnesses.

Hearings continue tomorrow.

TERRORISM

Select Committee on Intelligence: Subcommittee on Evaluation continued hearings on terrorism and our intelligence capabilities. Testimony was heard from Sebastian Mignosa, Federal Bureau of Investigation.

DRUG REGULATION REFORM ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued markup of the Drug Regulation Reform Act, and will resume tomorrow.

NIDA CONTRACTING IRREGULARITIES

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations held a hearing on irregularities in contracting at the National Institute on Drug Abuse. Testimony was heard from representatives of HEW and NIDA.

WATER RESOURCES DEVELOPMENT ACT

Committee on Public Works and Transportation: Subcommittee on Water Resources met and approved for full committee action H.R. 13059 amended, Water Resources Development Act of 1978.

PROGRAM REVIEW

Committee on Rules: Subcommittee on The Rules and Organization of The House continued hearings on legislation to improve program review with testimony from Members of Congress.

Joint Committee Meetings

MILITARY PROCUREMENT

Conferees, in closed session, agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 10929, authorizing funds for military procurement for fiscal year 1979.

MILITARY CONSTRUCTION

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 12606, authorizing funds for military construction for fiscal year 1979, but did not complete action thereon and will meet again tomorrow.

Tuesday, August, 1 1978

Senate

Chamber Action

Routine Proceedings, pages 23563–23673

Bills Introduced: Six bills were introduced, as follows: S. 3360–3365. Pages 23638–23639

Bills Reported: Reports were made as follows:

H.R. 13125, making appropriations for fiscal year 1979 for the Department of Agriculture, and related agencies, with amendments (S. Rept. 95–1058).

S. 3092, to prohibit the inhumane slaughtering of livestock within the United States and the importation of any meat or meat products unless such livestock are slaughtered in a humane manner, with amendment (S. Rept. 95–1059).

H.R. 12936, making appropriations for fiscal year 1979 for the Department of Housing and Urban Development and certain independent agencies, with amendments (S. Rept. 95–1060).

H.R. 13467, making supplemental appropriations for fiscal year 1978, with amendments (S. Rept. 95–1061).

Special Report of Committee on Veterans' Affairs on allocation of spending responsibility as set forth in the first Congressional resolution on the budget for fiscal year 1979 (S. Rept. 95–1062). Page 23638

Bills Passed:

Local public works program: By 85 yeas to 5 nays, Senate passed S. 3243, authorizing funds for fiscal year 1979 for administrative expenses associated with implementation of the local public works program. Pages 23568–23575

Economic Opportunity Act Amendments: Senate passed S. 2090, to extend for three years authorization for certain programs administered under the Economic Opportunity Act, after agreeing to committee amendment in the nature of a substitute bill which was at first amended by adoption of the following four amendments:

(1) Schweiker unprinted amendment No. 1545, to eliminate delinquency in payment of a fuel bill as the sole criterion for eligibility for assistance under the Emergency Fuel Assistance Program; Page 23586

(2) Nelson unprinted amendment No. 1546, of a technical and clerical nature; Page 23587

(3) Nelson unprinted amendment No. 1547, to prohibit the Director of the Community Services Administration from applying population requirements as the sole eligibility criterion for designation of community action agency; and Page 23587

(4) Nelson unprinted amendment No. 1548, to provide specific authorization ceilings for programs funded by the bill. Page 23588

Pages 23576–23605

ConRail amendments: Senate passed S. 2788, authorizing the purchase of an additional $1.2 billion of Series A preferred stock of the U.S. Railway Association, after agreeing to committee amendment in the nature of a substitute which had at first been amended by adoption of the following five amendments:

(1) Long unprinted amendment No. 1551, to provide for the implementation of an employee stock ownership plan for ConRail; Page 23606

(2) By 48 yeas to 45 nays, Ribicoff amendment No. 3406, authorizing $9 million for ConRail to reconstruct the railroad bridge over the Hudson River at Poughkeepsie; Page 23607

(3) Robert C. Byrd unprinted amendment No. 1552, to provide for monitoring the activities and operation of ConRail; Page 23613

(4) Long unprinted amendment No. 1553, to extend for one year until September 30, 1979, rail assistance program under Title V; and Page 23615

(5) Danforth unprinted amendment No. 1554, to allow relocation expenses of the General Manager of the Alaska Railroad. Page 23615

Pages 23605–23618

Domestic violence: Senate passed S. 2759, to authorize Federal grants to State and local governments to coordinate programs designed to prevent domestic violence, after agreeing to committee amendment in the nature of a substitute bill. Pages 23618–23637

Debate Limitation Agreement: By unanimous consent it was agreed that when Senate proceeds to consider H.R. 12934, making appropriations for the Departments of State, Justice and Commerce, and the Judiciary for fiscal year 1979, debate thereon be limited to one hour, with 30 minutes on any amendment. Page 23563

Message From the House: Page 23637

Amendments Submitted for Printing: Pages 23646–23648

Communications: Pages 23637–23638

Statements on Introduced Bills: Pages 22639–23646

Additional Statements: Pages 23648–23664

Nominations: Senate received the following nominations:

Karl S. Bowers, of South Carolina, to be Administrator of the Federal Highway Administration;

Thomas A. Wiseman, Jr., to be U.S. district judge for the middle district of Tennessee; and

Norma Levy Shapiro, to be U.S. district judge for the eastern district of Pennsylvania. Page 23673

Record Votes: Two record votes were taken today. Pages 23575, 23615

Recess: Senate met at 10 a.m. and recessed at 5:33 p.m. Page 23673

Committee Meetings

APPROPRIATIONS—SECOND SUPPLEMENTAL

Committee on Appropriations: Committee ordered favorably reported with amendments H.R. 13467, making second supplemental appropriations for fiscal year 1978.

COMMITTEE BUSINESS

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported with an amendment S. 3036, to provide for the minting of a smaller size one-dollar coin to bear the likeness of Susan B. Anthony (the amendment would alter the design on the back side of the coin).

Also, committee voted to postpone (until next Congress) consideration of proposal embodied in S. 3209, encouraging States to implement and execute comprehensive and coordinated strategies of State investment and development and governmental, structural, and fiscal reform.

ALASKA NATIONAL LANDS

Committee on Energy and Natural Resources: Committee resumed consideration of the following bills which designate or add certain lands in Alaska to the National Parks, National Wild and Scenic Rivers, and National Wilderness Preservation Systems—S. 499, 1500, 1546, 1787, 2465, 2944, 3016, and H.R. 39—but did not complete action thereon and will meet again tomorrow.

PUBLIC LANDS

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Resources concluded hearings on the following bills:

S. 2590 and H.R. 7101, to provide certain private landowners along the Colorado River the opportunity to assert legal and equitable defenses against the U.S., after receiving testimony from Representative Burgener; Arnold Petty, Acting Associate Director, Bureau of Land Management, Department of the Interior; W. S. Gookin, Scottsdale, Arizona; Robert Stafford, and Stanley C. Lagerlof, Los Angeles; L. A. Schindler, Riverside County, California; Beverly Trulove, Cibola, California; Wilmer E. Foster and Iva Mae Harvey, both of Blythe, California; and

S. 2774, to extend the boundaries of the Toiyabe National Forest, Nevada, after receiving testimony from John McGuire, Chief, Forest Service, Department of Agriculture.

FOREIGN AFFAIRS BRIEFING

Committee on Foreign Relations: Committee met in closed session to receive a briefing from Secretary of State Cyrus Vance on the status of the SALT negotiations and on the current situation in the Middle East.

Committee recessed subject to call.

POSTAL SERVICE REFORM

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation and Federal Services approved for full committee consideration with amendments S. 3229, to improve the organizational structure of the Postal Service, to provide authorization for funds to maintain the public service functions, and to provide reduced postal rates for certain individuals.

ORGANIZED CRIME ACTIVITIES

Committee on Governmental Affairs: Permanent Subcommittee on Investigations began hearings on organized crime activities in South Florida, receiving testimony on loansharking, arson, and narcotics trafficking. Witnesses heard were Gary Bowdach, New York City; Gary Betz, Deputy Chief, Miami Organized Crime and Strike Force; and Agents Joseph Gersky and David Jellison, Federal Bureau of Investigation, Department of Justice.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Select Committee on Ethics: Committee met in closed session but made no announcements.

House of Representatives

Chamber Action

Bills Introduced: 21 public bills, H.R. 13664–13684; 1 private bill, H.R. 13685; and 14 resolutions, H.J. Res. 1094–1102, H. Con. Res. 675 and 676, and H. Res. 1290–1292 were introduced. Pages 23761–23762

Bills Reported: Reports were filed as follows:

H.J. Res. 1088, providing financial assistance for the city of New York (H. Rept. 95–1404);

H.J. Res. 638, amended, extending the deadline for the ratification of the equal rights amendment (H. Rept. 95–1405);

H. Res. 1291, waiving certain points of order against H.R. 13635, making appropriations for the Department of Defense for the fiscal year ending September 30, 1979 (H. Rept. 95–1406);

H.R. 8112, to repeal chapter 27 of title 44, United States Code, amended (H. Rept. 95–1407); and

H.R. 12915, to amend section 2301 of title 44, relating to the National Archives Trust Fund Board (H. Rept. 95–1408). Page 23761

Subcommittee To Sit: Subcommittee on Public Buildings and Grounds of the Committee on Public Works and Transportation received permission to sit today during proceedings of the House under the 5-minute rule. Page 23673

Private Calendar: On the call of the Private Calendar, the House passed the following bills:

Send to the Senate without amendment: H.R. 10161, 2656, and 8428.

Send to the Senate, amended: H.R. 3307.

Passed over without prejudice: H.R. 1798, 3084, 5612, and 1415. Pages 23673–23674

Printing: House agreed to H. Res. 1290, providing for the printing of additional copies of the report accompanying H.R. 11280, Civil Service Reform Act of 1978. Pages 23674–23675

Suspensions: House voted to suspend the rules and pass the following:

SSI work disincentives: H.R. 12972, amended, to amend title XVI of the Social Security Act to remove certain work disincentives for the disabled under the supplemental security income benefits program (passed by a yea-and-nay vote of 399 yeas to 4 nays, Roll No. 624); and Pages 23675–23680, 23085–23686

National P.O.W.–M.I.A. Recognition Day: H.J. Res. 963, amended, designating July 18, 1979, as "National P.O.W.–M.I.A. Recognition Day" (passed by a yea-and-nay vote of 401 yeas to 2 nays, Roll No. 625). Pages 23680–23687

Standing Bear Lake: Pursuant to a request of the Senate, the House returned S. 3342, to name a lake which has been completed as part of the Papillion Creek basin project as the "Standing Bear Lake", together with accompanying papers, to the Senate. Page 23687

Utility Holdings of Private Foundations: By a yea-and-nay vote of 317 yeas to 86 nays, Roll No. 626, the House passed H.R. 4030, to amend the Internal Revenue Code of 1954 to increase the amount of the stock which certain private foundations may hold in certain public utilities without being subject to the excise tax on excess business holdings.

Agreed to the committee amendment in the nature of a substitute, as amended by an amendment that terminates the provisions of the bill in 10 years.

Agreed to the committee amendment, as amended, to the title. Pages 23687–23689

International Security Assistance Authorization: House continued consideration of H.R. 12514, to amend the Foreign Assistance Act of 1961 and the Arms Export Control Act to authorize international security assistance programs for fiscal year 1979; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Wednesday, August 2.

Agreed To:

An amendment that prohibits use of international narcotics control funds to eradicate marijuana through the use of paraquat, unless the paraquat is used with another substance which will warn potential users that paraquat has been used;

An amendment, as amended (amendment agreed to by a recorded vote of 208 ayes to 205 noes, Roll No. 627), that lifts the embargo on arms shipments to Turkey upon the President's certification to Congress that it is in the national interest of the United States and NATO to do so, and that Turkey is acting in good faith to achieve a just settlement of the Cyprus problem, the early peaceable return of refugees to their homes, continued removal of Turkish troops from Cyprus, and the early resumption of intercommunal talks;

A conforming amendment; and

An amendment, as amended by a substitute (substitute agreed to by a recorded vote of 212 ayes to 189 noes, Roll No. 628), that expresses the sense of Congress that further withdrawal of ground forces from Korea may risk upsetting the military balance in that region, and that requires the President to report to Congress on the effect of any proposed withdrawal plan on preserving deterrence in Korea (agreed to by a recorded vote of 279 ayes to 117 noes, Roll No. 629). Earlier, a point of order against the amendment was overruled.

Rejected:

An amendment that sought to prohibit international military education and training assistance to Afghanistan; and

An amendment in the nature of a substitute to the agreed-to amendment on the Turkish embargo, that sought to add to those provisions language requiring the President to report to Congress describing and stating the value of proposed sales to Turkey, and providing for a one-House veto of proposed sales.

Rejected the following amendments to the preceding substitute:

An amendment that sought to add language providing that defense articles furnished to Turkey could not be transferred to Cyprus, and requiring the President to submit to Congress within 120 days a proposed Turkish timetable for the withdrawal of its forces from Cyprus; and

An amendment in the nature of a substitute that sought to maintain the arms embargo against Turkey, but permit the suspension of the embargo if the President certified that certain requirements had been met or that the national security of the United States was threatened or harmed.

Rejected a motion that the Committee of the Whole rise and report the bill back to the House with the enacting clause stricken. Pages 23689–23733

Adjournment: Adjourned at 7:31 p.m.

Committee Meetings

SUGAR STABILIZATION ACT

Committee on Agriculture: Continued markup of H.R. 12486, Sugar Stabilization Act, and will resume on Thursday, August 3.

NATIVE LATEX COMMERCIALIZATION ACT

Committee on Agriculture: Subcommittee on Department Investigations, Oversight and Research and Subcommittee on Science, Research and Technology met for joint markup and approved for full committee action a committee print in lieu of H.R. 12559, Native Latex Commercialization Act of 1977.

AGRICULTURE MISCELLANY

Committee on Agriculture: Subcommittee on Department Investigations, Oversight and Research met and approved for full committee action the following bills:

H.R. 7432, to designate the U.S. Department of Agriculture's Bee Research Laboratory in Tucson, Arizona, as the "Carl Hayden Bee Research Center";

H.R. 6358, to designate the Meat Animal Research Center located near Clay Center, Nebraska, as the "Roman L. Hruska Meat Animal Research Center";

H.R. 11123, to designate the U.S. Department of Agriculture's Pecan Field Station in Brownwood, Texas, as the "W. R. 'Bob' Poage Pecan Field Station";

H.R. 12556, a private bill;

H.R. 11340, to authorize the Secretary of Agriculture on behalf of the U.S. to accept gifts; and

H.R. 11348, to permit the Secretary of Agriculture to waive jurisdiction over lands or interests.

FINANCIAL ASSISTANCE FOR NEW YORK CITY

Committee on Appropriations: Met and ordered reported favorably to the House H.J. Res. 1088, providing financial assistance for the City of New York.

SPECIAL PAY PROVISIONS FOR HEALTH PROFESSIONALS

Committee on Armed Services: Subcommittee on Military Compensation continued hearings on H.R. 13213, to revise the special pay provisions for certain health professionals in the uniformed services. Testimony was heard from Army Surgeon General Pixley; Navy Surgeon General Arentzen; and Air Force Surgeon General Myers.

NATIONAL DEVELOPMENT BANK ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on H.R. 13230, National Development Bank Act. Testimony was heard from Roger Altman, Treasury Department; Robert Hall, Department of Commerce; and Robert Embry, HUD.

Hearings continue tomorrow.

INTERSTATE LAND SALES FULL DISCLOSURE ACT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on Interstate Land Sales Full Disclosure Act Amendments. Testimony was heard from Representative Minish; Jean Halloran, INFORM; and Patricia Hynes, Assistant U.S. Attorney, New York.

Hearings continue tomorrow.

COMMUNITY CREDIT NEEDS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance held a hearing on community credit needs. Testimony was heard from Lawrence Connell, Administrator, National Credit Union Administration; and a panel representing Independent Bankers Association; Credit Union National Association; and National Association of Federal Credit Unions.

Hearings continue tomorrow.

TRADE AND PROTECTIONISM

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Trade, Investment and Monetary Policy continued hearings on trade and protectionism. Testimony was heard from Assistant Secretary of the Treasury Fred Bergsten, and Representative Holland.

COMMISSION ON FINANCIAL OVERSIGHT AMENDMENTS

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs held a hearing on H.R. 13548, Amendments to the Temporary Commission on Financial Oversight of the District of Columbia. Testimony was heard from Edward Webb, General Counsel of District of Columbia; Bruce Rohrbacher, Commission on Financial Oversight; and Donald Scantlebury, Director, Financial and General Studies Division, GAO.

SCAFFOLDING COLLAPSE AT WILLOW ISLAND

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety held an oversight hearing on the Occupational Safety and Health Act, with reference to the scaffolding collapse at Willow Island, West Virginia. Testimony was heard from Robert Stulberg, Health Research Group.

DEPARTMENT OF EDUCATION ORGANIZATION ACT

Committee on Government Operations: Subcommittee on Legislation and National Security continued hearings on H.R. 13343, Department of Education Organization Act. Testimony was heard from Representatives Chisholm, Richmond and Pursell; OMB Director McIntyre; HUD Under Secretary Champion; USDA Assistant Secretary Carol Foreman; Dr. Murry Grover, National Science Board; Dr. George Pimentel, National Science Foundation; Under Secretary of Interior Jim Joseph; and I. M. Greenberg, Deputy Assistant Secretary of Defense.

COMMITTEE FUNDS— MUSEUM OF AFRICAN ART

Committee on House Administration: Met and ordered reported favorably to the House by voice vote the following bills:

H. Res. 1237, to provide funds for the further expenses of investigations and studies by the Ad Hoc Committee on Energy; and

H.R. 10792, to authorize the Smithsonian Institution to acquire the Museum of African Art, and

Acted on other committee business.

SOUTHWESTERN POWER ADMINISTRATION RATES

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources met and approved for full committee action H.R. 13069 amended, to prohibit discrimination in rates charged by the Southwestern Power Administration; and

Began consideration of H.R. 9333, hydroelectric powerplants, and will resume tomorrow.

FUTURE OF INTERNATIONAL EDUCATION

Committee on International Relations: Subcommittee on International Operations continued hearings on the future of international education. Testimony was heard from representatives of American Freedom from Hunger Foundation; The Pullman Corporation; and Council for International Exchange of Scholars.

NO-FAULT INSURANCE

Committee on Interstate and Foreign Commerce: Met and by a vote of 19 to 22 voted against passage of H.R. 13048, Standards for No-Fault Motor Vehicle Accident Benefits Act.

DRUG REGULATION REFORM ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued markup of Drug Regulation Reform Act, and will resume tomorrow.

COMMUNICATIONS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on H.R. 13015, Communications Act of 1978, with testimony from public witnesses.

Hearings continue tomorrow.

NATIONAL TOURISM POLICY STUDY

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce held a hearing on the National Tourism Policy Study prepared by Arthur D. Little, Inc. Testimony was heard from Thomas Lloyd, Arthur D. Little, Inc.

CRIMINAL CODE REVISION

Committee on the Judiciary: Subcommittee on Criminal Justice met for consideration of the clean bill on criminal code revision which the Subcommittee approved for full committee action on Friday, July 28.

CITIZENS' POSTAL RATE RELIEF ACT

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services held a hearing on H.R. 12844, Citizens' Postal Rate Relief Act. Testimony was heard from Representatives Mottl and Lloyd of California; and representatives of Gray Panthers; National Association of the Deaf; Paramount Line; and Congress Watch.

FEDERAL BUILDINGS' NAMES

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds met and approved for full committee action the following bills:

H.R. 13187, to designate the U.S. Post Office and Federal Building in Griffin, Georgia, the "John J. Flynt, Jr. Federal Building";

H.R. 12634, to designate the Social Security Administration District Office Building in Pittsburg, Kansas, as the "Joe Skubitz Federal Building";

H.R. 13514, to name a certain Federal building in Shreveport, Louisiana, the "Joe Waggonner Federal Building";

H.R. 7296, to designate the new Terminal Radar Approach Federal Building in Hempstead, Long Island, New York, as the "Charles A. Lindbergh Federal Building";

H.R. 8812, to name a certain Federal building in Jonesboro, Arkansas, the "E. C. 'Took' Gathings Building";

H.R. 7305, to designate a certain Federal building in Champaign, Illinois, the "William L. Springer Building";

H.R. 13481, to name the post office and Federal Building in Portland, Maine, the "Frederick G. Payne Building";

H.R. 7279, to name the U.S. Customs Court and Federal Office Building at 1 Federal Plaza, New York, N.Y., the "Paul P. Rao United States Customs Court and Federal Office Building"; and

H.R. 11671, to designate a certain Federal building in Big Stone Gap, Virginia, the "C. Bascom Slemp Building".

DEFENSE APPROPRIATIONS

Committee on Rules: Granted a rule waiving all points of order against designated provisions of the bill for failure to comply with the provisions of clauses 2 and 6 of Rule XXI on H.R. 13635, making appropriations for the Department of Defense for the fiscal year ending September 30, 1979. Testimony was heard from Chairman Mahon and Representative Edwards of Alabama.

COMPREHENSIVE EMPLOYMENT AND TRAINING AMENDMENTS

Committee on Rules: Granted an open rule providing two hours of general debate; making the committee amendment in order as an original bill for the purpose of amendment; waiving all points of order against the substitute for failure to comply with the provisions of clause 7, Rule XVI, clause 5, Rule XXI, and section 401(a) of the Congressional Budget Act of 1974; and providing one motion to recommit with or without instructions on H.R. 12452, Comprehensive Employment and Training Amendments of 1978. Testimony was heard from Representatives Hawkins and Jeffords. A statement for the record was submitted by Representative Sarasin.

AIRCRAFT AND AIRCRAFT NOISE REDUCTION ACT

Committee on Rules: Granted a modified rule providing two hours of general debate; one hour to be equally divided and controlled by the chairman and ranking minority member of the Committee on Public Works and Transportation and one hour to be equally divided and controlled by the chairman and ranking minority member of the Committee on Ways and Means; providing it shall be in order to consider the amendment in the nature of a substitute recommended by the Committee on Public Works and Transportation now printed in the bill as an original bill for the purpose of amendment; providing that the substitute be read for amendment by titles instead of by sections; waiving all points of order against the substitute for failure to comply with the provisions of clause 7, Rule XVI and clause 5, Rule XXI; providing immediately after title III of said substitute is read, it shall be in order to consider without the intervention of any point of order the text of the bill H.R. 11986 as reported from that committee on April 24, 1978 if offered as a motion to strike out sections 301 through 304 of said substitute to insert the provisions of H.R. 11986 as amended by the Committee on Ways and Means, said amendment shall not be subject to amendment except amendments offered by direction of the Committee on Ways and Means, and an amendment printed in the Congressional Record of July 18 by Representative Pepper, but may be debated by the offering of pro forma amendments, and if said amendment is adopted no further amendments to H.R. 8729 modifying said amendment shall be in order, and an amendment to redesignate sections 305 and 306 of said substitute as title IV, and title IV as title V, shall then be in order and providing one motion to recommit with or without instructions, on H.R. 8729, Airport and Aircraft Noise Reduction Act.

NUCLEAR WASTE MANAGEMENT

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy Research, Development and Demonstration continued hearings on nuclear waste management. Testimony was heard from Dr. David Freeman, TVA; and Dr. Alan Pasternak, Energy Resources Conservation and Development Commission, California.

SURFACE TRANSPORTATION ASSISTANCE

Committee on Ways and Means: Met and ordered reported favorably to the House Title V of H.R. 11733, amended, Surface Transportation Assistance Act of 1978.

Joint Committee Meetings

SEX DISCRIMINATION

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 995, to prohibit discrimination based on pregnancy or related medical conditions, but did not complete action thereon and recessed subject to call.

MILITARY CONSTRUCTION

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 12602, authorizing funds for military construction for fiscal year 1979.

Résumé of Congressional Activity

SECOND SESSION OF THE NINETY-FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 19 through July 31, 1978

	Senate	House	Total
Days in session	107	108	
Time in session	835 hrs., 03′	629 hrs., 26′	
Congressional Record:			
Pages of proceedings	12,188	7,598	19,786
Extension of Remarks	..	—	4,192
Public bills enacted into law	37	70	107
Private bills enacted into law	4	10	14
Bills in conference	7	24	.
Bills through conference	3	16	..
Measures passed, total	427	440	
Senate bills	138	46	
House bills	105	202	.
Senate joint resolutions	13	8	
House joint resolutions	14	19	
Senate concurrent resolutions	8	5	
House concurrent resolutions	16	20	
Simple resolutions	133	140	.
Measures reported, total	•492	•510	
Senate bills	212	20	
House bills	100	318	
Senate joint resolutions	7	4	
House joint resolutions	8	22	
Senate concurrent resolutions	8	1	
House concurrent resolutions	10	10	
Simple resolutions	147	135	
Special reports	30	34	
Conference reports	3	18	
Measures pending on calendar	92	157	
Measures introduced, total	1,245	4,229	
Bills	972	3,251	
Joint resolutions	49	412	
Concurrent resolutions	38	223	
Simple resolutions	186	343	
Quorum calls	10	78	
Yea-and-nay votes	271	374	
Recorded votes		170	
Bills vetoed		2	
Vetoes overridden			

•These figures include all measures reported, even if there was no accompanying report. A total of 443 reports have been filed in the Senate, a total of 562 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 19 through July 31, 1978

Army nominations, totaling 9,916, disposed of as follows:	
Confirmed	6,405
Unconfirmed	3,510
Withdrawn	1
Navy nominations, totaling 21,585, disposed of as follows:	
Confirmed	16,404
Unconfirmed	5,181
Air Force nominations, totaling 9,266, disposed of as follows:	
Confirmed	6,778
Unconfirmed	2,488
Marine Corps nominations, totaling 1,965, disposed of as follows:	
Confirmed	1,965
Civilian nominations, totaling 2,320, disposed of as follows:	
Confirmed	1,879
Unconfirmed	438
Withdrawn	3

Summary

Total nominations received	45,052
Total confirmed	33,431
Total unconfirmed	11,617
Total withdrawn	4

Wednesday, August 2, 1978

Senate

Chamber Action

Routine Proceedings, pages 23816–23913

Bills Introduced: Six bills were introduced, as follows: S. 3366–3371. Page 23891

Bill Reported: Report was made as follows:

H.R. 12932, making appropriations for the Department of the Interior for fiscal year 1979, with amendments (S. Rept. 95–1063). Page 23891

Measures Passed:

Printing: Senate agreed to S. Con. Res. 96, to reprint book II of Senate report 94–755 entitled "Intelligence Activities and the Rights of Americans". Page 23816

Printing: Senate agreed to S. Con. Res. 97, to print additional copies of Committee on Banking, Housing, and Urban Affairs print entitled "Preliminary Guide to Export Opportunities to Japan". Page 23816

Finance Committee funds: Senate agreed to S. Res. 487, requesting an additional $300,000 for Committee on Finance to conduct two studies. Pages 23816–23817

Assistant Secretary of Commerce: Senate passed with amendments S. 1624, to establish position of an additional Assistant Secretary of Commerce. Page 23817

ConRail employees: Senate passed with committee amendment for return to the House H.R. 5646, to require ConRail to pay medical and life insurance premiums of employees of insolvent railroads who retired prior to the date the assets of such railroads were transferred to ConRail. Pages 23820–23821

SBA programs: Senate passed H.R. 11445, authorizing funds for programs administered by the Small Business Administration for fiscal year 1979, after agreeing to committee amendment in the nature of a substitute on which Senate had at first taken action on proposed amendments, as follows:

Adopted:

(1) Nelson unprinted amendments No. 1555, of a technical and conforming nature; Page 23823

(2) Nelson unprinted amendment No. 1556, embodying several amendments recommended by the committee subsequent to the bill's having been reported to the Senate; Page 23824

(3) Cannon unprinted amendment No. 1557, to require Comptroller General to evaluate the Small Business Development Center Research Grant project after second year of enactment of the bill; Page 23827

(4) Nelson unprinted amendment No. 1558, to ensure that there is no duplication of services administered by the Small Business Administration and Department of Commerce; Page 23828

(5) Weicker amendment No. 3334, to delete section giving the Office for Advocacy authority to hire personnel without complying with certain Civil Service requirements; Page 23828

(6) Weicker amendment No. 3333, to delete section enabling Office of Advocacy to procure services of consultants without regard to law governing appointments in the competitive service; Page 23829

(7) Nelson unprinted amendment No. 1560, as amended, to provide authority for follow-up on recommendations of the White House Conference on Small Business; Page 23832

(8) Weicker unprinted amendment No. 1561 (to unprinted amendment No. 1560), to provide that any unexpended funds shall be returned to the Treasury; Page 23832

(9) Nelson unprinted amendment No. 1562, to consolidate economic research functions under the direction of the Advocacy and Economic Research and Analysis Division; Page 23832

(10) Bartlett amendment No. 3259, to delete the term "medium-sized" where it appears in the bill to describe the size of a small business concern; Page 23834

(11) Modified Bartlett amendment No. 3266, to declare a policy to foster the economic interests of small businesses; Page 23839

(12) Bartlett amendment No. 3284, to establish the executive schedule pay level of the Administrator and other officials of the SBA; Page 23839

(13) Nelson unprinted amendment No. 1563, to authorize the President to designate a Special Assistant to the President for Small Business; Page 23840

(14) Bartlett unprinted amendment No. 1564, to provide that small businesses which employ ten or fewer people shall be exempt from coverage under the Occupational Safety and Health Act (motion to table rejected by 42 yeas to 51 nays); Page 23841

(15) Muskie unprinted amendment No. 1565, to reduce authorizations for SBA business loans to levels recommended in H.R. 12934, State, Justice, Commerce appropriations bill, as reported by the Senate; Page 23849

(16) By 54 yeas to 41 nays, Muskie unprinted amendment No. 1566, to delete provision which provides continued Federal interest subsidies or physical disaster loans; and Page 23850

(17) Robert C. Byrd unprinted amendment No. 1569, of a perfecting and conforming nature. Page 23859

Rejected: Curtis unprinted amendment No. 1559, to limit the amount of Small Business set asides available to nonprofit corporations (tabled by division vote).

Page 23828

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Nelson, McIntyre, Nunn, Hathaway, Haskell, Culver, Weicker, Bartlett, and Packwood. Page 23866

Pages 23821–23866

Public debt limit: By 62 yeas to 31 nays, Senate passed without amendment and cleared for the President, H.R. 13385, to set the public debt limit at $798 billion through March 31, 1979. Pages 23870–23882

Taxation of fringe benefits: Senate passed H.R. 12841, to prohibit the issuance of regulations on the taxation of fringe benefits, after agreeing to Long unprinted amendment No. 1568, to exclude from gross income amounts received as subsistence allowances which State police officers included in gross income from 1970 through 1977. Pages 23882–23885

Economic Opportunity Act Amendments: Committee on Human Resources was discharged from the further consideration of H.R. 7577, to extend for three years authorization for certain programs administered under the Economic Opportunity Act, and the bill was then passed after striking all after the enacting clause and inserting in lieu thereof text of Senate companion bill, S. 2090, as passed by the Senate on Tuesday, August 1.

Senate insisted on its amendment, requested conference with the House, and appointed as conferees Senators Williams, Nelson, Cranston, Hathaway, Riegle, Javits, Hatch, and Chafee.

Senate action in passing S. 2090 was vitiated and that bill was then indefinitely postponed. Page 23910

Advertising of jewelry: Senate passed with committee amendments S. 2782, to protect consumers from misrepresentative advertising of gold and silver jewelry.

Page 23910

Taxation: Senate agreed to the House amendments to the Senate amendment to H.R. 7581, to clarify the income source requirement which must be satisfied by a mutual or cooperative telephone company as a condition for exemption from Federal income taxation, thereby clearing the measure for the President.

Pages 23882–23883

Debate Limitation Agreements: By unanimous consent it was agreed that when (expectedly on Friday, August 4) Senate considers H.R. 12936, making appropriations for the Department of Housing and Urban Development for fiscal year 1979, debate thereon be limited to one hour; two hours on an amendment which may be offered by Senator Proxmire; and 30 minutes on any other amendment; and

When it considers H.R. 13125, making appropriations for the Department of Agriculture for fiscal year 1979, debate thereon be limited to one hour, and 30 minutes on amendments. Pages 23869–23870

Presidential Message: Senate received a message from the President transmitting the Tenth Annual Report of the National Science Board—referred jointly to Committees on Commerce, Science, and Transportation and Human Resources (PM–205). Page 23889

Bills Referred: Sundry House-passed bills were referred to appropriate Senate committees. Page 23890

Also, it was agreed that when Select Committee on Small Business reports H.R. 11318, minority investment companies, the bill be referred to Committee on Governmental Affairs for not more than 30 calendar days to review Chapter 3 of Title II of said bill.

Page 23866

Messages From the House: Pages 23889–23890

Amendments Submitted for Printing:

Pages 23896–23900

Communications: Page 23890

Statements on Introduced Bills: Pages 23891–23896

Additional Statements: Pages 23901–23909

Record Votes: Three record votes were taken today.

Pages 23849, 23853, 23882

Recess: Senate met at 9:30 a.m. and recessed at 5:46 p.m.

Page 23913

Committee Meetings

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Committee ordered favorably reported with amendments H.R. 12932, making appropriations for fiscal year 1979 for the Department of the Interior. As approved by the committee, the bill would appropriate $11,494,763,000, a decrease of $1,195,781,000 from the House-passed figure of $12,690,544,000.

BUDGET ACT WAIVERS

Committee on the Budget: Committee ordered favorably reported S. Res. 517, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2600, extending certain vocational rehabilitation programs and establishing a comprehensive service program for the severely handicapped.

Committee ordered reported unfavorably S. Res. 524, to waive section 303(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 3946, to provide a refundable tax credit for educational expenses.

MAIL AND COMMUNICATIONS

Committee on Commerce, Science, and Transportation: Subcommittee on Communications concluded hearings on Section 10, to explore Postal Service involvement in electronic message systems, to S. 3229, proposed reform of the U.S. Postal Service. Witnesses heard were Henry

Geller, Assistant Secretary of Commerce for National Telecommunications and Information Administration; Postmaster General William F. Bolger, U.S. Postal Service; Philip S. Nyborg, Computer and Communications Industry Association, Washington, D.C.; and John McLaughlin, Harvard University, Cambridge.

ALASKA NATIONAL LANDS

Committee on Energy and Natural Resources: Committee continued consideration of the following bills which designate or add certain lands in Alaska to the National Parks, National Wild and Scenic Rivers, and National Wilderness Preservation Systems—S. 499, 1500, 1546, 1787, 2465, 2944, 3016, and H.R. 39—but did not complete action thereon and will meet again tomorrow.

NOMINATION

Committee on Environment and Public Works: Committee concluded hearings on the nomination of Jane Hurt Yarn, of Georgia, to be a member of the Council on Environmental Quality, after the nominee, who was introduced by Senators Talmadge and Nunn and Representative Fowler, testified and answered questions on her own behalf. Testimony was also received from Patrick Noonan, The Nature Conservancy, Arlington, Virginia; Kenneth Hampton, National Wildlife Federation, Washington, D.C.; and Jack Lorenz, Izaak Walton League, Washington, D.C.

ORGANIZED CRIME ACTIVITIES

Committee on Governmental Affairs: Permanent Subcommittee on Investigations continued hearings on organized crime activities in South Florida, receiving further testimony on loansharking, arson, and narcotics trafficking. Witnesses heard were Gary Bowdach, New York City; and Sergeant John Waymire and Lieutenant Lloyd Hough, Dade County, Florida, Department of Public Safety.

Hearings continue tomorrow.

NURSING HOME CARE

Committee on Governmental Affairs: Subcommittee on Federal Spending Practices and Open Government began hearings to examine the quality of care in nursing homes. Witnesses heard were Hillel Hoffman, New York State Special Assistant Attorney and Chief of the Patient Abuse Unit, Albany; Dr. Anthony Robbins, Colorado State Department of Health, Denver; Betty Hamburger, accompanied by Elma Griesel, both of the National Citizens Coalition for Nursing Home Reform, Washington, D.C.; Harold Gordon, Maryland State Department of Health, Annapolis; and Donald Hauptman, California State Department of Health Services, Sacramento.

Hearings continue tomorrow.

SMALL COMMUNITIES

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations held hearings on S. 3277, to provide more effective and efficient utilization of Federal assistance programs by small communities, receiving testimony from Senator Domenici; David B. Walker and Carl W. Stenberg, Assistant Directors, and Michael C. Mitchell, Federal Relations Associate, all representing the Advisory Commission on Intergovernmental Relations; Robert R. Robinson, National Association of Towns and Townships, Washington, D.C.; Francis L. Kuntz, Ridgeway, Pennsylvania, representing the National Association of Counties; Mayor Ferd Harrison, Scotland Neck, North Carolina, representing the National League of Cities; Deirdre C. Reimer, National Governors' Association, Washington, D.C.; and Robert Cronson, accompanied by Jonathon Gaciala, both representing the State Auditor Coordinating Council.

Hearings were recessed subject to call.

THERAPEUTIC COMMUNITIES

Committee on the Judiciary: Subcommittee on Penitentiaries and Corrections began hearings on S. 3227, to establish, on a demonstration basis, group therapy programs in ten Federal penitentiaries. Witnesses heard were Norman A. Carlson, Director, Bureau of Prisons, Department of Justice; Cliff Anderson, Fort Grant Training Center, Fort Grant, Arizona; John Moran, Rhode Island Department of Corrections, Providence, Rhode Island; Monte MacKenzie and Yale Simons, OK Community, Maricopa County, Arizona; William Smith, Fort Grant Therapeutic Community, Fort Grant, Arizona; Carl Tucker, Arizona Department of Corrections, Phoenix, Arizona; Wayne Michaels, Federal Correctional Institution, Stillwater, Minnesota; and Doug Perasso, Washington, D.C., and John Williamson, San Rafael, California, Life Spring Foundation.

Hearings continue tomorrow.

EQUAL RIGHTS AMENDMENT

Committee on the Judiciary: Subcommittee on the Constitution began hearings on S.J. Res. 134, to extend for an additional seven years the deadline for ratifying the ERA, receiving testimony from Senators Humphrey, Brooke, Riegle, and Garn; Representative Volkmer; Patricia Wald, Assistant Attorney General for Legislation, Department of Justice; Allie B. Latimer, General Counsel, and James E. O'Neill, Deputy Archivist of the U.S., both of the General Services Administration; Dr. Jules Gerard, Washington University, St. Louis; and Dr. Thomas Emerson, Yale University, New Haven.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Rules and Administration: Committee received a staff report on automatic typing equipment,

and approved utilization, on a trial basis, of such equipment in four senatorial offices.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 35 public bills, H.R. 13686–13720; 1 private bill, H.R. 13721; and 4 resolutions, H.J. Res. 1103 and 1104, and H. Con. Res. 677 and 678 were introduced.

Pages 24013–24015

Bills Reported: Reports were filed as follows:

H. Res. 1237, to provide funds for the further expenses of investigations and studies by the Ad Hoc Committee on Energy (H. Rept. 95–1409);

H.R. 7679, to amend title 28, United States Code, to provide for actions against insurers on claims against persons entitled to diplomatic immunity, amended (H. Rept. 95–1410);

H.R. 11579, to designate the Veterans' Administration hospital located at 1901 South First Street, Temple, Texas, as the "Olin E. Teague Veterans' Hospital", amended (H. Rept. 95–1411);

H.R. 1400, amended; 1931, amended; 3613; and 5163, amended; all private bills (H. Repts. 95–1412 to 1415, respectively);

S. 2424, to amend the Act incorporating the American Legion so as to redefine eligibility for membership therein (H. Rept. 95–1416);

H.R. 10792, to authorize the Smithsonian Institution to acquire the Museum of African Art, amended (H. Rept. 95–1417);

H.R. 11956, to amend the Federal charter of the Boy Scouts of America (H. Rept. 95–1418);

H.R. 13268, amended; a private bill (H. Rept. 95–1419);

Conference report on H.R. 12240, to authorize appropriations for fiscal year 1979 for intelligence and intelligence-related activities of the United States Government, the Intelligence Community Staff, and the Central Intelligence Agency Retirement and Disability System (H. Rept. 95–1420); and

H.R. 10407, amended; 1402, amended; 7387, amended; 8751, amended; 9610; and 9613; all private bills (H. Repts. 95–1421 to 1426, respectively).

Page 24013

Committee To Sit: Committee on Agriculture received permission to sit during proceedings of the House under the 5-minute rule on Thursday, August 3.

Page 23913

Presidential Message—National Science Board: Received and read a message from the President wherein he transmits to Congress the tenth annual report of the National Science Board—referred to the Committee on Science and Technology.

Page 23913–23914

International Security Assistance Authorization: By a yea-and-nay vote of 255 yeas to 156 nays, Roll No. 637, the House passed H.R. 12514, to amend the Foreign Assistance Act of 1961 and the Arms Export Control Act to authorize international security assistance programs for fiscal year 1979.

Rejected a motion to recommit the bill to the Committee on International Relations.

On demands for separate votes on amendments adopted in the Committee of the Whole, the House agreed to an amendment that lifts the embargo on arms shipments to Turkey upon the President's certification to Congress that it is in the national interest of the United States and NATO to do so, and that Turkey is acting in good faith to achieve a just settlement of the Cyprus problem, the early peaceable return of refugees to their homes, continued removal of Turkish troops from Cyprus, and the early resumption of intercommunal talks (previously agreed to on August 1); and

Rejected an amendment that sought to prohibit delivery of defense articles or services to Chile pursuant to previous sales, until the Government of Chile turns over to United States custody those Chileans indicted for the murders of Orlando Letelier and Ronni Moffitt (rejected by a yea-and-nay vote of 166 yeas to 243 nays, Roll No. 636). While in the Committee of the Whole, a motion to limit debate on this amendment was rejected by a recorded vote of 171 ayes to 228 noes, Roll No. 632, after having been previously agreed to by a division vote of 49 ayes to 38 noes.

By a yea-and-nay vote of 372 yeas to 7 nays, Roll No. 630, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

An amendment that expresses the sense of Congress that the United States should be responsive to the defense requirements of Israel, and should sell Israel additional advanced aircraft;

An amendment that urges the President to make a full review of United States policy toward the Soviet Union;

An amendment that requires the President to report to Congress within 120 days after enactment the results of the review of arms sales control on nonlethal items;

An amendment that requires quarterly reporting of the use of foreign currencies by Members and employees of Congress and provides for purchase of such currencies by the Treasury as provided by annual appropriations; and

An amendment, as amended by a substitute, as amended (amendment to substitute agreed to by a recorded vote of 229 ayes to 180 noes, Roll No. 635), that prohibits the enforcement of sanctions against Rhodesia after December 31, 1978, unless the President determines that a government has not been installed, chosen by free elections in which all political groups have been allowed to participate freely. Earlier, a point of order against the original amendment was overruled.

Rejected:

An amendment that sought to prohibit delivery of defense articles or services to Chile pursuant to any sale made before the enactment of this Act (rejected by a recorded vote of 146 ayes to 260 noes, Roll No. 631);

An amendment that sought to prohibit use of funds to provide military assistance to the Republic of Korea until Kim Dong Jo had given testimony to the Committee on Standards of Official Conduct (rejected by a recorded vote of 147 ayes to 257 noes, Roll No. 633). Earlier, a point of order against this amendment was overruled; and

An amendment to the agreed-to substitute on Rhodesia that sought to prohibit the enforcement of sanctions against Rhodesia before October 1, 1979, but provided that the President could reimpose sanctions if he determined that the Government of Rhodesia had refused to participate and negotiate in good faith at an all-parties conference or had failed to schedule for free elections (rejected by a recorded vote of 176 ayes to 229 noes, Roll No. 634).

Rejected a motion that the Committee of the Whole rise and report the bill back to the House with instructions to strike the enacting clause.

Subsequently, this passage was vacated and S. 3075, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed.

House then insisted on its amendment to S. 3075, and asked a conference. Appointed as conferees: Representatives Zablocki, Fascell, Rosenthal, Wolff, Hamilton, Bingham, Solarz, Pease, Studds, Broomfield, Derwinski, Findley, and Winn.

The Clerk was authorized to correct punctuation, spelling, section numbers, and cross references in the engrossment of the House amendment to S. 3075.

Pages 23914–23960

New York City Financial Assistance: It was made in order to consider H.J. Res. 1088, providing financial assistance for the city of New York, on Monday, August 7, or any day thereafter, in the House as in the Committee of the Whole.

Page 23960

BLM Authorization: House agreed, with an amendment, to the Senate amendment to H.R. 10787, to authorize appropriations for activities and programs carried out by the Secretary of the Interior through the Bureau of Land Management—returning the measure to the Senate.

Pages 23962–23964

Committee To Sit: Committee on Public Works and Transportation received permission to sit during proceedings of the House under the 5-minute rule on Thursday, August 3.

Page 23964

Foreign Assistance Appropriations: House continued consideration of H.R. 12931, making appropriations for Foreign Assistance and related programs for the fiscal year ending September 30, 1979; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, August 3.

Agreed To:

An amendment that adds $10 million in appropriations to the economic support fund for aid for refugees on Cyprus (agreed to by a division vote of 70 ayes to 11 noes); and

An amendment that strikes the $90 million in economic support fund appropriations earmarked for Syria (agreed to by a recorded vote of 280 ayes to 103 noes, Roll No. 640). Rejected a substitute to this amendment that sought to only strike $45 million (rejected by a division vote of 38 ayes to 78 noes).

Rejected:

An amendment that sought to strike $49 million in appropriations for foreign assistance for the purchase of rupees to be used in India (rejected by a recorded vote of 194 ayes to 200 noes, Roll No. 638); and

An amendment that sought to reduce the appropriation for the United Nations Development Program by $6.8 million (rejected by a recorded vote of 189 ayes to 202 noes, Roll No. 639).

Pages 23964–23984

Adjournment: Adjourned at 9:44 p.m.

Committee Meetings

FOREIGN INVESTMENT IN U.S. FARMLAND

Committee on Agriculture: Subcommittee on Family Farms, Rural Development and Special Studies met and approved for full committee action H.R. 13356, Agricultural Foreign Investment Disclosure Act, as amended.

NATIONAL DEVELOPMENT BANK ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued hearings on H.R. 13230, National Development Bank Act. Testimony was heard from Senators McGovern and Javits; and Eamon Kelly, Ford Foundation.

INTERSTATE LAND SALES FULL DISCLOSURE ACT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued hearings on Interstate Land Sales Full Disclosure Act Amendments. Testimony was heard from Toney Anaya, Attorney General, New Mexico; James Bonds, Deputy Attorney General for Nevada; and representatives of National Association of Home Builders; National Association of Realtors; and National American Land Developers Association.

Hearings continue tomorrow.

COMMUNITY CREDIT NEEDS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued hearings on Community Credit Needs. Testimony was heard from representatives of AFL-CIO; Consumer Federation of America; and Public Interest Research Group.

SECOND BUDGET RESOLUTION

Committee on the Budget: Began markup of the second budget resolution for fiscal year 1979, and will resume tomorrow.

DEPARTMENT OF EDUCATION ORGANIZATION ACT

Committee on Government Operations: Subcommittee on Legislation and National Security continued hearings on H.R. 13343, Department of Education Organization Act. Testimony was heard from Representative Ryan and public witnesses.

SUPPLEMENTARY FISCAL ASSISTANCE ACT

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources met and voted to table H.R. 12293, Supplementary Fiscal Assistance Act of 1978.

INTERIOR MISCELLANY

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House the following bills:

H.R. 11168 amended, to provide that the sales of public lands in the town of Red Mountain, San Bernardino County, California, be conducted under the Townsite Act;

S. 2101, amended, to modify the boundary of the White River National Forest in the State of Colorado;

H.R. 9945 amended, to amend the Act creating the Indian Claims Commission to repeal the provision limiting the activities of Commissioners during the two years following their terms of office; and

H.R. 13096 amended, to provide that members of the Sisseton-Wahpeton Sioux Tribe may request the Secretary of the Interior to acquire certain lands, and to provide that the tribe shall have a preference right to purchase certain lands held in trust by the United States for tribal members;

The Committee began but did not complete markup of H.R. 13650, Uranium Mill Tailings Control Act.

HYDROELECTRIC POWERPLANTS

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources met and approved for full committee action H.R. 9333, to authorize the Secretary of the Interior to construct hydroelectric powerplants and various existing water projects.

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations continued hearings on investigation of Korean-American relations. Testimony was heard from representatives of AID; Department of State, and public witnesses.

ARMS TRADE IN WESTERN HEMISPHERE

Committee on International Relations: Subcommittee on Inter-American Affairs held a hearing on arms trade in the Western Hemisphere. Testimony was heard from public witnesses.

CHILD HEALTH ASSURANCE ACT

Committee on Interstate and Foreign Commerce: Began markup of H.R. 13611, Child Health Assurance Act of 1978, and will resume tomorrow.

DRUG REGULATION REFORM ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued markup of Drug Regulation Reform Act, and will resume tomorrow.

COMMUNICATIONS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on H.R. 13015, Communications Act of 1978, with testimony from public witnesses.

Hearings continue tomorrow.

URANIUM MILL TAILINGS LICENSING ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on H.R. 13382, Uranium Mill Tailings Licensing Act of 1978. Testimony was heard from representatives of Nuclear Regulatory Commission; Environmental Protection Agency; Environmental Policy Center; and Atlas Corporation.

DISPUTE RESOLUTION ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice held a hearing on S. 957, Dispute Resolution Act. Testimony was heard from Assistant Attorney General Daniel J. Meador; and public witnesses.

COURT INTERPRETERS ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held a hearing on H.R. 10228, 10129 and S. 1315, legislation to create the Court Interpreters Act. Testimony was heard from representatives of National Association of the Deaf; National Center for Law and the Deaf; Registry of Interpreters for the Deaf, Inc.; and Court Interpreters Association, New York.

PRIVATE IMMIGRATION

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law met and acted on private bills.

TRIS CLAIMS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations began markup of S. 1503, to provide for the payment of losses incurred as a result of the ban on the use of the chemical Tris, and will resume tomorrow.

NATURAL GAME FISH STREAMS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 13277, 13292 and 13443, to provide assistance to States for the preservation of natural game fish streams. Testimony was heard from Department of Interior; California officials; and Indian groups.

PUBLIC WORKS MISCELLANY

Committee on Public Works and Transportation: Met and ordered reported favorably to the House the following bills:

H.R. 13187, amended, to designate the U.S. Post Office and Federal Building in Griffin, Georgia, the "John J. Flynt, Jr. Federal Building";

H.R. 12634, amended, to designate the Social Security Administration District Office Building in Pittsburg, Kansas, as the "Joe Skubitz Federal Building";

H.R. 13514, amended, to name a certain Federal building in Shreveport, Louisiana, the "Joe Waggonner Federal Building";

H.R. 7296, to designate the new Terminal Radar Approach Federal Building in Hempstead, Long Island, New York, as the "Charles A. Lindbergh Federal Building";

H.R. 8812, to name a certain Federal building in Jonesboro, Arkansas, the "E. C. 'Took' Gathings Building";

H.R. 7305, to designate a certain Federal building in Champaign, Illinois, the "William L. Springer Building";

H.R. 13481, to name the post office and Federal Building in Portland, Maine, the "Frederick G. Payne Building";

H.R. 7279, to name the U.S. Customs Court and Federal Office Building at 1 Federal Plaza, New York, N.Y., the "Paul P. Rao United States Customs Court and Federal Office Building";

H.R. 11671, to designate a certain Federal building in Big Stone Gap, Virginia, the "C. Bascom Slemp Building";

H.R. 13597, amended, to authorize the Architect of the Capitol to install solar collectors for furnishing a portion of the energy needs of the Rayburn House Office Building and House Office Building Annex Numbered 2;

Began markup of H.R. 13059, Water Resources Development Act, and will resume tomorrow; and

Approved GPO building project survey report; and El Paso, Texas project survey report.

BIOMEDICAL RESEARCH AMENDMENTS

Committee on Rules: Granted an open rule providing one hour of general debate; waiving sections 401(a) and 402(a) of the Congressional Budget Act of 1974; waiving all points of order against the bill for failure to comply with the provisions of clause 5, Rule XXI and providing that the bill be read for amendment by titles instead of by section on H.R. 12347, Biomedical Research and Research Training Amendments of 1978. Testimony was heard from Representatives Rogers and Carter.

NURSE TRAINING AMENDMENTS

Committee on Rules: Granted an open rule providing one hour of general debate; waiving sections 401(a) and 402(a) of the Congressional Budget Act of 1974; providing that the bill be read for amendment by titles instead of by sections; and providing after passage of H.R. 12303, it shall be in order in the House, section 402(a) of the Congressional Budget Act to the contrary notwithstanding, to take from the Speaker's table the bill S. 2416 and strike out all after the enacting clause of the Senate bill and insert in lieu thereof the provisions contained in H.R. 12303 as passed by the House, Nurse Training Amendments of 1978. Testimony was heard from Representatives Rogers and Carter.

HEALTH SERVICES RESEARCH

Committee on Rules: Granted an open rule providing one hour of general debate; waiving sections 401(a) and 402(a) of the Congressional Budget Act of 1974 and clause 3 of Rule XIII; and waiving all points of order against the bill for failure to comply with the provisions of clause 5, Rule XXI on H.R. 12584, Health Services Research, Health Statistics, and Health Care Technology Act. Testimony was heard from Representatives Rogers and Carter.

NATIONAL WEATHER SERVICE ACT

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather met and approved for full committee action H.R. 8763, National Weather Service Act of 1977.

HOSPITAL NAME

Committee on Veterans' Affairs: Met and ordered reported favorably to the House H.R. 11579, amended, to designate the Veterans' Administration hospital located at 1901 South First Street, Temple, Texas, as the "Olin E. Teague Veterans' Hospital".

2 4 3 0 J A 1 9 / O C 1 4 7

FOREIGN EARNED INCOME ACT

Committee on Ways and Means: Met and ordered reported favorably to the House H.R. 13488, amended, Foreign Earned Income Act of 1978.

Thursday, August 3, 1978

Senate

Chamber Action

Routine Proceedings, pages 24060–24216

Bills Introduced: Four bills and one resolution were introduced, as follows: S3372–3375; and S. Res. 532.

Pages 24154, 24157

Bills Reported: Reports were made as follows:

S. Res. 517, to waive section 303(a) of the Congressional Budget Act with respect to Senate consideration of S. 2600, to extend certain vocational rehabilitation programs and to establish a comprehensive service program for the severely handicapped (S. Rept. 95–1064).

S. Res. 532, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 991, to establish in the Executive Branch of Government a Cabinet level Department of Education (without written report—referred to Committee on the Budget).

Page 24153

Bills Passed:

Military construction appropriations: By 83 yeas to 4 nays, Senate passed H.R. 12927, making appropriations for military construction for fiscal year 1979, after agreeing to committee amendments en bloc and taking action on other amendments proposed thereto, as follows:

Adopted:

(1) Huddleston unprinted amendment No. 1570, to adjust the amounts appropriated in the bill to reflect authorization levels, as agreed by committee on conference; Page 24065

(2) McIntyre unprinted amendment No. 1571, to increase by $1.6 million appropriations for construction at the Portsmouth Naval Shipyard, Kittery, Maine;

Page 24066

Rejected: By 26 yeas to 60 nays, Roth unprinted amendment No. 1572, calling for a two percent overall reduction in funding provided in the bill. Page 24068

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Huddleston, Magnuson, Johnston, Inouye, Sasser, Stevens, Young, and Bellmon. Page 24074

Pages 24063–24074

State, Justice, Commerce appropriations: By 62 yeas to 6 nays, Senate passed H.R. 12934, making appropriations for the Departments of State, Justice, Commerce, the Judiciary, and certain related agencies, after agreeing to committee amendments en bloc and taking action on other proposed amendments, as follows:

Adopted:

(1) Helms unprinted amendment No. 1574, to bar the use of any funds for the UN or any of its specialized agencies to furnish technical assistance; Page 24094

(2) Modified Kennedy unprinted amendment No. 1575, to restore funding for positions in the Criminal Division, Department of Justice, to the level requested by the President, and to authorize additional positions for priority programs (motion to table at first rejected by 36 yeas to 49 nays); Page 24097

(3) By unanimous vote of 79 yeas, Division 1 of Hollings unprinted amendment No. 1577 (to Roth unprinted amendment No. 1576), to reduce funding for several programs provided for in the bill; Page 24121

(4) By 59 yeas to 19 nays, Division 2 of Hollings unprinted amendment No. 1577, to reduce by $150 million appropriations for Economic Development Assistance programs; Page 24125

(5) Roth unprinted amendment No. 1576, as amended (motion to table amendment at first rejected by 21 yeas to 60 nays); Page 24104

(6) Metzenbaum unprinted amendment No. 1578, to bar the use of funds to acquire electronic message-switching equipment by the Department of Justice;

Page 24125

(7) Wallop unprinted amendment No. 1579, to allow expenditure of monies for appointment of special prosecutors by Department of Justice; Page 24133

(8) Curtis unprinted amendment No. 1580, to bar the use of funds to purchase transportation on foreign flag carriers if similar service is available on U.S. flag carriers;

Page 24133

(9) Glenn unprinted amendment No. 1581, to earmark $1 million for anti-arson programs conducted by the Department of Justice; Page 24133

(10) Glenn unprinted amendment No. 1582, to bar the use of funds for the Advisory Committee on the Bureau of the Census; Page 24138

(11) Kennedy unprinted amendment No. 1583, to appropriate an additional $703,000 for international oil investigation being conducted by the Antitrust Division, Department of Justice; Page 24139

(12) Modified Kennedy unprinted amendment No. 1584, appropriating an additional $1.4 million for the Federal Justice Research program and the Office of Management and Finance, Department of Justice;

Page 24140

(13) Modified Mathias amendment No. 3422, appropriating an additional $2,591,000 for additional positions of Agent in the FBI; Page 24141

(14) Dole unprinted amendment No. 1585, expressing the sense of the Senate that the Attorney General parole into the United States 7,500 additional Cambodian refugees in each of Fiscal Years 1979 and 1980. Page 24142

Rejected: Dole unprinted amendment No. 1586, to bar use of funds for salaries or expenses relating to the U.S. Interests Section in Cuba. Page 24146

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Hollings, Magnuson, Eagleton, Inouye, Burdick, Leahy, DeConcini, Bumpers, Weicker, Brooke, Hatfield of Oregon, Stevens, and Young. Page 24152

Pages 24087–24108, 24112–24154

Food Stamp program: Senate passed with committee amendment and cleared for the House S. 3271, to extend the time for reporting to Congress on pilot projects involving public service work for food stamps.

Page 24215

Guam Construction: Senate agreed to the House amendment with an amendment to S. 2821, authorizing funds for grants to the Government of Guam for construction of public facilities. Senate amendment is embodied in Hansen unprinted amendment No. 1573, in the nature of a substitute bill. Pages 24081–24087

Chattahoochee River National Recreation Area: Senate agreed to the House amendment to the Senate amendment to H.R. 8336, to establish the Chattahoochee River National Recreation Area in Georgia, thereby clearing the measure for the President.

Pages 24108–24112

Debate Limitation Agreement: By unanimous consent it was agreed that when (expectedly on Friday, August 4) Senate proceeds to consider H.R. 13467, making supplemental appropriations for fiscal year 1978, time for debate thereon be limited to one hour; one hour each on amendments which may be offered by Senators Bumpers and Laxalt; one and one-half hours on amendmend which may be offered by Senator Chafee; and 30 minutes on any other amendment. Pages 24074–24075

Messages From the House: Page 24153

Amendments Submitted for Printing:

Pages 24157–24159

Communications: Page 24153

Statements on Introduced Bills: Pages 24154–24157

Additional Statements: Pages 24163–24209

Nominations: Senate received the following nominations:

Theodore McMillian, of Missouri, to be U.S. circuit judge for the eighth circuit; and

The following-named persons to be Members of the Board of Directors of the U.S. Railway Association: Stanton P. Sender, of the District of Columbia; Nathaniel Welch, of Georgia; James E. Burke, of New Jersey; and Robert G. Flannery, of California. Page 24216

Record Votes: Seven record votes were taken today.

Pages 24071, 24074, 24104, 24121, 24124, 24125, 24152

Recess: Senate met at 10:45 a.m. and recessed at 9:08 p.m. Page 24216

Committee Meetings

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee approved for full committee consideration with an amendment H.R. 13468, making appropriations for fiscal year 1979 for the District of Columbia Government and making supplemental appropriations for fiscal year 1978 for the District of Columbia Government.

NOMINATION

Committee on Armed Services: Committee ordered favorably reported the following nominations: Stanley R. Resor, of Connecticut, to be Under Secretary of Defense for Policy; Duane Sewell, of California, to be Assistant Secretary of Energy for Defense Programs; James P. Wade, Jr., of Virginia, to be Chairman of the Military Liaison Committee, Department of Energy; and 7,061 routine nominations in the Army, Navy, and Air Force.

Prior to this action, committee held hearings on the nominations of Messrs. Resor, Sewell, and Wade, where the nominees testified and answered questions on their own behalf.

ALASKA NATIONAL LANDS

Committee on Energy and Natural Resources: Committee, in an evening session, continued consideration of the following bills which designate or add certain lands in Alaska to the National Parks, National Wild and Scenic Rivers, and National Wilderness Preservations Systems—S. 499, 1500, 1546, 1787, 2465, 2944, 3016, and H.R. 39.

PUBLIC WORKS—ECONOMIC DEVELOPMENT

Committee on Environment and Public Works: Subcommittee on Regional and Community Development held hearings on S. 3319, authorizing funds for programs under the Public works and Economic Development Act for fiscal year 1979, receiving testimony from Robert T. Hall, Assistant Secretary of Commerce for Economic Development.

Subcommittee recessed subject to call.

TAXATION AND MEDICARE

Committee on Finance: Committee ordered favorably reported with an amendment in the nature of a substi-

tute H.R. 12050, to provide a Federal income tax credit for tuition.

Also, committee agreed to an amendment to H.R. 5285, to clarify the tariff treatment of film strips, sheets, and plates of certain plastics and rubber, to incorporate therein the proposed Medicare-Medicaid Administrative and Reimbursement Reform Act.

NURSING HOME CARE

Committee on Governmental Affairs: Subcommittee on Federal Spending Practices and Open Government continued hearings to examine the quality of care in nursing homes. Witnesses heard were Dr. Michael McGarvey, New York State Office of Health Systems Management, Albany; Robert Lipitz, David Crowley, and Laurence Lane, all of the American Association of Homes for the Aging, Washington, D.C.; Jack McDonald, National Council of Health Care Services, Washington, D.C.; Toby Edelman, National Senior Citizen's Law Center, Washington, D.C.; and William R. Hutton, National Council of Senior Citizens, Washington, D.C.

Hearings were recessed subject to call.

ORGANIZED CRIME ACTIVITIES

Committee on Governmental Affairs: Permanent Subcommittee on Investigations continued hearings on organized crime activities in South Florida, receiving further testimony on loansharking, arson, and narcotics trafficking from Gary Bowdach, New York City.

Subcommittee will meet again on Wednesday, August 9.

EQUAL RIGHTS AMENDMENT

Committee on the Judiciary: Subcommittee on the Constitution continued hearings on S.J. Res. 134, to extend for an additional seven years the deadline for ratifying the ERA, receiving testimony from Senator Kennedy; Representative Railsback; former Senator Sam Ervin, Jr., Morgantown, North Carolina; Ronald Rotunda, University of Illinois, Urbana; Laurence Tribe, Harvard University, Cambridge; and Ruth Bader Ginsburg, Columbia University, New York City.

Hearings continue tomorrow.

THERAPEUTIC COMMUNITIES

Committee on the Judiciary: Subcommittee on Penitentiaries and Corrections continued hearings on S. 3227, to establish, on a demonstration basis, group therapy programs in ten Federal penitentiaries. Witnesses heard were Dr. Theodore Harrison, Pardeeville, Wisconsin; Dr. Daryll Shutt, Tucson; and Theodore Long, Erhard Seminars Training, San Francisco.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Select Committee on Ethics: Committee met in closed session, following which it announced it agreed to a proposal of the Korean Government to submit questions in writing to former Ambassador Kim.

In open session, committee took the following actions:

(1) Clarified the use of letterhead in fund raising campaigns so as to permit a Senator to lend his name and title to an outside organization, but not the name of the U.S. Senate; and

(2) Ruled that a Member may not accept as a gift weekend use of an apartment owned by a "prohibited source" (as defined in the Senate Code of Ethics) unless the total value of such gift is less than $100. In determining the value of the gift of lodging, a Member may not divide the total cost by the number of his family members using the lodging.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Committee resumed hearings on S. 2525, to improve the intelligence systems of the U.S. by establishing a statutory basis for U.S. intelligence gathering activities, receiving testimony from Admiral Elmo Zumwalt (USN Ret.), Milwaukee; General Russell Dougherty (USAF Ret.), Arlington, Virginia; and General Samuel Wilson (USA Ret.), Rice, Virginia.

Hearings were recessed subject to call.

VISION IMPAIRMENT

Special Committee on Aging: Committee held hearings on vision impairment problems of older Americans, and on aspects of S. 3038, to provide payment for lenses prescribed to improve the eyesight of individuals with severely limited vision (pending before Finance Committee). Witnesses heard were Dr. August Colenbrander, Pacific Medical Center, San Francisco; Gerald R. Friedman, Retina Associates, Boston; Douglas E. Inkster, New York Infirmary Center for Independent Living, New York City; and Donald H. Wedewer, Florida State Division of Blind Services, Tallahassee.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 17 public bills, H.R. 13722–13738; 1 private bill, H.R. 13739; and 2 resolutions, H.J. Res. 1105, and H. Con. Res. 679 were introduced. Pages 24284–24285

Bills Reported: Reports were filed as follows:

H.R. 5523, to provide for the disposition of funds appropriated to pay a judgment in favor of the Cowlitz Tribe of Indians in Indian Claims Commission docket numbered 218, amended (H. Rept. 95–1427); and

H.R. 11451; 10029, amended; 4530, amended; 7604; 7419, amended; S. 1335; 405 H.R. 6664, amended and 7550, amended; all private bills (H. Repts. 95–1428 to 1436, respectively). Page 24284

Journal: By a yea-and-nay vote of 362 yeas to 14 nays with 1 voting "present", Roll No. 641, the House approved the Journal of Wednesday, August 2. Page 24216

Late Report: Committee on Ways and Means received permission to file a report by midnight Friday, August 4, on H.R. 13511, to amend the Internal Revenue Code of 1954 to reduce income taxes. Page 24217

Joint Referral: H.R. 13446, to amend the Internal Revenue Code of 1954 and the Employee Retirement Income Security Act of 1974 to permit assignments or alienations of rights under pension plans which are pursuant to certain court orders, initially referred to the Committee on Ways and Means, was jointly referred to the Committee on Education and Labor. Page 24217

Foreign Assistance Appropriations: House continued consideration of H.R. 12931, making appropriations for Foreign Assistance and related programs for the fiscal year ending September 30, 1979; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Friday, August 4.

Agreed To:

An amendment that exempts Ugandan graduate students completing their studies at United States institutions from the prohibition on direct assistance to Uganda;

An amendment that permits use of funds for the completion of training of Angolan students who started training prior to fiscal year 1978; and

An amendment that reduces total appropriations not required by law for Foreign Assistance Act activities by 2 percent, except for economic support funds for Israel, Egypt, and Jordan (agreed to by a recorded vote of 293 ayes to 52 noes with 1 voting "present", Roll No. 646).

Rejected the two following amendments to the preceding amendment:

An amendment that sought to exempt the following appropriations from the 2 percent reduction: Development assistance for agriculture, rural development and nutrition, population, health, education, and American schools and hospitals abroad; refugee assistance; disaster assistance; and activities, programs and projects for direct assistance in the Middle East and Africa (rejected by a division vote of 14 ayes to 51 noes); and

An amendment in the nature of a substitute, as amended, that sought to reduce appropriations by 8 percent, except for appropriations for the programs described in the preceding amendment and appropriations for International narcotics control.

A point of order was sustained against language appropriating $73,900 for entertainment expenses relating to the Military Assistance Program, International Military Education and Training, and Foreign Credit Sales.

Rejected:

An amendment that sought to reduce military assistance appropriations for the Philippines by $5 million (rejected by a recorded vote of 142 ayes to 264 noes, Roll No. 642);

An amendment that sought to strike the appropriation for military education and training assistance to Afghanistan (rejected by a recorded vote of 152 ayes to 236 noes, Roll No. 643);

An amendment that sought to reduce appropriations for military education and training by $13.2 million;

An amendment that sought to prohibit use of funds to provide indirect aid to Uganda, Cambodia, Laos, or the Socialist Republic of Vietnam (rejected by a recorded vote of 198 ayes to 203 noes, Roll No. 645);

An amendment to the previous amendment that sought to also prohibit indirect aid to Chile, Argentina, Uruguay, Korea, Nicaragua, Indonesia, and the Philippines (rejected by a recorded vote of 41 ayes to 360 noes, Roll No. 644). A point of order against this amendment was overruled; and agreed to a motion to limit debate on the two preceding amendments (agreed to by a division vote of 35 ayes to 8 noes);

A motion that the Committee of the Whole rise and report the bill back to the House with the recommendation that the enacting clause be stricken;

An amendment that sought to permit aid to Uganda, Cambodia, and Laos if such assistance would directly benefit needy people (rejected by a division vote of 12 ayes to 33 noes). A point of order against this amendment was overruled;

An amendment that sought to prohibit use of funds for AID entertainment expenses (rejected by a division vote of 16 ayes to 25 noes);

An amendment that sought to prohibit use of funds to finance direct aid to Mozambique or Angola;

An amendment, as amended, that sought to permit assistance to Mozambique and Angola if such aid would directly benefit needy people (rejected by a division vote of 19 ayes to 24 noes); and

A substitute to the preceding amendment that sought to limit the assistance to food and medical supplies.

Page 24218–24266

Subcommittee To Sit: Subcommittee on Oversight and Investigations of the Committee on Interstate and Foreign Commerce received permission to sit during proceedings of the House under the 5-minute rule on Friday, August 4. Page 24266

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 24283

Adjournment: Adjourned at 7:30 p.m.

Committee Meetings

SUGAR STABILIZATION ACT

Committee on Agriculture: Continued but did not complete markup of the Sugar Stabilization bill, and

directed the staff to produce a clean bill, which the Committee will consider on Tuesday, August 8.

INTEREST RATES ON PRICE SUPPORT LOANS FOR UPLAND COTTON

Committee on Agriculture: Subcommittee on Cotton met and approved for full committee action H.R. 13675, to insure that interest rates on price support loans for upland cotton are not less favorable to producers than the interest rates for such loans on other commodities.

NAVY CONTRACTS WITH GENERAL DYNAMICS CORPORATION

Committee on Armed Services: Held an executive hearing on the Navy proposal to modify the SSN-688 contracts with the General Dynamics Corporation. Testimony was heard from Representative Dodd; Secretary of the Navy Claytor; Assistant Secretary of the Navy Hidalgo; and Jerome H. Stolarow, Director, Procurement and Systems Acquisition Division, GAO.

COMMITTEE BUSINESS

Select Committee on Assassinations: Met in executive session on committee business.

INTERSTATE LAND SALES FULL DISCLOSURE ACT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued hearings on Interstate Land Sales Full Disclosure Act Amendments. Testimony was heard from Patricia Worthy, HUD; Edward Steinman, Federal Trade Commission; and State officials from California and Florida.

COMMUNITY CREDIT NEEDS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued hearings on community credit needs. Testimony was heard from representatives of savings and loan associations; and National Association of Realtors.

SECOND BUDGET RESOLUTION

Committee on the Budget: Concluded markup and ordered reported favorably to the House the second budget resolution for fiscal year 1979.

COMMITTEE BUSINESS

Committee on Government Operations: Subcommittee on Government Information and Individual Rights met for consideration of subcommittee reports but took no action; and will resume consideration tomorrow.

HEW ADMINISTRATION OF STUDENT FINANCIAL ASSISTANCE PROGRAMS

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued hearings on administration of student financial assistance programs by HEW. Testimony was heard from officials of the Department of Health, Education and Welfare; and Office of Education.

REORGANIZATION PLAN NO. 2—DEPARTMENT OF EDUCATION ORGANIZATION ACT

Committee on Government Operations: Subcommittee on Legislation and National Security met and ordered reported to the House H. Res. 1242 with the recommendation that it do not pass, to disapprove Reorganization Plan No. 3, to improve Federal emergency management and assistance; and

Began but did not complete markup of H.R. 13343, Department of Education Organization Act.

PAYMENTS IN LIEU OF TAXES

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held a hearing on S. 74 and related House measures, payments in lieu of taxes. Testimony was heard from Senator Bumpers; Representative Robinson; Sebastian County, Arkansas, Judge Glenn Thames; Arnold Petty, Department of the Interior; and Jim Evans, National Association of Counties.

PORT SAFETY AND TANKER VESSEL SAFETY ACT

Committee on International Relations: Met and ordered reported favorably to the House H.R. 13311 amended, Port Safety and Tanker Vessel Safety Act of 1978.

UNDOCUMENTED WORKERS

Committee on International Relations: Subcommittee on Inter-American Affairs continued hearings on undocumented workers with testimony from public witnesses.

WESTERN EUROPE IN 1978

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on Western Europe in 1978: Political trends in and U.S. policy toward France and Italy. Testimony was heard from public witnesses.

INTERNATIONAL PETROLEUM EXPOSITION—CLAYTON ACT AMENDMENTS

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on H.J. Res. 923. authorizing the President to invite the States of the Union and foreign nations to participate in the International Petroleum Exposition to be held at Tulsa, Oklahoma, from September 10 through September 13, 1979; and

H.R. 11942, Clayton Act Amendments of 1978. Testimony was heard from Representative Jones of Oklahoma; Lee R. Marks, Deputy Legal Advisor, Department of State; and Deputy Assistant Attorney General Ky P. Ewing, Jr., Department of Justice.

CHILD HEALTH ASSURANCE ACT

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House H.R. 13611, Child Health Assurance Act of 1978.

DRUG REGULATION REFORM ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued markup of the Drug Regulation Reform Act of 1978, and will resume on Monday, August 7.

COMMUNICATIONS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on H.R. 13015, Communications Act of 1978. Testimony was heard from John Shenefield, Assistant Attorney General; and public witnesses.

IMMIGRATION AND NATURALIZATION SERVICE

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law held an oversight hearing on the Immigration and Naturalization Service. Testimony was heard from David Crosland, General Counsel, Immigration and Naturalization Service.

DISPUTE RESOLUTION ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice began but did not complete markup of S. 957, Dispute Resolution Act.

WATER RESOURCES DEVELOPMENT ACT

Committee on Public Works and Transportation: Met and ordered reported favorably to the House H.R. 13059 amended, Water Resources Development Act of 1978.

ETHICS IN GOVERNMENT ACT

Committee on Rules: Held a hearing but took no action on H.R. 1, Ethics in Government Act. Testimony was heard from Representatives Danielson, Stratton, Preyer, Beard of Tennessee, and Wiggins. The Committee will further consider the bill on Thursday, August 10.

ERA EXTENSION

Committee on Rules: Granted an open rule providing two hours of general debate on H.J. Res. 638, Equal rights extension. Testimony was heard from Representatives Edwards of California, Holtzman, Volkmer, McClory, Butler, Railsback, Wiggins, Fish, and Kindness. Statements for the record were submitted by Representatives Edwards of California, Holtzman, and McClory.

MAGNETOHYDRODYNAMICS

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy Research, Development and Demonstration held a hearing on magnetohydrodynamics. Testimony was heard from George R. Seike, NASA; George Fumich, Jr., Program Director for Fossil Energy, Department of Energy, and public witnesses.

KOREAN INVESTIGATION

Committee on Standards of Official Conduct: Met and announced an agreement with South Korea for factual information from former Ambassador Kim Dong Jo.

Joint Committee Meetings

AMTRAK AUTHORIZATIONS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 3040, to authorize funds for the National Railroad Passenger Corporation for fiscal year 1979, and calling for a review of the Amtrak route system.

CUSTOMS REFORM

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 8149, proposed Customs Procedural and Simplification Act of 1978, but did not complete action thereon and will meet again on Monday, August 7.

FOREIGN RELATIONS AUTHORIZATIONS

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 12598, authorizing funds for the Department of State, the International Communications Agency, and the Board for International Broadcasting, but did not complete action thereon and will meet again on Monday, August 7.

Friday, August 4, 1978

Senate

Chamber Action

Routine Proceedings, pages 24315–24434

Bills Introduced: Four bills and two resolutions were introduced, as follows: S. 3376–3379; and S. Res. 533–534.

Pages 24376, 24412–24413, 24415–24416

Bills Reported: Reports were made as follows:

H.R. 3946, relating to the suspension of duty on wool,

and to provide a refundable tax credit for educational expenses, reported adversely, together with additional and minority views (S. Rept. 95-1065).

H.R. 12050, to provide a Federal income tax credit for tuition, with an amendment (S. Rept. 95-1066). Page 24412

Bills Passed:

District of Columbia Redevelopment Land Agency: Senate passed without amendment and cleared for the House S. 3119, to transfer certain real property of the United States to the District of Columbia Redevelopment Land Agency. Page 24318

Audit of District of Columbia Government: Senate passed with committee amendment and cleared for the House S. 3120, to give the Temporary Commission on Financial Oversight greater flexibility of contractual authority so as to facilitate an audit of the District of Columbia Government. Pages 24318–24320

Livestock sales: Senate passed with committee amendment and cleared for the House S. 3272, to allow firms selling livestock to base charges for sales on a percentage of the gross sales price of the livestock as well as a per head charge. Page 24320

Consumer Product Safety Act: Senate passed and cleared for the House S. 2796, to authorize funds through fiscal year 1981 to implement programs administered under the Consumer Product Safety Act, after agreeing to committee amendments en bloc and two other amendments proposed thereto, as follows:

(1) Ford unprinted amendment No. 1597, to provide for consultation by the Consumer Product Safety Commission with such parties as necessary prior to development of a consumer product safety standard, and to delete the provision for funding of outside participation in developing a safety standard when the Commission chooses not to use the offeror process; and Page 24363

(2) Schmitt unprinted amendment No. 1598, to require the Commission to make a study of all of its past rules with a view to modernizing and simplifying such rules. Page 24363

Pages 24361–24366

Senate Ethics: Senate agreed to S. Res. 533, to make certain technical amendments to S. Res. 110 (to establish a code of official conduct for Members and employees of the Senate) by allowing GAO to retain confidential financial disclosure filings for a period of seven years. Page 24376

Taxation of fringe benefits: Senate reconsidered its action of August 2 when it passed H.R. 12841, to prohibit the issuance of regulations on the taxation of fringe benefits, agreed to Melcher unprinted amendment No. 3261, to include negotiated subsistence allowances under section 3 of the bill, which excludes statutory subsistence allowance to State police officers from gross income for income tax purposes, and again passed the bill, thereby clearing it for further action of the House. Pages 24433–24434

Military Procurement Authorizations: Senate agreed to the conference report on H.R. 10929, authorizing funds for military procurement for fiscal year 1979, thereby clearing the measure for the President. Pages 24432–24433

Fishery Conservation: Senate agreed to the House amendment to the Senate amendment with an amendment to H.R. 10732, authorizing funds for fiscal year 1979 to carry out programs administered under the Fishery Conservation and Management Act. Senate amendment is embodied in Stevens unprinted amendment No. 1588, in the nature of a substitute bill. Pages 24315–24317

International Security Assistance: Senate disagreed to the House amendments to S. 3075, authorizing funds for international security assistance programs for fiscal year 1979, agreed to conference with the House, and appointed as conferees Senators Sparkman, Church, Clark, Biden, McGovern, Case, Javits, Percy, and Baker. Pages 24371–24374

FEC Authorization: Senate disagreed to the House amendment to S. 3025, to authorize funds for the Federal Election Commission for fiscal year 1979, requested conference with the House, and appointed as conferees Senators Pell, Clark, and Griffin. Page 24433

Second Supplemental Appropriations: Senate considered and reached third reading on H.R. 13467, making supplemental appropriations for fiscal year 1978, after agreeing to committee amendments en bloc and taking action on other amendments proposed thereto, as follows:

Adopted:

(1) Bumpers unprinted amendment No. 1590, appropriating $8.2 million for influenza vaccination (motion to table at first rejected by 30 yeas to 47 nays); Page 24342

(2) By 65 yeas to 13 nays, modified Magnuson unprinted amendment No. 1591, appropriating an additional $54.8 million for construction of the New Senate Office Building, and setting a ceiling for construction on such building at $135 million; Page 24348

(3) Magnuson (for Inouye) unprinted amendment No. 1592, appropriating $2.9 million for expansion of the Rehabilitation Hospital of the Pacific; Page 24351

(4) Magnuson unprinted amendment No. 1593, appropriating $8.5 million for construction of access roads to defense facilities in the State of Washington; Page 24351

(5) Leahy unprinted amendment No. 1594, appropriating an additional $6 million for operational and planning and development grants by the Office of Rural Health; Page 24351

(6) Schweiker unprinted amendment No. 1596, to restore $2,265,000 for the Peace Corps to provide additional skills and language training; and Page 24358

Rejected: Chafee unprinted amendment No. 1589, to rescind $54 million appropriated for construction of the Hart Senate Office Building (tabled by 45 yeas to 29 nays). Page 24328

Vote on question of passage of this bill will occur at 3:30 p.m. on Monday, August 7. Page 24360

Pages 24321–24360

Legislative Appropriations: Senate considered and reached third reading on H.R. 12935, making appropriations for the legislative branch for fiscal year 1979, after agreeing to all committee amendments en bloc, except for that amendment which provided for an overall five percent reduction in funding, and agreed to four other proposed amendments, as follows:

(1) By unanimous vote of 72 yeas, committee amendment to provide for an overall five percent reduction in funding in the bill; Page 24371

(2) Durkin unprinted amendment No. 1599, to allow payment of per diem and travel expenses incident to visiting the service academies; Page 27374

(3) Sasser unprinted amendment No. 1600, to provide that sets of the bound Congressional Record be distributed to Members of the Congress only when requests for such distribution are made in writing; and Page 24374

(4) Roth unprinted amendment No. 1601, to provide that the five percent reduction, called for by committee amendment, be applied without exception. Page 24377

Senate will vote on question of passage of this bill on Monday, August 7, 10 minutes after vote on H.R. 13467, supplemental appropriations bill. Page 24378

Pages 24366–24371, 24374–24378

HUD Appropriations: Senate considered H.R. 12936, making appropriations for the Department of Housing and Urban Development and certain independent agencies for fiscal year 1979, agreeing to all committee amendments en bloc, and the bill, as thus amended, will be considered as original text for purpose of further amendment. Senate considered and/or took action on other amendments proposed to this bill, as follows:

(1) Considered Morgan amendment No. 3429, to increase from $7.045 million to $17 million appropriations for registration under the Selective Service Act, on which amendment the yeas and nays are ordered; Page 24380

(2) Considered Ford unprinted amendment No. 1602, to increase from $40 million to $42.5 million funding for Consumer Product Safety Commission; and Page 24387

(3) Agreed to Cranston amendment No. 3430, to delete requirement that veterans' education loans be limited to students attending schools where tuition and fees are $700 a year or more. Page 24390

Senate will resume consideration of this bill on Monday, August 7. Pages 24378–24412

Presidential Message: Senate received message from the President transmitting the 27th Annual Report of the National Science Foundation, covering fiscal year 1977—referred jointly to Committees on Human Resources and Commerce, Science, and Transportation (PM-206). Page 24412

Consideration of Agriculture Appropriations: By unanimous consent majority leader is authorized to call up at any time beginning on Monday, August 7, H.R. 13125, making appropriations for the Department of Agriculture for fiscal year 1979. Page 24321

Debate Limitation Agreement: By unanimous consent it was agreed that when (but not before 1:30 p.m. on Monday, August 7) Senate considers H.R. 12028, to improve housing programs of the Veterans' Administration, debate thereon be limited to one hour, with 30 minutes on amendments. Page 24388

Messages From the House: Page 24412

Amendments Submitted for Printing: Page 24416

Statements on Introduced Bills: Pages 24413–24415

Additional Statements: Pages 24417–24432

Record Votes: Four record votes were taken today.

Pages 24341, 24348, 24350, 24371

Recess: Senate met at 9:30 a.m. and recessed at 6:31 p.m. Page 24434

Committee Meetings

APPROPRIATIONS—EDUCATIONAL EXPENSES

Committee on Appropriations: Committee reported adversely H.R. 3946, relating to the suspension of duty on wool, and to provide a refundable tax credit for educational expenses.

BASE REALIGNMENTS

Committee on Armed Services: Subcommittee on Military Construction and Stockpiles held hearings to examine Department of Defense policy on military base realignments, receiving testimony from Dr. John White, Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics; Antonia Chayes, Assistant Secretary of the Air Force for Manpower, Reserve Affairs and Installations; Alan Gibbs, Assistant Secretary of the Army for Installations and Logistics; and Edward Hidalgo, Assistant Secretary of the Navy for Manpower, Reserve Affairs, Installations and Logistics.

Subcommittee recessed subject to call.

2430 JA 19/OC 14 7

OMNIBUS PARKS LEGISLATION

Committee on Energy and Natural Resources: Subcommittee on Parks and Recreation continued hearings on H.R. 12536, to provide for increases in authorization ceilings, development ceilings, land acquisition, and boundary changes in certain Federal park and recreation areas, receiving testimony from Senators Case, Javits, and Williams; Representatives Florio, Forsythe, Hughes, and Downey; David Hales, Deputy Assistant Secretary for Fish, Wildlife, and Parks, and Ira Hutchinson, National Park Service, both of the Department of the Interior; Mayor Henry L. Marsh of Richmond, Virginia; Larry Crain, Louisiana State Secretary of Culture, Recreation, and Tourism, Baton Rouge; Betty Wilson, New Jersey State Department of Environmental Protection, Trenton; Dr. David E. Fairbrothers, Rutgers, the State University of New Jersey, New Brunswick; Elmer Rowley, New Jersey Pine Barrons Coalition; David Roy, Honokohau Study Advisory Commission, Kailui-Kona, Hawaii; Carole Chambers, Mid-Fire Island Preservation Association; James Cashel, Fire Island Pines Property Owners' Association, Inc.; Walter Reish, Fire Island National Seashore Advisory Board; George Biderman, Fire Island Association; Peter H. Cohalan, Town of Islip; Cathy Smith, Friends of the Earth, Washington, D.C.; Linda Billings, Sierra Club, Washington, D.C.; and Carol Barrett and Diane Graves, New Jersey Chapter, Sierra Club.

Hearings were recessed subject to call.

BUILDING PROSPECTUSES

Committee on Environment and Public Works: Committee held hearings on two public building prospectuses, as follows:

New York City—Old Bowling Green Customhouse, receiving testimony from Jay Solomon, Administrator, and Loy Shipp, Assistant Commissioner for Space Management, both of the General Services Administration; and Brendan Gill, New York City Landmarks Conservancy, Inc.; and

West Los Angeles, California—FBI Parking Facility, receiving testimony from Messrs. Solomon, Shipp, and Robert Olson, Special Agent, Federal Bureau of Investigation, Department of Justice.

Hearings continue on Thursday, August 10.

BANKRUPTCY REFORM

Committee on Finance: Subcommittee on Taxation and Debt Management held hearings on those sections of S. 2266, the proposed Bankruptcy Reform Act, which relate to taxation and the collection of taxes, receiving testimony from Daniel I. Halperin, Deputy Assistant Secretary of the Treasury; and Charles P. Normandin, National Bankruptcy Conference, Washington, D.C.

Committee will meet on Tuesday, August 8, to consider this matter and other committee business.

GOVERNMENT IN THE SUNSHINE

Committee on Governmental Affairs: Subcommittee on Federal Spending Practices and Open Government held hearings on the Government in the Sunshine Act (Public Law 94-409). Witnesses heard were G. William Miller, Chairman, Board of Governors of the Federal Reserve System; Joseph M. Hendrie, Chairman, Nuclear Regulatory Commission; Harold M. Williams, Chairman, Securities and Exchange Commission; and Mark Cymrot, accompanied by Ellen Broadman, Consumers Union, Washington, D.C.

Hearings were recessed subject to call.

EQUAL RIGHTS AMENDMENT

Committee on the Judiciary: Subcommittee on the Constitution concluded hearings on S.J. Res. 134, to extend for an additional seven years the deadline for ratifying the ERA, after receiving testimony from Reverend Joan Martin, National Council of Churches, New York City; Sonia Johnson, Mormons for the ERA, Sterling, Virginia; Judith Hertz. National Association of Temple Sisterhoods, New York City; Father William Callaghan, Priests for Equality, Mt. Rainier, Maryland; Admiral Thomas H. Moore (USN Ret.), Association of Naval Aviation, Washington, D.C.; Jane O'Grady, AFL-CIO, Washington, D.C.; Winifred Trabeaux, Catholic Daughters of America, Plaquemine, Louisiana; David Merzel, Union of Orthodox Jewish Congregations of America, New York City; Dr. Charles Stanley, First Baptist Church, Atlanta, Georgia; Mildred Jeffrey, National Women's Political Caucus, Washington, D.C.; Dorothy Height, National Council of Negro Women, New York City; and Connie Campanella, Young Americans for Freedom, Washington, D.C.

House of Representatives

Chamber Action

Bills Introduced: 12 public bills, H.R. 13740-13751; and 4 resolutions, H. Res. 1293-1296 were introduced.

Pages 24497-24498

Bills Reported: Reports were filed as follows:

H. Res. 1293, providing for the consideration of H.R. 8729, Airport and Aircraft Noise Reduction Act (H. Rept. 95-1437);

H. Res. 1294, providing for the consideration of H.R. 12452, to extend and amend the Comprehensive Employment and Training Act of 1973 (H. Rept. 95-1438);

H. Res. 1295, providing for the consideration of H.J. Res. 638, extending the deadline for the ratification of the equal rights amendment (H. Rept. 95-1439);

H.R. 1446; 2665, amended; 8927; 9352; and 6911; all private bills (H. Repts. 95-1440 to 1444, respectively);

H.R. 13511, to amend the Internal Revenue Code of 1954 to reduce taxes, amended (H. Rept. 95-1445).

Page 24497

Foreign Assistance Appropriations: House continued consideration of H.R. 12931, making appropriations for Foreign Assistance and related programs for the fiscal year ending September 30, 1979; but came to no resolution thereon. Proceedings under the 5-minute rule will continue at a later date.

By a yea-and-nay vote of 272 yeas to 7 nays with 1 voting "present", Roll No. 647, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

An amendment, as amended by a substitute, that reduces Foreign Military Credit Sales appropriations by $12.6 million, and that provides that not more than $2.5 million of the appropriations shall be available for Lebanon and not more than $8.5 million shall be available for Jordan (agreed to by a recorded vote of 300 ayes to 29 noes, Roll No. 648); and

An amendment that prohibits use of Peace Corps funds to pay for abortions (agreed to by a division vote of 60 ayes to 8 noes).

A point of order was sustained against an amendment that sought to prohibit use of international narcotics control funds for eradication of marihuana through the use of paraquat, unless it is used with another substance which will effectively warn potential users.

Pages 24436-24443

DOD Authorization: By a voice vote, the House agreed to the conference report on H.R. 10929, Department of Defense Appropriation Authorization Act for fiscal year 1979—clearing the measure for Senate action.

Pages 24443-24448

Presidential Message—National Science Foundation: Received and read a message from the President wherein he transmits to Congress the 27th annual report of the National Science Foundation covering fiscal year 1977—referred to the Committee on Science and Technology.

Page 24449

Insular Areas Authorization: House cleared for the President S. 2821, to authorize $8,868,000 for grants to the government of Guam for construction of public facilities; by agreeing to the Senate amendment to the House amendments thereto.

Pages 24449-24454

DOD Appropriations: House completed all general debate and began reading for amendment on H.R. 13635, making appropriations for the Department of Defense for the fiscal year ending September 30, 1979; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Monday, August 7.

H. Res. 1291, the rule waiving certain points of order against the bill, was agreed to earlier by a yea-and-nay vote of 330 yeas to 7 nays (Roll No. 649).

Pages 24454-24473

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of August 9.

Page 24473

Referrals: Four Senate-passed measures were referred to the appropriate House committees.

Pages 24496-24497

Adjournment: Adjourned at 1:58 p.m.

Committee Meetings

INTEREST ON RESERVES

Committee on Banking, Finance and Urban Affairs: Continued hearings on the payment of interest on reserves with testimony from FDIC Chairman George LeMaistre, and public witnesses.

COMMITTEE BUSINESS

Committee on Government Operations: Subcommittee on Government Information and Individual Rights met and approved for full committee action the following reports:

Search Warrants and News Media: Effects of the *Stanford Daily* Decisions; and

Justice Department Internal Investigation Policies.

URANIUM MILL TAILINGS CONTROL ACT

Committee on Interior and Insular Affairs: Continued but did not complete action on H.R. 13650, Uranium Mill Tailings Control Act of 1978.

MIDDLE EAST—SALT BRIEFING

Committee on International Relations: Met for briefing by Secretary of State Vance on the Middle East; SALT, and other matters of interest to the Committee.

HUMAN IN-VITRO FERTILIZATION COMMISSION FOR STUDY OF ETHICAL PROBLEMS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment held hearings on Human in-Vitro Fertilization with testimony from NIH and Public witnesses; and

Held a hearing on H.R. 13662, to establish the President's Commission for the Study of Ethical Problems in Medicine and Biomedical and Behavioral Research. Testimony was heard from Senator Kennedy; HEW and public witnesses.

USE OF HUMAN CADAVERS IN VEHICLE CRASH TESTING

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations held a hearing on the use of human cadavers in vehicle crash testing. Testimony was heard from Joan Claybrook, Administrator, National Highway Traffic Safety Administration; and Dr. Albert King, Wayne State University, Detroit, Michigan.

TRIS CLAIMS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued markup of S. 1503, to provide for the payment of losses incurred as a result of the ban on the use of the chemical Tris, but took no final action.

DUCK STAMP AMENDMENTS—ANADROMOUS FISH CONSERVATION ACT AMENDMENTS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 13392 and S. 415, to amend the Anadromous Fish Conservation Act to include fish in Lake Champlain. Testimony was heard from officials of Department of Interior; and Representative Jeffords.

Following the hearing, the subcommittee approved for full committee action H.R. 13392 amended (title above) and

H.R. 13372 amended, to increase the price of migratory-bird hunting and conservation stamps and to suspend the hunting of migratory birds in any State in which there has been a failure to approve an acquisition of wetlands.

Joint Committee Meeting

EMPLOYMENT-UNEMPLOYMENT

Joint Economic Committee: Committee held hearings to receive testimony on the employment-unemployment situation for July, receiving testimony from Robert Stein, Assistant Commissioner of Labor Statistics, Department of Labor.

Hearings were recessed subject to call.

Monday, August 7, 1978

Senate

Chamber Action

Routine Proceedings, pages 24557–24676

Bills Introduced: Three bills and one resolution were introduced, as follows: S. 3380–3382; and S. Res. 535.

Pages 24649–24650

Bills Reported: Reports were made as follows:

S. Res. 524, to waive section 303(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 3946, relating to the suspension of duty on wool, and to provide a refundable tax credit for educational expenses, reported adversely (S. Rept. 95–1067).

S. Res. 525, disapproving the proposed deferral of Department of the Interior budget authority for the Garrison diversion unit, Pick-Sloan Missouri Basin program, Bureau of Reclamation, as set forth in the President's message of May 12, 1978 (S. Rept. 95–1068).

H.R. 12928, making appropriations for fiscal year 1979 for public works, water and power development, and energy research, with amendments (S. Rept. 95–1069).

Page 24649

Bills Passed:

Livestock slaughtering: Senate passed with committee amendment and cleared for the House S. 3092, to prohibit the inhumane slaughtering of livestock within the United States and the importation of any meat or meat products unless such livestock are slaughtered in a humane manner. Pages 24579–24580

Budget Act waiver: Senate agreed to S. Res. 517, to waive section 303(a) of the Congressional Budget Act with respect to Senate consideration of S. 2600, to extend certain vocational rehabilitation programs and to establish a comprehensive service program for the severely handicapped. Page 24579

Death of Pope Paul: Senate agreed to S. Res. 535, expressing profound sorrow of the Senate on the announcement of the death of Pope Paul VI.

Pages 24622–24623

Veterans' disability compensation: Senate passed H.R. 11886, to increase rates of compensation paid to disabled veterans and their survivors, after striking all after the enacting clause and inserting in lieu thereof text of Senate companion bill, S. 2828, as reported.

S. 2828 was then indefinitely postponed.

Pages 24558–24578

Veterans' housing: Senate passed H.R. 12028, to improve certain housing programs administered by the Veterans' Administration, after agreeing to committee amendment and to two other proposed amendments, as follows:

(1) Cranston amendment No. 3434, liberalizing authority of VA Administrator to carry out veterans' education loan program; and Page 24615

(2) Hansen unprinted amendment No. 1607, to provide a program to assist States in establishing and maintaining veterans' cemeteries. Page 24618

Pages 24606–24622

Maritime satellite telecommunications: Senate passed with committee amendment for return to the House H.R. 11209, to establish ownership, operation, and governmental oversight and regulation of international maritime satellite telecommunications services.

Pages 24624–24626

HUD appropriations: By 80 yeas to 6 nays, Senate passed H.R. 12936, making appropriations for the Department of Housing and Urban Development and certain independent agencies for fiscal year 1979, after taking action on additional amendments proposed thereto, as follows:

Adopted:

(1) Javits unprinted amendment No. 1609, stating the sense of the Congress favoring Federal financial assistance to clean up water pollution in Love Canal, Niagara Falls, New York; Page 24630

(2) By 46 yeas to 42 nays, Dole unprinted amendment No. 1610, to increase from $7.045 million to $9.5 million appropriations for registration under the Selective Service Act; Page 24636

(3) By 45 yeas to 42 nays, on reconsideration, Proxmire unprinted amendment No. 1604, reducing, by a total of $810.2 million, funding for certain programs within Department of HUD, the EPA, NASA, and NSF (prior to its adoption, Senate, by 49 yeas to 39 nays, tabled motion to reconsider vote by which amendment, on reconsideration, was agreed to; and by 47 yeas to 41 nays, reconsidered vote by which the amendment was at first rejected by 43 yeas to 44 nays). Page 24638

Pages 24590, 24593–24622, 24626–24631, 24634–24648

Rejected:

(1) By 16 yeas to 71 nays, Morgan amendment No. 3429, to increase from $7.045 million to $17 million appropriations for registration under the Selective Service Act; Page 24593

(2) By 30 yeas to 55 nays, Roth unprinted amendment No. 1603, to reduce by two percent appropriations contained in the bill, except for funding in four specific categories; Page 24596

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Proxmire, Stennis, Bayh, Huddleston, Leahy, Sasser, Magnuson, Mathias, Case, Brooke, Bellmon, and Young. Page 24606

Pages 24590, 24593–24606

Second supplemental appropriations: By 69 yeas to 17 nays, and one voting present, Senate passed H.R. 13467, making supplemental appropriations for fiscal year 1978. Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Magnuson, Stennis, Robert C. Byrd, Proxmire, Inouye, Hollings, Bayh, Eagleton, Chiles, Johnston, Huddleston, Burdick, Sasser, Leahy, Bumpers, Young, Case, Brooke, Hatfield of Oregon, Stevens Mathias, Schweiker, Bellmon, and Weicker.

Pages 24631–24632

Legislative appropriations: By 67 yeas to 20 nays, Senate passed H.R. 12935, making appropriations for the legislative branch for fiscal year 1979. Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Sasser, Huddleston, Bumpers, Magnuson, Schweiker, Weicker, and Young. Pages 24632–24634

State, Justice, Commerce appropriations: Senate reconsidered its action of August 3 when it passed H.R. 12934, making appropriations for the Departments of State, Justice, and Commerce, the Judiciary, and certain related agencies, agreed to Hollings unprinted amendment No. 1606, making certain technical amendments to the bill to bring its provisions into conformity with amendments offered by Senators Kennedy and Mathias and agreed to prior to its passage, and again passed the bill with previous action in requesting a conference with the House being reinstated. Page 24604

Change of Reference: Committee on Environment and Public Works was discharged from further consideration of S. 3253, Residual Radioactive Materials Act, and the bill was referred to Committee on Energy and Natural Resources, with certain understandings.

Page 24675

Message From the House: Page 24648

Amendments Submitted for Printing:

Pages 24655–24656

Communications: Pages 24648–24649

Statements on Introduced Bills: Pages 24650–24651

Additional Statements: Pages 24656–24674

Confirmations: Senate confirmed the following nominations:

Duane C. Sewell, of California, to be an Assistant Secretary of Energy (Defense programs);

James P. Wade, Jr., of Virginia, to be Chairman of the Military Liaison Committee to the Department of Energy;

Stanley R. Resor, of Connecticut, to be Under Secretary of Defense for Policy;

Carl H. Pforzheimer, Jr., of New York; Wilson C. Riles, of California; Alonzo A. Crim, of Georgia; Betsy Levin, of North Carolina; and Catharine C. Stimpson, of Washington, each to be a member of the National Council on Educational Research;

Robert W. Burns, Jr., of Colorado; Horace E. Tate, of Georgia; Joan H. Gross, of New York; Clara Stanton Jones, of Michigan; and Frances Healy Naftalin, of Minnesota, each to be a member of the National Commission on Libraries and Information Science;

Eliza Macaulay Carney, of Arizona; Gladys Gunn, of Ohio; Kathleen E. Humphrey, of Idaho; Paul Parks, of Massachusetts; Bernice Sandler, of Maryland; Ellen S. Hoffman, of the District of Columbia; and J. Richard Rossie, of Tennessee, each to be a member of the National Advisory Council on Women's Educational Programs; and

Sundry nominations in the Army, Navy, and Air Force. Page 24676

Record Votes: Ten record votes were taken today (total—297).

Pages 24632, 24633, 24635–24636, 24638, 24640, 24641, 24642, 24647

Recess: Senate met at 10 a.m. and recessed at 7:29 p.m.

Page 24676

Committee Meetings

COMMITTEE BUSINESS

Committee on Appropriations: Committee ordered favorably reported the following measures:

S. Res. 525, disapproving the proposed deferral of Department of the Interior, budget authority for the Garrison diversion unit, Pick-Sloan Missouri Basin program, Bureau of Reclamation, as set forth in the President's message of May 12, 1978; and

H.R. 12928, making appropriations for fiscal year 1979 for public works and energy research. As approved by the committee, the bill would appropriate $10,120,144,900, a decrease of $221,489,000 from the House-passed figure of $10,341,633,900.

URBAN AMERICA—PROPERTY INSURANCE

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing and Urban Affairs held oversight hearings on the problem of property insurance in urban America, receiving testimony from Gloria Jiminez, Administrator, Federal Insurance Administration, Department of Housing and Urban Development; James M. Stone, State Insurance Commissioner of Massachusetts, Boston; George M. Bernstein, representing the Alliance of American Insurers, the American Insurance Association, and the Independent Insurance Agents of America, Washington, D.C.; and Juanita Gear, National Peoples Action, Chicago.

Subcommittee adjourned subject to call.

GASOHOL MOTOR FUEL

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development began hearings on S. 2533, To establish a program to promote the use of alcohol-blended fuels to replace gasoline used as a motor fuel, receiving testimony from Senators Bayh and Morgan; F. Al Mavis, Illinois State Department of Agriculture, Springfield; and Dr. George F. Huff, Gulf Oil Chemicals Co., Houston, accompanied by Dr. George H. Emert, Gulf Oil Corp., Shawnee Mission, Kansas, and Dr. Raphael Katzen, Houston.

Hearings continue tomorrow.

TERRORISM

Select Committee on Intelligence: Committee, in closed session, agreed to report without recommendation S. 2236, to strengthen Federal programs and policies for combating international and domestic terrorism.

House of Representatives

Chamber Action

Bills Introduced: 22 public bills, H.R. 13752–13773; 4 private bills, H.R. 13774–13777; and 7 resolutions, H.J. Res. 1106 and 1107, H. Con. Res. 680 and 681, and H. Res. 1297–1299 were introduced. Pages 24755–24756

Bills Reported: Reports were filed as follows:

H.R. 2939, amended; a private bill (H. Rept. 95–1446);

H.R. 12393, to provide for nationwide service of subpenas in all suits involving the False Claims Act (H. Rept. 95–1447); and

Conference report on H.R. 12602, to authorize certain construction at military installations for fiscal year 1979 (H. Rept. 95–1448). Page 24755

Consent Calendar: On the call of the Consent Calendar, the House passed the following bills:

Cleared for the President:

American Legion membership eligibility: S. 2424, to amend the act incorporating the American Legion so as to redefine eligibility for membership therein.

Sent to the Senate without amendment:

Naval Observatory publication: H.R. 3532, to amend chapter 639 of title 10, United States Code, to enable the Secretary of the Navy to change the name of a publication of the Naval Observatory providing data for navigators and astronomers;

Junior Reserve Officers' Training Corps: H.R. 7161, to amend title 10, United States Code, to allow nationals, as well as citizens, of the United States to participate in the Junior Reserve Officers' Training Corps program;

Boy Scouts of America: H.R. 11956, to amend the Federal charter of the Boy Scouts of America; and

National Archives Trust Fund Board: H.R. 12915, to amend section 2301 of title 44, relating to the National Archives Trust Fund Board.

Sent to the Senate, amended:

U.S.S. Wyoming: H.R. 8471, to provide for the transfer and conveyance of the silver service of the United States Ship *Wyoming* to the Wyoming State Museum. Agreed to amend the title;

Naval vessels: H.R. 13255, to approve the sale of certain naval vessels;

Olin E. Teague Veterans' Hospital: H.R. 11579, to designate the Veterans' Administration hospital located at 1901 South First Street, Temple, Texas, as the "Olin E. Teague Veterans' Hospital"; and

Federal Records Council: H.R. 8112, to repeal chapter 27 of title 44, United States Code. Pages 24677–24681

EOCS Amendments: House disagreed to the Senate amendment to H.R. 7577, to amend the Economic Opportunity Act of 1964; and agreed to a conference. Appointed as conferees: Representatives Perkins, Andrews of North Carolina, Hawkins, Ford of Michigan, Corrada, Goodling, and Quie. Page 24684

Committee To Sit: Objection was heard to a request by the Committee on the Judiciary to sit during proceedings of the House under the 5-minute rule on Tuesday, August 8. Page 24685

DOD Appropriations: House continued consideration of H.R. 13635, making appropriations for the Department of Defense for the fiscal year ending September 30, 1979; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Tuesday, August 8.

By a yea-and-nay vote of 320 yeas to 6 nays, Roll No. 650, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

An amendment that increases the appropriations for the incentive programs of the Reserve and Guard components by $15.5 million (agreed to by a recorded vote of 257 ayes to 121 noes, Roll No. 651);

The following three amendments, part of a series of amendments to consolidate Navy and Marine Corps undergraduate helicopter pilot training programs under the Army (a similar amendment was rejected earlier by a division vote of 16 ayes to 22 noes):

An amendment that increases Army operation and maintenance appropriations by $18 million (agreed to by a recorded vote of 252 ayes to 128 noes, Roll No. 653). A point of order against this amendment was overruled; and a substitute amendment to this amendment was rejected that sought to increase the appropriation for the Navy's supervisor of shipbuilding program by $3.3 million (rejected by a division vote of 12 ayes to 26 noes);

An amendment that reduces Navy operation and maintenance appropriations by $13.4 million; and

An amendment that increases appropriations for Army aircraft procurement by $693,000;

An amendment that appropriates $2 million for logistical and personnel services to the XIII Olympic Winter Games; and

Three conforming amendments.

Rejected:

An amendment that sought to reduce appropriations not required by law for military personnel by 2 percent (rejected by a recorded vote of 53 ayes to 327 noes, Roll No. 652);

An amendment that sought to reduce appropriations not required by law for operation and maintenance by 2 percent; and

An amendment that sought to strike the $2.1 billion appropriation for the CVN–71 nuclear aircraft carrier program (rejected by a recorded vote of 156 ayes to 218 noes, Roll No. 654). A point of order was sustained against a substitute amendment to this amendment that sought to strike the funds for the nuclear carrier and insert $1.5 billion for the conventional-powered aircraft carrier program.

A point of order was sustained against an amendment that sought to prohibit use of funds for the demilitarization of certain advertised arms, and to provide that such arms could not be withheld from distribution to qualified purchasers. Pages H7971–H8015

SBA Programs: House disagreed to the Senate amendment to H.R. 11445, to amend the Small Business Act and the Small Business Investment Act of 1958; and agreed to a conference. Appointed as conferees: Representatives Smith of Iowa, Steed, Dingell, Corman, Addabbo, St Germain, Breckinridge, LaFalce, Baldus, Conte, Stanton, McDade, and Broomfield. Page 24738

Committee To Sit: Committee on Agriculture received permission to sit during proceedings of the House under the 5-minute rule on Tuesday, August 8. Page 24738

Death of Pope Paul VI: House agreed to H. Res. 1299, that the House of Representatives has heard with profound sorrow of the death of His Holiness Pope Paul VI. Page 24738

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 24755

Adjournment: Adjourned at 8:08 p.m.

Committee Meetings

MONETARY POLICY

Committee on Banking, Finance and Urban Affairs: Continued quarterly hearings on the conduct of monetary policy with testimony from Robert McKinney, Chairman, Home Loan Bank Board.

COMMITTEE FUNDS

Committee on House Administration: Subcommittee on Accounts met for consideration of H. Res. 1276, providing for the further expenses of the Select Committee on Assassinations.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Office Systems met for consideration of pending business.

SEABROOK, NEW HAMPSHIRE NUCLEAR POWER PLANT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held an oversight hearing on the Seabrook, N.H., nuclear power plant. Testimony was heard from Representatives D'Amours and Cleveland; representatives of Environmental Protection Agency; Nuclear Regulatory Commission; New Hampshire and Massachusetts State officials; and environmental groups.

INTERNATIONAL PETROLEUM EXPOSITION—CLAYTON ACT AMENDMENTS

Committee on International Relations: Subcommittee on International Economic Policy and Trade met and approved for full committee action the following measures:

H.J. Res. 923, authorizing the President to invite the States of the Union and foreign nations to participate in the International Petroleum Exposition to be held at Tulsa, Oklahoma, from September 10, through September 13, 1979; and

H.R. 11942, Clayton Act Amendments of 1978, with recommendation that Section 3 be deleted.

COMMUNICATIONS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on H.R. 13015, Communications Act of 1978, with testimony from public witnesses.

Hearings continue tomorrow.

LIFE INSURANCE MARKETING

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations held a hearing on life insurance marketing and cost disclosure. Testimony was heard from Albert Kramer, Bureau of Consumer Protection, Federal Trade Commission; and public witnesses.

DRUG REGULATION REFORM ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued markup of Drug Regulation Reform Act, and will resume tomorrow.

TRANSBUS BRIEFING

Committee on Science and Technology: Met for briefing on the TRANSBUS by George J. Pastor, Associate Administrator for Technology Development and Deployment, Urban Mass Transportation Administration.

Joint Committee Meetings

CUSTOMS REFORM

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 8149, proposed Customs Procedural and Simplification Act of 1978.

FOREIGN RELATIONS AUTHORIZATIONS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 12598, authorizing funds for the Department of State, the International Communications Agency, and the Board for International Broadcasting.

Tuesday, August 8, 1978

Senate

Chamber Action

Routine Proceedings, pages 24819–24924

Bills Introduced: Five bills and one resolution were introduced, as follows:

S. 3383–3387; and S. Con. Res. 101. Pages 24876, 24885

Bills Reported: Reports were made as follows:

H.R. 11318, to amend and extend through fiscal year 1980 authorizations for the Small Business Administration, with an amendment, together with additional views (S. Rept. 95-1070—referred to Committee on Governmental Affairs, to be reported not later than September 7, 1978).

H.R. 8588, to establish Offices of Inspector General in certain Federal departments and agencies, with amendment (S. Rept. 95-1071).

S. 3384, to require foreign persons who acquire, transfer, or hold interests in agricultural land to report such transactions and holdings to the Secretary of Agriculture (S. Rept. 95-1072).

H.R. 10899, to provide for Federal regulation of participation by foreign banks in domestic financial markets, with an amendment (S. Rept. 95-1073).

S. Res. 530, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2640, to reform the civil service laws (S. Rept. 95-1074).

S. Res. 531, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 11567, authorizing funds for the Securities and Exchange Commission for fiscal years 1979–1981 (S. Rept. 95-1075). Page 24885

Bill Passed:

Enrollment correction: Senate agreed to S. Con. Res. 101, authorizing correction in enrollment of H.R. 10732, authorizing funds for fiscal year 1979 to carry out programs administered under the Fishery Conservation and Management Act. Page 24876

Interior Appropriations: Senate considered H.R. 12932, making appropriations for the Department of the Interior and related agencies for fiscal year 1979, agreeing to committee amendments en bloc, and the bill, as thus amended, will be considered as original text for purpose of further amendment. Senate took action on other proposed amendments, as follows:

Adopted:

(1) Huddleston (for Nunn) unprinted amendment No. 1611, appropriating $45 million for land acquisition for the Chattahoochee River National Recreation Area, Georgia; Page 24827

(2) DeConcini unprinted amendment No. 1613, appropriating an additional $250,000 for the Bureau of Indian Affairs for maintenance of the Papago Farms Agricultural Development Project in Arizona; Page 24834

(3) Ford unprinted amendment No. 1616, to appropriate $20 million for alternate fuels demonstration loan guarantee programs; Page 24842

(4) By division vote, modified Cannon unprinted amendment No. 1612, to provide that, notwithstanding provisions of the National Environmental Policy Act, construction may continue on the Upper Colorado River Storage Projects, Central Arizona Project, and Southern Nevada Water Project, if a final environmental impact statement has been filed in connection with such projects (motion to reconsider tabled by 59 yeas to 33 nays; amendment was at first deemed to be germane by vote of 53 yeas to 40 nays); Page 24828

(5) Haskell unprinted amendment No. 1620, to appropriate $1.4 million for oil shale demonstration projects; Page 24868

(6) Haskell unprinted amendment No. 1621, to increase by $5 million funding to develop advanced oil shale recovery technology; Page 24868

(7) Kennedy unprinted amendment No. 1622, to transfer to the Community Services Administration approximately $99.5 million for weatherization pending enactment of Economic Opportunity Act amendments; Page 24869

Rejected: Roth unprinted amendment No. 1619, to provide a two percent reduction in funding for numerous items in the bill (tabled by 68 yeas to 25 nays); Page 24862

Pending at recess was Johnston unprinted amendment No. 1625 (printed amendment No. 3443), to bar the use of funds to implement regulations providing increase in entitlement subsidy for refined petroleum products imports. Page 24882

By unanimous consent it was agreed that during the further consideration of this bill, no amendments will be in order other than those dealing with the subject matter contained in pending Johnston amendment No. 3443. Page 24883

Pages 24822–24876, 24879–24883

Water Resources Planning Council: Senate disagreed to the House amendments to S. 2701, authorizing funds for fiscal year 1979 for the Water Resources Planning Council, requested conference with the House, and appointed as conferees Senators Gravel, Randolph, Muskie, Domenici, and Stafford. Pages 24922–24923

BLM Authorizations: Senate agreed to the House amendment to the Senate amendment to H.R. 10787, authorizing funds for the Bureau of Land Management through fiscal year 1982, thereby clearing the measure for the President. Page 24923

Committee Authority To Report: Select Committee on Small Business was authorized until close of business on Wednesday, August 9, to report H.R. 11318, making several amendments to the Small Business Act and the Small Business Investment Act. Page 24821

Bills Referred: Sundry House-passed bills were referred to appropriate Senate committees. Pages 24884–24885

Bill Held at Desk: H.R. 11579, Teague Veterans' Memorial Hospital, was received and held at the desk. Page 24885

Messages From the House: Page 24884

Amendments Submitted for Printing: Pages 24888–24890

Statements on Introduced Bills: Pages 24885–24888

Additional Statements: Pages 24890–24922

Nominations: Senate received the following nominations:

Mariana R. Pfaelzer, to be U.S. district judge for the central district of California; and

Tyree A. Richburg, to be U.S. marshal for the southern district of Alabama. Page 24924

Record Votes: Three record votes were taken today. Pages 24854, 24855, 24867

Recess: Senate met at 9:30 a.m. and recessed at 8:28 p.m. Page 24924

Committee Meetings

COMMITTEE BUSINESS

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the following measures:

S. 3274, to designate the Federal Bee Research Laboratory in Tucson, Arizona, as the "Carl Hayden Bee Research Center";

S. 3337, to terminate, in 1979, further construction of the Cross-Florida Barge Canal project, and to adjust the boundary of the Ocala National Forest, Florida;

An original bill (S. 3384) to require foreign persons who acquire, transfer, or hold interests in U.S. agricultural land to report such transactions to the Secretary of Agriculture, including leases of land for periods of five or more years; and

An original bill to expand international markets for U.S. agricultural products.

ALASKA NATIONAL LANDS

Committee on Energy and Natural Resources: Committee, in an evening session, continued consideration of the following bills which designate or add certain lands in Alaska to the National Parks, National Wild and Scenic Rivers, and National Wilderness Preservation Systems—S. 499, 1500, 1546, 1787, 2465, 2944, 3016, and H.R. 39.

GASOHOL MOTOR FUEL

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development continued hearings on S. 2533, to establish a program to promote the use of alcohol-blended motor fuels as a substitute for gasoline, receiving testimony from Senator Percy; Alvin M. Alm, Assistant Secretary of Energy for Policy and Evaluation; Weldon Barton, Director, Office of Energy, Department of Agriculture; Pincas Jawetz, New York City; and Ray H. Daley, American Automobile Association, Falls Church, Virginia.

Subcommittee recessed subject to call.

COMMITTEE BUSINESS

Committee on Finance: Committee ordered favorably reported the following bills:

S. 2266, to establish a uniform law on the subject of bankruptcies, amended;

H.R. 12380, to amend the Federal-State Extended Unemployment Compensation Act so as to terminate an individual's eligibility for extended benefits two years following his benefit year; and

H.R. 12232, to change certain requirements which affect the National Commission on Unemployment Compensation, amended so as to (1) establish March 15, 1980, as the final reporting date for the Commission, and change interim reporting date requirements, and (2) provide that Commission Members be compensated at the GS-18 rate for time actually spent on Commission business effective October 1, 1978.

A press release summarizing committee actions taken today is available at its office in 2227 Dirksen Office Building.

COMMITTEE BUSINESS

Committee on Foreign Relations: Committee ordered favorably reported S. 3161, to provide for a National Commission on the International Year of the Child; and

The nominations of Harold E. Horan, of Texas, to be Ambassador to the Republic of Malawi; George M. Lane, of Massachusetts, to be Ambassador to the Yemen Arab Republic; and Calvin H. Raullerson, of Texas, to be an Assistant Administrator, Agency for International Development.

Prior to this action, committee held hearings on the nominations of Messrs. Horan, Lane, and Raullerson, where the nominees testified and answered questions on their own behalf.

DRUG REGULATION REFORM

Committee on Human Resources: Subcommittee on Health and Scientific Research resumed markup of S. 2755, to revise and reform the Federal law applicable to drugs for human use, and to establish within the Department of Health, Education, and Welfare a National Center for Clinical Pharmacology, but did not complete action thereon and will meet again tomorrow.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the following nominations:

James D. Phillips, Jr., of North Carolina, to be U.S. circuit judge for the fourth circuit, who was introduced by Senators Helms and Morgan and Representatives Preyer and Rose;

Harry E. Claiborne, to be U.S. district judge for the district of Nevada, who was introduced by Senators Cannon and Laxalt;

Thomas A. Wiseman, Jr., to be U.S. district judge for the middle district of Tennessee, who was introduced by Senator Sasser; and

Norma Levy Shapiro, to be U.S. district judge for the eastern district of Pennsylvania, who was introduced by Senators Schweiker and Heinz.

The nominees testified and answered questions on their own behalf.

CIA BRIEFING

Select Committee on Intelligence: Committee, in closed session, met to receive a briefing from CIA officials.

Committee will meet again in closed session on Tuesday, August 15.

House of Representatives

Chamber Action

Bills Introduced: 22 public bills, H.R. 13778–13799; 1 private bill, H.R. 13800; and 8 resolutions, H. Con. Res. 682–684, and H. Res. 1300–1304 were introduced.

Pages 24990–24991

Bills Reported: Reports were filed as follows:

H. Res. 1300, providing for the consideration of H.R. 12303, to amend title VIII of the Public Health Service Act to extend for two fiscal years the program of assistance for nurse training (H. Rept. 95-1449);

H. Res. 1301, providing for the consideration of H.R. 12347, to amend the Public Health Service Act to revise and extend the programs of assistance for libraries of medicine and the programs of the National Heart, Lung, and Blood Institute and the National Cancer Institute, and to revise and extend the program for National Research Service Awards (H. Rept. 95-1450);

H. Res. 1302, providing for the consideration of H.R. 12584, to amend the Public Health Service Act to revise and extend the authorities under that Act relating to health services research and health statistics and to establish a National Center for Health Care Technology (H. Rept. 95-1451);

H.R. 12509, to amend the Immigration and Nationality Act to exclude from admission into, and to deport from, the United States all aliens who persecuted any person on the basis of race, religion, national origin, or political opinion (H. Rept. 95-1452);

H.R. 12860, to settle Indian land claims within the State of Rhode Island and Providence Plantations, amended (H. Rept. 95-1453);

H.R. 7849, amended; and 12772, amended; both private bills (H. Repts. 95-1454 and 1455); and

H. Con. Res. 683, revising the congressional budget for the United States Government for the fiscal year 1979 (H. Rept. 95-1456). Pages 24989–24990

Legislative Branch Appropriations: House disagreed to the Senate amendments to H.R. 12935, making appropriations for the legislative branch for the fiscal year ending September 30, 1979; and agreed to a conference. Appointed as conferees: Representatives Shipley, Benjamin, Giaimo, McFall, Chappell, Murtha, Mahon, Armstrong, Coughlin, and Cederberg. Page 24925

Bill Re-referred: Committee on Interior and Insular Affairs was discharged from the further consideration of H.R. 13719, to offset the loss in tax revenues incurred by Guam and the Virgin Islands by reason of certain Federal tax reductions. Subsequently, the bill was referred to the Committee on Ways and Means. Page 24926

Committee To Sit: Committee on House Administration received permission to sit during proceedings of the House under the 5-minute rule on Tuesday, August 15. Page 24926

DOD Appropriations: House continued consideration of H.R. 13635, making appropriations for the Department of Defense for the fiscal year ending September 30, 1979; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Wednesday, August 9.

Agreed To:

A conforming amendment;

An amendment that prohibits use of funds for the demilitarization of certain advertised arms (sale number 31-8118);

An amendment that strikes language establishing a limitation on the Competitive Rate Program for the transportation of household goods (agreed to by a recorded vote of 269 ayes to 96 noes, Roll No. 660);

An amendment that strikes language prohibiting the consolidation or realignment of advanced or undergraduate pilot training squadrons of the Navy; and

An amendment that strikes the words "Sec. 861".

Points of order were sustained against language prohibiting the reimbursement of CHAMPUS physicians above the 80th percentile; and language setting a limitation on the salaries of wage board employees.

Rejected:

An amendment that sought to reduce appropriations not required by law for procurement by 2 percent;

An amendment, as amended by a substitute, that sought to strike the $3 million appropriation for the development by the Army of the AVCR-1360 diesel engine for application in future Army and/or Marine Corps combat vehicles, and to increase the appropriation for the Army's food research programs by $1 million (rejected by a recorded vote of 107 ayes to 269 noes, Roll No. 656);

An amendment that sought to increase the appropriation for the Army's food research programs by $1 million (rejected by a recorded vote of 103 ayes to 277 noes, Roll No. 657);

An amendment that sought to permit up to 10 percent of the appropriated funds for contracts to be used for payments under contracts in labor surplus areas (rejected by a recorded vote of 165 ayes to 213 noes, Roll No. 658);

An amendment that sought to prohibit use of funds for procurement of tactical, support, or tracked or nontracked vehicles not manufactured in the United States or its possessions, except for test and evaluation purposes (rejected by a recorded vote of 72 ayes to 302 noes, Roll No. 659);

An amendment that sought to strike language limiting the pay increase for wage board employees to 5.5 percent (rejected by a division vote of 4 ayes to 56 noes);

An amendment that sought to reduce total appropriations in the bill not required by law by 2 percent (rejected by a recorded vote of 102 ayes to 252 noes with 1 voting "present", Roll No. 662);

A substitute amendment to the previous amendment that sought to reduce total appropriations in the bill not required by law by 1 percent (rejected by a recorded vote of 136 ayes to 222 noes with 1 voting "present", Roll No. 661); and

A motion that the Committee of the Whole rise and report the bill back to the House with the recommendation that the enacting clause be stricken.

Pages 24927–24980

Printing: House agreed to H. Res. 1303, approving the printing of additional copies of the report accompanying the Second Concurrent Resolution on the Budget for fiscal year 1979. Page 24980

Adjournment: Adjourned at 8:48 p.m.

Committee Meetings

AGRICULTURE MISCELLANY

Committee on Agriculture: Met and ordered reported favorably to the House the following bills:

H.R. 13750 amended, Sugar Stabilization Act of 1978;

H.R. 11079 amended, to extend the term for production credit association loans to producers or harvesters of aquatic products;

H.R. 12101 amended, Farmer-to-Consumer Direct Marketing Act Amendments of 1978; and

H.R. 13675, to insure that interest rates on price support loans for upland cotton are not less favorable to producers than the interest rates for such loans on other commodities.

WOOD RESIDUE UTILIZATION ACT

Committee on Agriculture: Subcommittee on Forests held a hearing on H.R. 13324, Wood Residue Utilization Act of 1978, with testimony from Departmental and public witnesses.

KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Martin Luther King, Jr. continued hearings in executive session.

2430 JA19/OC14 78

COMMUNITY CREDIT NEEDS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued hearings on community credit needs. Testimony was heard from representatives of American Bankers Association; National Association of Mutual Savings Banks; and National Association of Home Builders.

Hearings continue tomorrow.

INNER CITY RESTORATION

Committee on Banking, Finance and Urban Affairs: Housing Task Force on Home Ownership held a round table discussion on inner city restoration and family displacement.

PRESIDENT'S URBAN POLICY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on the President's urban policy. Testimony was heard from Secretary of HUD Patricia Harris; Representatives Bingham, Gephardt, Florio and Pritchard; Livingston Biddle, Chairman, National Endowment for the Arts and Humanities; and Peter Ujvagi, Commissioner, National Commission on Neighborhoods.

D.C. SELF-GOVERNMENT AND ELECTION ACT AMENDMENTS

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs met and approved for full committee action the following bills:

H.R. 11303, to repeal the limitation on the Council of the District of Columbia regarding the imposition of any tax upon individuals who are not residents of the District of Columbia;

H.R. 13548, Amendments to the Temporary Commission on Financial Oversight of the District of Columbia; and

A clean bill which will contain the provisions of H.R. 10659 and H.R. 10671, Amendments to the District of Columbia Election Act and District of Columbia Self-Government and Governmental Reorganization Act, as amended.

GRAIN ELEVATOR EXPLOSIONS

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety held an oversight hearing on the Occupational Safety and Health Act, with reference to grain elevator explosions. Testimony was heard from representatives of Plaintiff's Committee for the Continental Grain Disaster; and AFL-CIO.

DEPARTMENT OF EDUCATION ORGANIZATION ACT

Committee on Government Operations: Subcommittee on Legislation and National Security met and approved for full committee action H.R. 13343 amended, Department of Education Organization Act.

COMMITTEE BUSINESS

Committee on House Administration: Met and ordered reported favorably to the House by voice vote the following resolutions:

H. Res. 1297, To provide for the orderly shipment of official records and papers of Members of the House of Representatives; and

H. Res. 1280, To create an additional position of Assistant Chief Telephone Operator and to abolish five telephone operator positions;

And approved Accounts and Office Systems matters; and

Deferred action on S. 703, Overseas Citizens Voting Rights Amendments.

COMMITTEE FUNDS

Committee on House Administration: Subcommittee on Accounts, met and deferred action until after September 15 on H. Res. 1276, to provide further funding for the Select Committee on Assassinations.

AMERICAN SAMOAN DELEGATE

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs held a hearing on and approved for full committee action H.R. 13702 amended, to provide for an American Samoan Delegate. Testimony was heard from George Milner, Acting Director, Office of Territorial Affairs, Interior Department; A. P. Lutali, Delegate from American Samoa; and Interior Committee Assistant Counsel Eni F. Hunkin.

NUCLEAR SITING AND LICENSING ACT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment continued hearings on H.R. 11704, Nuclear Siting and Licensing Act of 1978. Testimony was heard from representatives of Department of Energy and Nuclear Regulatory Commission.

INTERNATIONAL EDUCATION

Committee on International Relations: Subcommittee on International Operations held a hearing on the future of international education. Testimony was heard from former Senator Fulbright; Dr. Alice Ilchman, International Communication Agency; Dr. Mary Berry, Assistant Secretary for Education, HEW; Dr. F. James Rutherford, Assistant Director for Science Education, NSF; and Dr. Rose Lee Hayden, American Council on Education.

HEALTH MAINTENANCE ORGANIZATION AMENDMENTS

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House H.R. 13655 amended, Health Maintenance Organization Amendments of 1978.

COMMUNICATIONS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on H.R. 13015, Communications Act of 1978, with testimony from public witnesses.

Hearings continue tomorrow.

DRUG REGULATION REFORM ACT

Committee on Interstate and Foreign Commerce: Continued markup of Drug Regulation Reform Act, and will resume tomorrow.

CONTRACT DISPUTES—FEDERAL DISTRICT COURT ORGANIZATION ACT

Committee on the Judiciary: Met and ordered reported favorably to the House the following bills:

H.R. 11002 amended, to provide for the resolution of claims and disputes relating to Government contracts awarded by executive agencies; and

H.R. 13331 technical amendments, Federal District Court Organization Act of 1978.

MERCHANT MARINE MISCELLANY

Committee on Merchant Marine and Fisheries: Met and ordered reported favorably to the House the following bills:

H.R. 12603 amended, Great Lakes Pilotage Act;

H.R. 12959 amended, to amend the definition of the term "qualified vessel" under a Capital Construction Fund;

H.R. 11658 amended, to permit the guarantee of obligations for financing Great Lakes vessels in an amount not exceeding 87½ per centum of the actual or depreciated actual cost of each vessel;

H.R. 11861 amended, to establish a Navy-Maritime Advisory Board;

H.R. 13372 amended, to increase the price of migratory-bird hunting and conservation stamps and to suspend the hunting of migratory birds in any State in which there has been a failure to approve an acquisition of wetlands;

H.R. 13745, to authorize appropriations to carry out conservation programs on military reservations and public lands during fiscal years 1979, 1980, and 1981; and

H.R. 13392 amended, amending the Anadromous Fish Conservation Act to include fish in Lake Champlain that ascend streams to spawn.

CLOSED CONFERENCES AND SHIPPERS' COUNCILS

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 11422, to authorize the formation and implementation of closed conferences and shippers' councils in the foreign oceanborne commerce of the United States. Testimony was heard from representatives of University of Wales Institute of Science and Technology, Department of Maritime Studies.

PCP AND PSYCHOTROPIC DRUGS

Select Committee on Narcotics Abuse and Control: Began hearings on PCP and psychotropic drugs. Testimony was heard from Lee Dogoloff, Associate Director, Domestic Policy Staff, White House; Peter Bensinger, Administrator, Drug Enforcement Administration; Dr. Dorynn Szechowicz, National Institute on Drug Abuse; Dr. Paul Luisada, Psychiatrist and Acting Deputy Medical Director, St. Elizabeth's Hospital; Dr. Frank E. Minyard, Coroner, New Orleans Parish, La.; Iola Scrafford, Director, Crossroads Program, Fairfax Co., Va.; and Lt. James Elkins, Director, Vice/Narcotics Division, Maryland Department of Police.

Hearings continue Thursday, August 10.

USE OF DEPO-PROVERA

Select Committee on Population: Began hearings on use of the contraceptive drug Depo-Provera. Testimony was heard from FDA Commissioner Donald Kennedy, and public witnesses.

Hearings continue tomorrow.

MAGISTRATE ACT

Committee on Rules: Granted an open rule providing one hour of general debate; waiving section 402(a) of the Congressional Budget Act of 1974; making the committee amendment in order as an original bill for the purpose of amendment and providing one motion to recommit with or without instructions on S. 1613, Magistrate Act of 1978. Testimony was heard from Representatives Kastenmeier and Railsback.

REVENUE ACT

Committee on Rules: Held a hearing but took no action on H.R. 13511, Revenue Act of 1978. Testimony was heard from Chairman Ullman and Representative Burke of Massachusetts, who also submitted a statement for the record.

NATIONAL WEATHER SERVICES ACT—NATIVE LATEX COMMERCIALIZATION ACT

Committee on Science and Technology: Met and unanimously ordered reported favorably to the House the following bills:

H.R. 8763, National Weather Services Act of 1977; and

H.R. 12559, Native Latex Commercialization Act of 1977.

PROBLEMS OF OIL JOBBERS AND GASOLINE DEALERS

Committee on Small Business: Subcommittee on En-

ergy, Environment, Safety and Research held a hearing on problems of oil jobbers and gasoline dealers. Testimony was heard from representatives of National Oil Jobbers Council; National Congress of Petroleum Retailers; Society of Independent Gasoline Marketers of America; National Association of Truck-Stop Operators; Independent Terminal Operators Association; National and American Petroleum Refiners Associations; Independent Refiners Association of America; and Independent Refiners Association of California.

Hearings continue tomorrow.

MEAT AND LIVESTOCK IMPORT AMENDMENTS

Committee on Ways and Means: Subcommittee on Trade met and approved for full committee action H.R. 11545 amended, Meat and Livestock Import Amendments of 1978.

MEDICARE AMENDMENTS

Committee on Ways and Means: Subcommittee on Health met for markup of proposed Medicare amendments, and will resume on Thursday, August 10.

Joint Committee Meeting

INTERNATIONAL DEVELOPMENT ASSISTANCE

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 12222, authorizing funds for International Development Assistance programs for fiscal year 1979, but did not complete action thereon and will meet again on Monday, August 14.

Wednesday, August 9, 1978

Senate

Chamber Action

Routine Proceedings, pages 25043–25136

Bills Introduced: Five bills and one resolution were introduced, as follows: S. 3388–3392; and S. Res. 536. Pages 25118, 25122

Bills Reported: Reports were made as follows:

H.R. 13468, making appropriations for the District of Columbia for fiscal year 1979, with amendments (S. Rept. 95-1076).

S. 2543, to provide better enforcement procedures for preventing fraudulent solicitations through the mails (S. Rept. 95-1077).

S. 991, to establish in the Executive Branch of Government a Cabinet-level Department of Education, with an amendment, together with additional views (S. Rept. 95-1078).

S. 2236, to strengthen Federal programs and policies for combating international and domestic terrorism, with amendments, together with minority and additional views (S. Rept. 1079). Page 25118

Bills Passed:

Budget Act waiver: Senate agreed to S. Res. 531, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 11567. Page 25043

SEC authorizations: Senate passed with committee amendment for return to the House H.R. 11567, authorizing funds for the Securities and Exchange Commission for fiscal years 1979 and 1980. Pages 25046–25047

Budget authority deferral: Senate agreed to S. Res. 525, to disapprove the proposed deferral of Department of the Interior budget authority for the Garrison diversion unit, Pick-Sloan Missouri Basin program, Bureau of Reclamation, as set forth in the President's message of May 12, 1978. Pages 25047–25048

Budget Act waiver: Senate agreed to S. Res. 530, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2640, to reform the civil service laws. Page 25097

Health services: Senate reconsidered its actions of June 26, 1978, when it failed to pass S. 2466, to extend programs for health services research and to create an Office of Health Technology and, on reconsideration, by 74 yeas to 19 nays, passed the bill after agreeing to Kennedy unprinted amendment No. 1627, in the nature of a substitute, which had at first been amended by adoption of Dole unprinted amendment No. 1626, to give the newly established Office of Health Technology certain administrative responsibilities. Pages 25067–25080

Interior appropriations: By 85 yeas to 5 nays, Senate passed H.R. 12932, making appropriations for the Department of the Interior and related agencies for fiscal year 1979, after agreeing to two additional amendments, as follows:

(1) By 53 yeas to 40 nays, Johnston unprinted amendment No. 1628 (in the nature of a substitute for amendment No. 3443), to limit the use of funds to implement regulations providing increase in entitlement subsidy for refined petroleum imports unless certain changes are made to such regulations, including one to increase rate of entitlement from 30 percent to 50 percent (prior to its adoption, by vote of 65 yeas to 31 nays, the amendment was deemed to be germane to the bill); and Page 25081

(2) Johnston amendment No. 3443, as amended. Page 25080

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Robert C. Byrd, Hollings, Bayh, Johnston, Huddleston, Leahy, DeConcini, Burdick, Stevens, Young, Hatfield of Oregon, and Bellmon. Page 25096

Pages 25049–25069, 25080–25096

Agriculture Appropriations: Senate considered H.R. 13125, making appropriations for the Department of Agriculture and related agencies, agreeing to committee amendments en bloc, and the bill, as thus amended, will be considered as original text for purpose of further amendment. Senate took action on other amendments, as follows:

Adopted:

(1) Modified Dole unprinted amendment No. 1632, appropriating $5 million for the control of grasshoppers; Page 25108

(2) By 68 yeas to 23 nays, Melcher unprinted amendment No. 1633, to appropriate $20 million to carry out animal health and disease research programs; Page 25109

(3) Morgan amendment No. 3439, appropriating $200,000 for the National Academy of Sciences to study cotton dust standards promulgated by the Occupational Health and Safety Administration; Page 25112

Rejected:

(1) Dole unprinted amendment No. 1631, to appropriate $3.5 million for the eradication of cattle scabies; Page 25106

(2) By 35 yeas to 51 nays, Stevens unprinted amendment No. 1634, to delete $1.6 million from funds for the Departmental Administration, Office of the Secretary. Page 25115

Pending at recess was Hathaway amendment No. 3442, to appropriate an additional $105 million for agricultural conservation programs, on which the yeas and nays have been ordered. Page 25117

Pages 25097–25117

Messages from the House: Page 25117

Amendments Submitted for Printing: Page 25123

Communications: Pages 25117–25118

Statements on Introduced bills: Pages 25118–25122

Additional Statements: Pages 25123–25130

Nominations: Senate received the following nominations:

Nicholas A. Veliotes, of California, to be Ambassador to the Hashemite Kingdom of Jordan;

Harold A. Baker, to be U.S. district judge for the eastern district of Illinois; and

James D. Isbister, of Maryland, and Harold F. Schneidman, of Pennsylvania, each to be an Associate Director of the International Communication Agency. Page 25136

Record Votes: Six record votes were taken today. Pages 25077–25078, 25087, 25095, 25096, 25112, 25116

Recess: Senate met at 9:30 a.m. and recessed at 8:10 p.m. Page 25136

Committee Meetings

FOOD LABELING

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Nutrition began hearings on availability to the public of information on labeling and nutritional content of packaged food products. Witnesses heard were Esther Peterson, Special Assistant to the President for Consumer Affairs; Ellen Haas, Community Nutrition Institute, Washington, D.C.; Timothy Hammonds, Food Marketing Institute, Washington, D.C.; and Peg McConnell, Society for Nutrition Education, Washington, D.C.

Hearings continue tomorrow.

APPROPRIATIONS—DISTRICT OF COLUMBIA AND HEW

Committee on Appropriations: Committee ordered favorably reported with amendments H.R. 13468, making appropriations for fiscal year 1979 for the District of Columbia Government. As approved by the committee, the bill would appropriate $1,365,222,000, an increase of $17,036,900 over the House-passed figure of $1,348,185,100.

Also, committee began consideration of H.R. 12929, making appropriations for fiscal year 1979 for the Departments of Labor and HEW, but did not complete action thereon and will meet again on Friday, August 11.

SECOND CONGRESSIONAL BUDGET RESOLUTION

Committee on the Budget: Committee began consideration of the second concurrent resolution on the Congressional budget for fiscal year 1979, but did not complete action thereon and will meet again tomorrow.

NUCLEAR WASTE

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space held hearings on nuclear waste disposal, receiving testimony from Sheldon Meyers, Director, Division of Fuel Cycle and Material Safety, Nuclear Regulatory Commission; Henry Coulter, Assistant for Environmental Conservation, accompanied by Newell Trask, Staff Geologist, U.S. Geological Survey, Department of the Interior; John Deutch, Director, Office of Energy Research, Department of Energy; Darleane C. Hoffman, accompanied by Frank C. Di Luzio, Los Alamos Scientific Laboratory, Los Alamos, New Mexico; Anthony Roisman, National Resources Defense Council, Washington, D.C.; John Frye, Geological Society of America, Boulder, Colorado; Bertram Wolfe, General Electric Corporation, San Jose, California; and John Winchester, Florida State University, Tallahassee.

Hearings continue tomorrow.

ALASKA NATIONAL LANDS

Committee on Energy and Natural Resources: Committee, in an evening session, continued consideration of the following bills which designate or add certain lands in Alaska to the National Parks, National Wild and Scenic Rivers, and National Wilderness Preservation Systems—S. 499, 1500, 1546, 1787, 2465, 2944, 3016, and H.R. 39.

PUBLIC GRAZING LANDS

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Resources held hearings on S. 2475 and H.R. 10587, to improve the range conditions of the public grazing lands, receiving testimony from Representative Steers; Guy Martin, Assistant Secretary for Land and Water Resources, and Frank Gregg, Director, Bureau of Land Management, both of Department of the Interior; John McGuire, Chief, Forest Service, Department of Agriculture; Joseph Lane, Public Lands Committee for National Cattlemen's Association, Washington, D.C.; Dean Rhoads, Public Lands Council, Washington, D.C.; Tye Moore and Nick Theos, National Woolgrowers Association, Washington, D.C.; William Swan, Idaho Cattlemen's Association, Rogerson, Idaho; Charles Lee, New Mexico Cattle Growers Association, Alamo Gordo, New Mexico; Robert Jones, New Mexico Public Lands Council, Dell City, Texas; H. W. Eppers, Southeastern New Mexico Grazing Association, Roswell, New Mexico; Brant Kalkin, The Sierra Club, Santa Fe; Louis S. Clapper, National Wildlife Federation, Washington, D.C.; Ginger Merchant and Thomas Garrett, Defenders of Wildlife, Washington, D.C.; Charles Callison, Public Lands Institute, Denver; John Burdick, Citizens Committee on Natural Resources, Washington, D.C.; Daniel A. Poole, Wildlife Management Institute, Washington, D.C.; Dr. Michael D. Zagata, National Audubon Society, Washington, D.C.; Joan Blue, American Horse Protection Association, Washington, D.C.; Frantz Dantzler, The Humane Society of the U.S., Washington, D.C.; Marc Paulhus, The Institute for the Study of Animal Problems, Washington, D.C.; and A. W. Langenegger, New Mexico Farm and Livestock Bureau, Las Cruces, New Mexico.

COMMITTEE BUSINESS

Committee on Finance: Committee ordered favorably reported H.R. 10161, to allow Eastern Telephone Supply and Manufacturing, Inc., to file a protest with the U.S. Customs Service concerning the overpayment of certain customs duties, amended to include the substance of H.R. 10625 (now pending in the House), to continue the duty-free entry of natural graphite until June 30, 1981, and the substance of S. 3326, to permit duty-free entry of freight cars until June 30, 1980.

Also, committee reconsidered its action of June 22, when it ordered favorably reported with amendments H.R. 4007, relating to investments in New York City obligations and child support. Committee agreed to report a substitute provision applicable to investments of New York City and State pension funds in New York City obligations, the amendment regarding child support remaining unchanged. Committee then agreed to again order the bill favorably reported.

Also, committee agreed that when the following bills pass the House and are referred to the committee, they be ordered favorably reported with amendments as indicated:

H.R. 5265, to permit the duty-free entry of fluorospar through June 30, 1980 (amended so as to (1) include the substance of H.R. 5551, to permit through June 30, 1980, the duty-free entry of imports of 2-methyl 4-chlorophenol, a chemical used in the production of certain herbicides, and (2) change the definition of mixed feed and mixed feed ingredients in the agricultural schedule of the Tariff Schedules of the U.S. to include products which are admixtures of soybeans or soybean products, entitling such products to duty-free treatment);

H.R. 8755, to make specific tariff provisions for ball or roller bearing pillow block, flange, take-up, cartridge, and hangar units (amended so as to include the substance of H.R. 7108, to permit the duty-free entry of Yankee Dryer Cylinders through December 31, 1981, and the substance of S. 2847, to permit duty-free entry of necklaces made of plastic beads on fiber string valued not over 30 cents per dozen); and

H.R. 9911, to continue until the close of June 30, 1981, the existing suspension of duties on certain forms of zinc (amended to include the substance of (1) H.R. 9628, to permit duty-free entry of soluble nitrocellulose until June 30, 1980, and (2) S. 3171, to permit duty-free entry until June 30, 1980, of trousers and gloves designed for use in forestry).

A press release summarizing committee actions taken today is available at its office in 2227 Dirksen Office Building.

ORGANIZED CRIME

Committee on Governmental Affairs: Permanent Subcommittee on Investigations resumed hearings on organized crime activities, receiving testimony on allegations of corruption in the Atlanta penitentiary from Gary Bowdach, New York City.

Hearings continue tomorrow.

INDOCHINA MIGRATION AND REFUGEE ASSISTANCE

Committee on Human Resources: Committee began hearings on S. 3205 and 3309, to extend certain existing refugee assistance programs and to provide assistance to new refugees. Witnesses heard were Donald Wortman, Acting Commissioner, Social Security Administration, Department of Health, Education, and Welfare; Shepard Lowman, Director, Office of Migratory and Refugee Affairs, Department of State; Norman Lourie, Coalition for the Effective Resettlement of Indochinese Refugees, Harrisburg, Pennsylvania; Wells Klein, American Council of Voluntary Agencies for Foreign Service, New York City; Que Huong Le-Si, W. Va., representing Indochinese refugees; Rubert Thompson, Louisiana State Department of Family Services, Baton Rouge; Aliceann Fritschler, representing the National Association of Counties; Roger Honberger, San Diego County; Patricia Johnson, Los Angeles County; Kenneth Wade, Alameda County; and Suzanne Stout Elving, Santa Clara County.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on the Judiciary: Committee ordered favorably reported the following measures:

H.J. Res. 682, designating the week of September 17, 1978, as "National Lupus Week";

H.J. Res. 946, designating October 7, 1978, as "National Guard Day";

H.J. Res. 963, designating July 18, 1979, as "National P.O.W.-M.I.A. Recognition Day";

S. 2793, to provide that certain decisions rendered by the High Court of American Samoa which are not reviewable by another division of that court may be reviewed by the U.S. Court of Appeals for the ninth circuit;

S. 2253, to encourage prompt, informal, and inexpensive resolution of civil cases by use of arbitration in U.S. district courts;

H.R. 7819, to complement the Vienna Convention on Diplomatic Relations so that the diplomatic community understands clearly that its members are expected to obey the laws and regulations of the U.S. and of the local jurisdictions in which they live and work;

S. 3178, to provide for the resolution of claims and disputes relating to Government contracts awarded by executive agencies;

S. 1274, to provide the Attorney General of the U.S. with authority to contract with State and local authorities for the safekeeping, care, and subsistence of all Federal prisoners;

S. 3336, authorizing the Department of Justice and the Administrative Office of the U.S. courts to provide services to drug dependent Federal offenders;

H.J. Res. 773, designating the week beginning September 17, 1978, as "National Port Week";

S. 3375, making certain changes in the places of holding Federal district courts, in the divisions within judicial districts, and in judicial district dividing lines;

S. 3382, to waive the statute of limitations with regard to the tort claim of Eazor Express, Inc., of Pittsburgh, Pennsylvania, against the U.S.;

S. 1680, a private relief bill; and

An original resolution to reprint committee print entitled "Colonization of the West Bank Territories by Israel."

Committee agreed to indefinitely postpone action on three private immigration bills, S. 465, 1111, and 2032.

Also, committee ordered favorably reported the following nominations: James D. Phillips, Jr., of North Carolina, to be U.S. circuit judge for the fourth circuit; Harry E. Claiborne, to be U.S. district judge for the district of Nevada; Norma Levy Shapiro, to be U.S. district judge for the eastern district of Pennsylvania; Thomas A. Wiseman, Jr., to be U.S. district judge for the middle district of Tennessee; Edward R. Korman, to be U.S. attorney for the eastern district of New York; and Sidney I. Lezak, to be U.S. attorney for the district of Oregon.

MOTOR CARRIER INDUSTRY

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly resumed hearings on pricing practices in the interstate trucking industry, receiving testimony from Herschel A. Wimmer and Charles T. Hacker, Dayton Air Freight, Inc., Dayton, Ohio, who were accompanied by Senator Glenn; Vance Trively, Four-Star Trucking, Inc., Underwood, Iowa; Kenneth Ackerman, Illini Express, Inc., Sioux City, Iowa; John Dotson, DOT Trucking, Inc., Atlanta; M. Harrison Boyd, Minority Trucking Transportation Development Corp., Washington, D.C.; Lyle Stanley, Northwest Independent Gypo Truckers Association, Inc., Talent, Oregon; Alvin Spears, Cave Man Lumber Co., Merlin, Oregon; Margaret Hardin, Valley Veterinary Supply, Inc., Fort Collins, Colorado; Arthur Goolsbee and George R. Crotty, Big Sky Co-op, Peco Rivera, California; F. E. Keller, Keller Transport, Inc., Billings, Montana; T. G. Swarb, Swarb Trucking Co., Houston; and Scott Rutherford, Friedman Industries, Houston.

Hearings were recessed subject to call.

NOMINATION

Committee on Rules and Administration: Committee held hearings on the nomination of Samuel D. Zagoria, of Maryland, to be a member of the Federal Election Commission, receiving testimony from Representatives Vander Jagt and Fenwick.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 18 public bills, H.R. 13801–13818; 1 private bill, H.R. 13819; and 7 resolutions, H.J. Res.

1108-1110, H. Con. Res. 685 and 686, and H. Res. 1305 and 1306, were introduced. Page 25265

Bills Reported: Reports were filed as follows:

Conference report on H.R. 12935, making appropriations for the legislative branch for the fiscal year ending September 30, 1979 (H. Rept. 95-1457);

H.R. 13702, to provide that the Territory of American Samoa be represented by a nonvoting Delegate to the United States House of Representatives, amended (H. Rept. 95-1458);

H.R. 11894, to amend certain laws relating to the Osage Tribe of Oklahoma, amended (H. Rept. 95-1459);

H.R. 12026, Indian Peaks Wilderness, the Arapaho National Recreation Area, and the Oregon Islands Wilderness Area Act, amended (H. Rept. 95-1460);

H. Res. 1306, providing for the consideration of H.R. 13511, to amend the Internal Revenue Code of 1954 to reduce income taxes (H. Rept. 95-1461); and

H.R. 13059, Water Resources Development Act of 1978, amended (H. Rept. 95-1462). Pages 25264-25265

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 12935, making appropriations for the legislative branch for the fiscal year ending September 30, 1979. Page 25137

Supplemental Appropriations: House disagreed to the Senate amendments to H.R. 13467, making supplemental appropriations for the fiscal year ending September 30, 1978; and agreed to a conference. Appointed as conferees: Representatives Mahon, Whitten, Boland, Flood, Steed, Shipley, Slack, McFall, Long of Maryland, Yates, McKay, Cederberg, Michel, Conte, McDade, and Andrews of North Dakota. Page 25138

DOD Appropriations: By a yea-and-nay vote of 339 yeas to 60 nays, Roll No. 665, the House passed H.R. 13635, making appropriations for the Department of Defense for the fiscal year ending September 30, 1979.

Rejected a motion to recommit the bill to the Committee on Appropriations.

By a yea-and-nay vote of 367 yeas to 4 nays with 1 voting "present", Roll No. 663, the House agreed to resolve itself into the Committee of the Whole.

Agreed to an amendment, as amended, that prohibits use of funds to pay for abortions except where the life of the mother would be in danger if the fetus is carried to term (agreed to by a recorded vote of 226 ayes to 163 noes, Roll No. 664).

A point of order was sustained against an amendment that sought to prohibit installation of asbestos in Naval ship construction after April 1, 1979, unless and until the Secretary of Navy has submitted to the President and Congress a study analyzing the effects of asbestos on shipyard and military personnel.

The Clerk was authorized to correct section numbers, punctuation, and cross references in the engrossment of the bill. Pages 25139-25150

Consumer Cooperative Bank: By a yea-and-nay vote of 236 yeas to 164 nays with 3 voting "present", Roll No. 666, the House agreed to the conference report on H.R. 2777, National Consumer Cooperative Bank Act—clearing the measure for the President. Pages 25151-25161

Military Construction Appropriations: House disagreed to the Senate amendments to H.R. 12927, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1979; and agreed to a conference. Appointed as conferees: Representatives McKay, Sikes, Murtha, Steed, Flynt, Long of Maryland, Mahon, McEwen, Regula, and Cederberg. Page 25161

Civil Service Reorganization Plan: By a yea-and-nay vote of 19 yeas to 381 nays, Roll No. 667, the House failed to agree to H. Res. 1201, to disapprove Reorganization Plan Numbered 2 transmitted by the President on May 23, 1978. Page 25161

Subcommittee To Sit: Subcommittee on Government Activities and Transportation of the Committee on Government Operations received permission to sit during proceedings of the House under the 5-minute rule on Thursday, August 10. Page 25165

CETA Amendments: House completed all general debate and began reading for amendment on H.R. 12452, to extend and amend the Comprehensive Employment and Training Act of 1973; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, August 10.

Agreed To:

An amendment, as amended, that requires the Secretary to revoke all or part of a prime sponsor's funds if a public service employment program is being conducted in violation of the provisions in the Act, and requires the prime sponsor to refund to the Treasury all funds found to have been expended (agreed to by a recorded vote of 407 ayes to 1 no, Roll No. 670);

An amendment that permits the Secretary to make agreements for the establishment and operation of job corps centers with State boards or agencies operating vocational schools;

Sundry technical amendments; and

An amendment that prohibits use of CETA funds for contributions to retirement plans after January 1, 1980 (agreed to by a recorded vote of 254 ayes to 148 noes with 1 voting "present", Roll No. 673).

Rejected the two following amendments to the preceding amendment:

An amendment that sought to make payment of unemployment insurance benefits by prime sponsors for persons in public service jobs optional rather than mandatory (rejected by a recorded vote of 197 ayes to 211 noes, Roll No. 671); and

An amendment in the nature of a substitute, as amended (amendment agreed to by a recorded vote of 209 ayes to 194 noes, Roll No. 672), that sought to prohibit use of funds for retirement system contributions after July 1, 1979.

Rejected an amendment to the preceding substitute that sought to make payment of unemployment insurance benefits by prime sponsors for participants optional rather than mandatory.

Agreed To:

An amendment that requires the prime sponsor to reach a decision on complaints within 60 days, and requires the Secretary to reach a final determination on appeals within 120 days;

An amendment that sets a limit of $12,000 for any CETA job in high wage areas and $10,000 in low wage areas, and sets the average wage level at $7,000, which can be adjusted annually by a percentage not to exceed the percentage change in the Consumer Price Index (agreed to by a recorded vote of 230 ayes to 175 noes, Roll No. 674);

An amendment that waives the maximum limitation on wages in States where the average exceeds the national average wage by more than 50 percent;

An amendment that places a $3.2 billion ceiling on public service employment except during periods of critically high unemployment, and emphasizes youth employment by shifting authorizations from public service to youth programs and programs for private sector opportunities for the economically disadvantaged (agreed to by a recorded vote of 221 ayes to 181 noes, Roll No. 675);

An amendment that requires the Secretary, before approving a plan, to determine that such plan includes specific management and accounting procedures to assure adequate supervision and monitoring of the programs to be conducted;

A technical amendment relating to the National Occupational Information Coordinating Committee;

An amendment that provides standards for allowable expenditures by prime sponsors for legal or other associated services (agreed to by a recorded vote of 200 ayes to 198 noes, Roll No. 676, after having been previously rejected by a division vote of 22 ayes to 28 noes);

An amendment that requires the Secretary to insure that the prime sponsor's plan has a recognizable and proven method of verifying eligibility of recipients, and to require the Secretary to review the success of any training program to be refunded; and

An amendment that prohibits use of funds to aid the efforts of labor unions to engage in collective bargaining or to engage in any political activity.

Rejected:

An amendment that sought to focus relocation assistance efforts on shifting unemployed persons to areas where employment opportunities appropriate to their skills exist and cannot be filled from within the area's job markets (rejected by a division vote of 26 ayes to 29 noes); and

A motion that the Committee of the Whole rise and report the bill back to the House with the recommendation that the enacting clause be stricken.

H. Res. 1294, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 376 yeas to 20 nays, Roll No. 668. Pages 25165-25249

Second Budget Resolution: Objection was heard to a request that it be in order to consider H. Con. Res. 683, revising the congressional budget for the United States Government for the fiscal year 1979, on Monday, August 14, or any day thereafter. Page 25250

Adjournment: Met at 10 a.m. and adjourned at 10:09 p.m.

Committee Meetings

POVERTY AMONG AMERICA'S AGED

Select Committee on Aging: Held a hearing on poverty among America's aged. Testimony was heard from Department of Agriculture; a panel of elderly citizens; and other interested organizations and public witnesses.

RETURN OF PAINTINGS TO GERMANY—DOD BUDGETING

Committee on Armed Services: Subcommittee on Investigations held hearings on H.R. 11945, To authorize the Secretary of the Army to return ten paintings to the Navy of the Federal Republic of Germany. Testimony was heard from Representative Whitehurst, and Col. William F. Strobridge, Chief, Historical Services Division, Department of the Army; and

H.R. 6237 and related bills, to provide for the budgeting by the Secretary of Defense, the authorization of appropriations, and the use of those appropriated funds by the Secretary of the Air Force, for certain specified purposes to assist the Civil Air Patrol in providing services in connection with the noncombatant mission of the Air Force. Testimony was heard from Brig. Gen. Paul E. Gardner, Commander, Civil Air Patrol, U.S. Air Force.

REAL ESTATE PROJECTS

Committee on Armed Services: Subcommittee on Military Installations and Facilities met and approved 8 cost variation reports, and approved 7 acquisitions and 8 disposals; and deferred action on 1 disposal.

KENNEDY ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of President John F. Kennedy continued hearings in executive session.

COMMUNITY CREDIT NEEDS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued hearings on com-

munity credit needs. Testimony was heard from public witnesses.

Hearings continue tomorrow.

MARTIN LUTHER KING MEDAL

Committee on Banking, Finance and Urban Affairs: Subcommittee on Historic Preservation and Coinage held a hearing on a Martin Luther King, Jr. medal. Testimony was heard from Representative McEwen; Stella B. Hackel, Director, U.S. Mint; and Mrs. Coretta Scott King.

URBAN POLICY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued hearings on the President's urban policy. Testimony was heard from Governor of Connecticut Ella Grasso; Mayor of St. Paul, Minnesota George Latimer; a panel representing National Association of Counties; National Conference of State Legislatures, and Council of State Community Affairs Agencies; James A. Duerk, Director, Ohio Department of Economic and Community Development; and public witnesses.

Hearings continue tomorrow.

REORGANIZATION PLAN NO. 3

Committee on Government Operations: Met and ordered reported to the House H. Res. 1242 with the recommendation that it not be approved, to disapprove Reorganization Plan No. 3 of 1978, to improve Federal emergency management and assistance; and began markup of H.R. 13778, Department of Education Organization Act.

INTERIOR MISCELLANY

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House the following bills, as amended:

H.R. 13650, Uranium Mill Tailings Control Act of 1978;

H.R. 13069, To prohibit discrimination in rates charged by the Southwestern Power Administration;

H.R. 9333, To authorize the Secretary of the Interior to construct hydroelectric powerplants and various existing water projects; and

H.R. 13702, To provide that the Territory of American Samoa be represented by a nonvoting Delegate to the United States House of Representatives.

INTERNATIONAL RELATIONS MISCELLANY

Committee on International Relations: Met and ordered reported favorably to the House the following measures:

H.R. 10584 as amended, Agriculture Trade Act of 1978; and

H.J. Res. 923, authorizing the President to invite the States of the Union and foreign nations to participate in the International Petroleum Exposition to be held at Tulsa, Oklahoma from September 10 through September 13, 1979;

The Committee considered Section 3 of H.R. 11942, Clayton Antitrust Act Amendments of 1978, but took no action and agreed to file a report; and

Began but did not complete markup of H.R. 12087, International Emergency Wheat Reserve Act of 1978.

SOVIET UNION AND THE THIRD WORLD

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on the Soviet Union and the Third World. Testimony was heard from public witnesses.

UNITED STATES AND THE SOUTHWEST PACIFIC

Committee on International Relations: Subcommittee on Asian and Pacific Affairs, held a hearing on the United States and the Southwest Pacific. Testimony was heard from Assistant Secretary of State for East Asian and Pacific Affairs Richard Holbrooke; and John F. Sullivan, Assistant Administrator for Asia, AID.

MIAs

Committee on International Relations: Subcommittee on Asian and Pacific Affairs held a hearing on MIAs with testimony from NGO Phi Hung, Vietnamese refugee.

ARMS TRADE IN WESTERN HEMISPHERE

Committee on International Relations: Subcommittee on Inter-American Affairs held a hearing on arms trade in the Western Hemisphere. Testimony was heard from Patricia Derian, Assistant Secretary for Human Rights and Humanitarian Affairs, Department of State.

COMMUNICATIONS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on H.R. 13015, Communications Act of 1978. Testimony was heard from officials of Federal Communications Commission, and Department of State.

Hearings continue tomorrow.

DRUG REGULATION REFORM ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued markup of Drug Regulation Reform Act.

RAIL SERVICE ASSISTANCE

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce met and approved for full committee action H.R. 11979 amended, To amend Section 5 of the Department of Transportation Act, relating to local rail service assistance.

INTERPRETERS IN U.S. COURTS

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held a hearing on H.R. 10228 and S. 1315, To provide more effectively for the use of interpreters in courts of the United States. Testimony was heard from Chief Judge Jose V. Toledo and Judge Juan R. Torruella, U.S. District Court for the District of Puerto Rico; Chief Judge Frank M. Coffin, U.S. Court of Appeals, Portland, Maine; and Julio Morales Sanchez, U.S. Attorney for the District of Puerto Rico.

TRIS BAN—AMATEUR SPORTS ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations met and approved for full committee action S. 1503 amended, to provide for the payment of losses incurred as a result of the ban on the use of the chemical Tris, and

Began markup of S. 2727, Amateur Sports Act.

COMMITTEE BUSINESS

Committee on Merchant Marine and Fisheries: Met and discussed clarifying amendments to Tanker Safety bill.

DEPO PROVERA DRUG

Select Committee on Population: Continued hearings on use of the contraceptive drug Depo Provera. Testimony was heard from academic and medical personnel from Brazil, Egypt, Thailand, Santiago, and Boston, Massachusetts.

Hearings continue tomorrow.

ETHICS IN GOVERNMENT ACT—
LIBRARIAN OF CONGRESS LEAVE

Committee on Post Office and Civil Service: Met and ordered reported favorably to the House S. 1626, to exclude Librarian of Congress from accruing annual and sick leave; and

Instructed the Chairman to notify Rules Committee that they have no objection to consideration by the Rules Committee of H.R. 13676, Ethics in Government Act.

REVENUE ACT

Committee on Rules: Granted a modified rule providing two hours of general debate; providing that no amendments to the bill shall be in order except the following amendments, which shall be in order any rule to the House to the contrary notwithstanding, shall not be subject to amendment except amendments recommended by the Committee on Ways and Means but shall be debatable as specified herein, shall not be subject to a demand for a division of the question in the House or in the Committee of the Whole, and shall only be considered in the following order except amendments recommended by the Committee on Ways and Means which shall be in order at any time in the Committee of the Whole: (1) the amendments recommended by the Committee on Ways and Means now printed in the bill (except for section 404); (2) the amendment recommended by the Committee on Ways and Means adding a new section 404, which may be debated not to exceed thirty minutes, equally divided and controlled by Representative Archer of Texas and another Member in opposition thereto to be designated by the chairman of the Committee on Ways and Means; (3) the amendment in the nature of a substitute printed in the Congressional Record of August 8 by, and if offered by, Representative Vanik of Ohio, which may be debated not to exceed thirty minutes equally divided and controlled by Representative Vanik and another Member in opposition thereto designated by the chairman of the Committee on Ways and Means; and (4) an amendment printed in the Congressional Record of August 7 by, and if offered by, Representative Corman of California; which may be debated not to exceed one hour equally divided and controlled by Representative Corman and another Member in opposition thereto designated by the chairman of the Committee on Ways and Means; providing one motion to recommit with or without instructions but prior to the vote on said motion it shall be in order to debate said motion for not to exceed one hour, equally divided and controlled by the proponent of the motion and the chairman of the Committee on Ways and Means on H.R. 13511, Revenue Act of 1978. Testimony was heard from Representatives Ullman, Vanik, Corman, Pickle, Jones, Mikva, Fisher, Gephardt, Conable, Archer, Gradison, Ottinger, Maguire, Kemp, and O'Brien. Statements for the record were submitted by Representatives Vanik, Conable, Gradison, Mineta, Wirth, Moffett, Maguire, Krebs, Luken, Cavanaugh, Hillis, O'Brien, Moore, and Jeffords.

CHESAPEAKE BAY RESEARCH

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere held a hearing on Chesapeake Bay research. Testimony was heard from Representative Bauman; Dr. Ferris Webster, NOAA; EPA officials; Maryland and Virginia State officials; and Chesapeake Bay Research Consortium.

PROBLEMS OF OIL JOBBERS AND GASOLINE DEALERS

Committee on Small Business: Subcommittee on Energy, Environment, Safety and Research continued hearings on problems of oil jobbers and gasoline dealers. Testimony was heard from representatives of several oil companies; Ben Jackson, EPA; and David Bardeen and William Fisher, Department of Energy.

FEDERAL TRAVEL PROCUREMENT

Committee on Small Business: Subcommittee on Special

Small Business Problems continued hearings on Federal travel procurement. Testimony was heard from Representative Gore and officials of GAO and Amtrak.

Joint Committee Meetings

SMALL BUSINESS—INDUSTRIAL INNOVATION

Joint Hearing: Senate Select Committee on Small Business held joint hearings with House Small Business Subcommittee on Antitrust Restraint of Trade Activities Affecting Small Businesses, and Subcommittee on Impact of Energy Problems, Environment and Safety Requirements and Government on Small Business, to examine Federal Government policy concerning utilization of small businesses and possible national initiatives to encourage small business. Witnesses heard were Frank Press, Director, Office of Science and Technology Policy, Executive Office of the President; Jordan I. Baruch, Assistant Secretary of Commerce for Science and Technology; Dale W. Church, Deputy Under Secretary of Defense for Acquisition Policy, who was accompanied by Dr. Ruth Davis, Deputy Under Secretary of Defense for Research and Advanced Technology; Richard S. Morse, Falmouth, Massachusetts; and Dr. Earl H. Hess, Lancaster, Pennsylvania, representing the American Council of Independent Laboratories.

Hearings continue tomorrow.

APPROPRIATIONS—LEGISLATIVE

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 12935, making appropriations for the Legislative branch for fiscal year 1979.

Thursday, August 10, 1978

Senate

Chamber Action

Routine Proceedings, pages 25305–25409

Bills Introduced: Five bills were introduced, as follows: S. 3393–3397. Page 25382

Bills Reported: Reports were made as follows:

H.R. 4319, to reduce from twelve to five years the length of service required by a retiring employee to retain his group life insurance and health benefits coverages during retirement, with an amendment (S. Rept. 95–1080).

S. 408, to extend certain Federal benefits to former employees of the Agricultural Stabilization and Conservation Service who become employed by a Federal agency, with an amendment (S. Rept. 95–1081).

H.R. 4320, to discontinue civil service annuity payments for periods of employment as a justice or judge of the United States, with amendments (S. Rept. 95–1082).

H.R. 8342, to extend application of law relating to the withholding of city or county income or employment taxes to Federal employees who are residents of (but are employed outside of) cities or counties with which the Secretary of the Treasury has entered into a tax withholding agreement (S. Rept. 95–1083).

H.R. 8771, to authorize the Civil Service Commission to comply with the terms of a court order or property settlement in connection with the divorce, annulment, or legal separation of a Federal employee who is entitled to civil service retirement annuities (S. Rept. 95–1084).

H.R. 9471, to provide that Japanese-Americans shall be allowed civil service retirement credit for time spent in World War II internment camps (S. Rept. 95–1085).

Special Report of Committee on Banking, Housing, and Urban Affairs summarizing a study of the Assignment of Claims Act (S. Rept. 95–1086).

S.J. Res. 148, requesting the President to proclaim the seven calendar days beginning September 17, 1978, as "National Port Week" (S. Rept. 95–1087).

S. Res. 510, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3279, to provide assistance to aircraft operators to aid them in complying with Federal aircraft noise standards (S. Rept. 95–1088).

S. Res. 527, to waive section 303(a) of the Congressional Budget Act with respect to Senate consideration of S. 3279 (S. Rept. 95–1089).

S. 1680, a private relief bill, with an amendment (S. Rept. 95–1090).

Conference Report on S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf (S. Rept. 95–1091).

S. 153, 2366, 2547, 2977, and 3001, private relief bills (S. Repts. 95–1092—95–1096, respectively).

S. 399 and 2333, private relief bills, with amendments (S. Repts. 95–1097 and 95–1098, respectively).

H.J. Res. 963, requesting the President to proclaim July 18, 1979, as "National P.O.W.-M.I.A. Recognition Day" (S. Rept. 95–1099).

S. 3382, to waive the statute of limitations with regard to the tort claim of Eazor Express, Inc., of Pittsburgh, Pennsylvania, against the U.S. (S. Rept. 95–1100).

H.J. Res. 682, requesting the President to proclaim the week of September 17, 1978, as "National Lupus Week" (S. Rept. 95–1101).

H.J. Res. 946, requesting the President to proclaim October 7, 1978, as "National Guard Day" (S. Rept. 95–1102).

S. 2253, to encourage prompt, informal, and inexpensive resolution of civil cases by use of arbitration in U.S. district courts, with an amendment (S. Rept. 95–1103).

H.R. 12232, to amend the Unemployment Compensation Amendments of 1976 with respect to certain operations of the National Commission on Unemployment Compensation, with an amendment (S. Rept. 95–1104).

H.R. 12380, to amend the Federal-State Extended Unemployment Compensation Act so as to terminate an individual's eligibility for extended benefits two years following his benefit year (S. Rept. 95–1105).

S. 2266, to establish a uniform law on the subject of bankruptcies (S. Rept. 95–1106). Pages 25381–25382

Bill Passed:

Agriculture appropriations: By 90 yeas to 8 nays, Senate passed H.R. 13125, making appropriations for the Department of Agriculture and related agencies, after taking action on additional amendments proposed thereto, as follows:

Adopted:

(1) By 55 yeas to 26 nays, Hathaway amendment No. 3442, to appropriate an additional $105 million for agricultural conservation programs; Page 25307

(2) Chiles unprinted amendment No. 1635, to bar funds to implement Department of Agriculture regulations setting standards for thermal insulation for concrete masonry construction; Page 25314

(3) Eagleton unprinted amendment No. 1636, of a conforming nature to reflect changes resulting from adoption, on Wednesday, August 9, of Melcher unprinted amendment No. 1633; Page 25315

(4) By 73 yeas to 24 nays, Eagleton unprinted amendment No. 1638, to reduce funds in fifteen different sections of the bill for a total overall reduction of $126.5 million; Page 25336

Rejected:

(1) Weicker amendment No. 3447, to bar use of funds under the Agricultural Trade Development and Assistance Act for financial assistance to Korea (tabled by 71 yeas to 24 nays); Page 25315

(2) By 38 yeas to 57 nays, Lugar amendment No. 3438, to reduce funding for the food stamp program by $250 million; and Page 25326

(3) By 16 yeas to 80 nays, Curtis amendment No. 3448, to reduce by $2 billion funding for the food stamp program. Page 25338

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Eagleton, Stennis, Proxmire, Robert C. Byrd, Inouye, Bayh, Chiles, Burdick, Magnuson, Bellmon, Young, Hatfield of Oregon, and Stevens. Page 25343

Pages 25306–25344

Public works appropriations: By 89 yeas to 5 nays, Senate passed H.R. 12928, making appropriations for public works for water and power development and energy research for fiscal year 1979, after agreeing to committee amendments en bloc and taking action on other amendments proposed thereto, as follows:

Adopted:

(1) Johnston unprinted amendment No. 1640, to delete $12 million for Meramac Park Lake, Missouri; Page 25347

(2) Modified Church unprinted amendment No. 1641, appropriating $5 million to construct a repository for 5,000 metric tons of spent light water reactor fuel; Page 25347

(3) Domenici unprinted amendment No. 1643, to appropriate an additional $4.2 million for Plant and Capital Equipment, earmarking $1 million for engineering and design of an electron beam fusion facility at Sandia Laboratories, Albuquerque; Page 25359

(4) Haskell unprinted amendment No. 1644, to appropriate $5 million for design and construction of Solar Energy Research Institute, Golden, Colorado; Page 25361

(5) Schweiker unprinted amendment No. 1646, earmarking not to exceed $4 million for bank stabilization measures on the Susquehanna River, Pennsylvania; and Page 25367

(6) Johnston unprinted amendment No. 1647, of a corrective nature; and Page 25371

Rejected: Leahy unprinted amendment No. 1642, calling for deletion of $1.7 million in planning funds for the Dickey-Lincoln School Lakes Hydroelectric Project, Maine. Page 25351

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Johnston, Stennis, Magnuson, Robert C. Byrd, Hollings, Huddleston, Burdick, Sasser, Hatfield of Oregon, Young, Schweiker, and Bellmon. Page 25377

Pages 25344–25378

Taxation: Senate began consideration of H.R. 12050, to provide a Federal income tax credit for tuition.

Pages 25378–25380

Presidential Message: Senate received a message from the President transmitting Reorganization Plan No. 4 of 1978, designed to improve and simplify administrative requirements of the Employee Retirement Income Security Act (ERISA)—referred to Committee on Governmental Affairs (PM–207). Page 25380

Debate Limitation Agreement: By unanimous consent it was agreed that when Senate considers H.R. 13468, making appropriations for the District of Columbia for fiscal year 1979, time for debate thereon be limited to one hour, with 30 minutes on amendments.

Page 25306

Messages From the House: Page 25381

Amendments Submitted for Printing:

Pages 25385–25388

Communications: Page 25381
Statements on Introduced Bills: Pages 25382–25385
Additional Statements: Pages 25388–25401

Nomination: Senate received the nomination of William E. Pitt, to be U.S. marshall for the district of Utah. Page 25409

Record Votes: Seven record votes were taken today. Pages 25313, 25326, 25329, 25338, 25341, 25343, 25377

Recess: Senate met at 9 a.m. and recessed at 6:16 p.m. Page 25409

Committee Meetings

FOOD LABELING

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Nutrition continued hearings on availability to the public of information on labeling and nutritional content of packaged food products. Witnesses heard were Representative Richmond; Carol Tucker Foreman, Assistant Secretary of Agriculture for Food and Consumer Services; Donald Kennedy, Commissioner, Food and Drug Administration, Department of Health, Education, and Welfare; and Al Kramer, Director, Bureau of Consumer Protection, Federal Trade Commission.

Subcommittee recessed subject to call.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee, in closed session, began consideration of proposed appropriations for fiscal year 1979 for the defense establishment, but did not complete action thereon and will meet again tomorrow.

SECOND CONGRESSIONAL BUDGET RESOLUTION

Committee on the Budget: Committee ordered favorably reported an original concurrent resolution revising the Congressional Budget for the Federal Government for fiscal year 1979. As approved by the committee, the resolution recommends $489.5 billion for outlays; $557.7 billion for new budget authority; $447.2 billion for total revenues for fiscal year 1979; and $42.3 billion for the deficit.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following business items:

S. 2053, to promote the orderly and environmentally sound exploration for and commercial recovery of hard mineral resources of the deep seabed, with amendments;

H.R. 185, to provide transport of Coast Guard employees to and from certain places of employment;

The nominations of Thomas F. Moakley, of Massachusetts, to be a member of the Federal Maritime Commission, and Francis H. McAdams, of the District of Columbia, to be a member of the National Transportation Safety Board; and

Three hundred thirty-two routine nominations in the Coast Guard on a list dated June 30, 1978.

Committee discussed S. 3229, proposed reform of the U.S. Postal Service.

NUCLEAR WASTE

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space continued hearings on nuclear waste disposal, receiving testimony from Robert Morgan, Director, Office of Waste Management, John Blomeke, Manager, Waste Management Program, Oakridge National Laboratory, and George Dix, Assistant Director of Environmental Operational Safety Division, all of the Department of Energy; Rustum Roy, Penn State University, University Park; L. J. Colby, Jr., Allied Chemical Corp., Morristown, New Jersey; Robert Silsbee, Cornell University, Ithaca, New York; Arthur R. Tamplin, National Resources Defense Council, Washington, D.C.; John Cagnetta, Northeast Utilities Service Co., Hartford, Connecticut; Sol Burnstein, Wisconsin Electric Power Co., Milwaukee; George Rhodes, The BDM Corporation, Albuquerque, New Mexico; and Eric Fersht, New Directions, Washington, D.C.

Hearings continue on Wednesday, August 16.

INDIANA DUNES NATIONAL LAKESHORE

Committee on Energy and Natural Resources: Subcommittee on Parks and Recreation concluded hearings on S. 2560, to expand the Indiana Dunes National Lakeshore, after receiving testimony from Senators Bayh and Lugar; Representatives Fithian and Benjamin; Mayor Richard Hatcher of Gary, Indiana; Ira Hutchinson, Deputy Director, National Park Service, Department of the Interior; Robert Akers, Beverly Shores Town Board, Beverly Shores, Indiana; Arlene Bagland, Association of Beverly Shores Town Residents, Beverly Shores, Indiana; George Bagnall, accompanied by John Duraska, Homeowners Opposed to Park Expansion, Beverly Shores, Indiana; Ruth Osann, Save the Dunes Council, Beverly Shores, Indiana; Dennis Winters, Indiana Division, Izaak Walton League; George Bunce, Chicago Audubon Society; Claude Ferguson, Indiana Conservation Council; and John I. Bradshaw, Northern Indiana Public Service Co., Gary.

WATER POLICY

Committee on Environment and Public Works: Subcommittee on Water Resources held hearings on water policy recommendations transmitted to the Congress by the President on June 7, 1978, receiving testimony from Guy Martin, Assistant Secretary of the Interior for Land and Water Resources.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Finance: Committee ordered favorably reported H.R. 2852, relative to taxes on gasoline and special fuels to aerial applicators, with an amendment to provide for an extension of the countercyclical assistance program for two additional years. (The original substance of H.R. 2852 was previously ordered reported as an amendment to H.R. 1337.)

Also, committee approved the following five committee amendments, to be offered on appropriate bills:

The substance of S. 2418, allowing a charitable deduction when a noncitizen bequeaths property to a charitable corporation;

An amendment to exempt long-term care facilities, such as orphanages and homes for the aged, from the private foundation rules;

An amendment to prevent the Internal Revenue Service from applying any changed position or any newly-stated position which is inconsistent with a general audit position, a regulation, or a ruling in effect on January 1, 1976, in determining whether an individual is an employee for tax purposes;

An amendment increasing from 80 percent to 95 percent the credit for State taxes paid on coin-operated gaming devices against the $250 annual Federal tax in 1979 and 1980;

An amendment containing the substance of S. 3301, making the basis allocation limitation rules inapplicable to a sale or exchange of a sports franchise under certain circumstances.

ORGANIZED CRIME

Committee on Governmental Affairs: Permanent Subcommittee on Investigations continued hearings on organized crime activities, receiving further testimony on allegations of corruption in the Atlanta penitentiary from Gary Bowdach, New York City; F. Tread Davis, Director, General Government Division, Office of Management and Budget; and Lloyd Bastian, Director, Law Enforcement Study of the President's Reorganization Project.

Subcommittee recessed subject to call.

FBI CHARTER

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure resumed hearings on the FBI Charter, receiving testimony today on FBI use of informants. Witnesses heard were Ray Talia, New York City; Tony Villano, Washington, D.C.; and a former FBI informant identified as "John."

Subcommittee recessed subject to call.

NOMINATION

Committee on Rules and Administration: Committee continued hearings on the nomination of Samuel D. Zagoria, of Maryland, to be a member of the Federal Election Commission, receiving testimony from Representative Rhodes and the nominee.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 13 public bills, H.R. 13820–13832; 1 private bill, H.R. 13833; and 15 resolutions, H.J. Res. 1111–1116, H. Con. Res. 687–691, and H. Res. 1307–1310 were introduced. Pages 25583–25584

Bills Reported: Reports were filed as follows:

H.R. 13488, to amend the Internal Revenue Code of 1954 with respect to the tax treatment of earned income of United States citizens and resident aliens from sources outside the United States, amended (H. Rept. 95–1463);

H.R. 7279, to name the United States Customs Court and Federal Office Building at 1 Federal Plaza, New York, New York, the "Paul P. Rao United States Customs Court and Federal Office Building" (H. Rept. 95–1464);

H.R. 7296, to designate the new Terminal Radar Approach Control Federal Building in Hempstead, Long Island, New York, as the "Charles A. Lindbergh Federal Building" (H. Rept. 95–1465);

H.R. 7305, to designate a certain Federal building in Champaign, Illinois, the "William L. Springer Building" (H. Rept. 95–1466);

H.R. 12634, to designate the Social Security Administration District Office Building in Pittsburg, Kansas, as the "Joe Skubitz Federal Building", amended (H. Rept. 95–1467);

H.R. 8812, to name a certain Federal building in Jonesboro, Arkansas, the "E. C. 'Took' Gathings Building" (H. Rept. 95–1468);

H.R. 11671, to designate a certain Federal building in Big Stone Gap, Virginia, the "C. Bascom Slemp Building" (H. Rept. 95–1469);

H.R. 13187, to designate the United States Post Office and Federal Building in Griffin, Georgia, the "John J. Flynt, Jr. Federal Building", amended (H. Rept. 95–1470);

H.R. 13481, to name the post office and Federal building in Portland, Maine, the "Frederick G. Payne Building" (H. Rept. 95–1471);

H.R. 13514, to name a certain Federal building in Shreveport, Louisiana, the "Joe Waggonner Federal Building", amended (H. Rept. 95–1472);

H. Res. 1307, providing for the consideration of H.R. 11280, to reform the civil service laws (H. Rept. 95-1473);

Conference report on S. 9, Outer Continental Shelf Lands Act Amendments of 1978 (H. Rept. 95-1474); and

Conference report on H.R. 13467, making supplemental appropriations for the fiscal year ending September 30, 1978 (H. Rept. 95-1475). Page 25583

Interior Appropriations: House disagreed to the Senate amendments to H.R. 12932, making appropriations for the Department of Interior and related agencies for the fiscal year ending September 30, 1979; and agreed to a conference. Appointed as conferees: Representatives Yates, McKay, Long of Maryland, Evans of Colorado, Murtha, Duncan of Oregon, Dicks, Charles Wilson of Texas, Whitten, Mahon, McDade, Regula, Armstrong, and Cederberg. Page 25410

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 13467, making supplemental appropriations for the fiscal year ending September 30, 1978. Page 25410

Federal Employee Health Benefits: House agreed to Senate amendments Nos. 1 and 2; and agreed, with amendments, to Senate amendments Nos. 3 and 4 to H.R. 2931, to amend chapter 89 of title 5, United States Code, to establish uniformity in Federal employee health benefits and coverage provided pursuant to contracts made under such chapter by preempting State or local laws pertaining to such benefits and coverage which are inconsistent with such contracts—returning the measure to the Senate. Agreed, with amendment, to the Senate amendment to the title. Page 25411

Fishery Conservation: House cleared for the President H.R. 10732, to authorize appropriations to carry out the Fishery Conservation and Management Act of 1976 during fiscal years 1979, 1980, and 1981; by agreeing to the Senate amendment to the House amendment to the Senate amendments thereto.

Subsequently, the House agreed to H. Con. Res. 687, directing the Clerk of the House of Representatives to make a correction in the enrollment of H.R. 10732.

Pages 25411–25413

Fishermen's Protective Act: House agreed, with amendments, to the Senate amendments to H.R. 10878, to extend until October 1, 1981, the voluntary insurance program provided by section 7 of the Fishermen's Protective Act of 1967—returning the measure to the Senate. Pages 25413–25415

Second Budget Resolution: By unanimous consent, it was made in order to consider H. Con. Res. 683, revising the congressional budget for the United States Government for the fiscal year 1979, on Tuesday, August 15, or any day thereafter. Page 25416

Revenue Act: By a yea-and-nay vote of 362 yeas to 49 nays, Roll No. 685, the House passed H.R. 13511, to amend the Internal Revenue Code of 1954 to reduce income taxes.

Rejected a motion to recommit the bill to the Committee on Ways and Means with instructions to report it back forthwith containing an amendment to provide an across-the-board cut in individual income taxes, averaging 33 percent phased in over three years (rejected by a yea-and-nay vote of 177 yeas to 240 nays, Roll No. 684).

Agreed To:

The committee amendments (except for section 404) (agreed to by a recorded vote of 409 ayes to 1 no with 1 voting "present", Roll No. 679); and

Committee amendment (section 404) that adds language indexing capital gains to the rate of inflation, beginning in 1980 (agreed to by a recorded vote of 249 ayes to 167 noes, Roll No. 680).

Rejected:

An amendment in the nature of a substitute that sought to extend four tax provisions due to expire at the end of the year (rejected by a recorded vote of 57 ayes to 356 noes, Roll No. 681); and

An amendment that sought to increase the size of the total individual tax reductions by $2 billion, and to provide for a graduated alternative minimum tax on capital gains (rejected by a recorded vote of 193 ayes to 225 noes, Roll No. 683).

H. Res. 1306, the rule under which the bill was considered, was agreed to earlier by a voice vote. Previously, by a yea-and-nay vote of 284 yeas to 130 nays with 1 voting "present", Roll No. 678, agreed to order the previous question on the rule. Pages 25415–25516

Late Reports: Committee on Interstate and Foreign Commerce received permission to file reports by midnight Friday, August 11, on H.R. 13655, Health Maintenance Organization Amendments; and H.R. 13611, Child Health Assessment Act of 1978. Page 25562

Presidential Message—Reorganization Plan No. 4: Received and read a message from the President wherein he transmits to Congress Reorganization Plan No. 4 for 1978, to simplify and improve the administrative requirements of the Employee Retirement Income Security Act of 1974—referred to the Committee on Government Operations and ordered printed H. Doc. 95-1473).

Pages 25562–25563

Adjournment: Adjourned at 7:52 p.m.

Committee Meetings

NAVY CONTRACTS WITH LITTON INDUSTRIES

Committee on Armed Services: Held a hearing on the proposal of the Secretary of the Navy to modify the LHA and DD-963 contracts with Litton Industries, Inc./Litton Systems, Inc. Testimony was heard from Secretary of the Navy W. Graham Claytor, Jr.; Assistant Secretary of the Navy Edward Hidalgo; and Jerome H. Stolarow, Director, Procurement and Systems Acquisition Division, GAO.

KENNEDY ASSASSINATION

Select committee on Assassinations: Subcommittee on the Assassination of President John F. Kennedy continued hearings in executive session.

COMMUNITY CREDIT NEEDS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued hearings on community credit needs. Testimony was heard from Department of Treasury and public witnesses.

INNER CITY RESTORATION

Committee on Banking, Finance and Urban Affairs: Housing Task Force on Home Ownership continued round table discussions on inner city restoration and family displacement.

URBAN POLICY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued hearings on the President's urban policy. Testimony was heard from M. Carl Holman, National Urban Coalition; a panel on Neighborhood Self-Help Development Act; and a panel on Livable Cities Act.

ADMINISTRATION OF SERVICE CONTRACT ACT

Committee on Education and Labor: Subcommittee on Labor-Management Relations held a hearing on administration of the Service Contract Act. Testimony was heard from representatives of AFL-CIO; United Auto Workers; International Association of Machinists and Aerospace Workers; and United Plant Guard Workers of America.

DEPARTMENT OF EDUCATION ORGANIZATION ACT

Committee on Government Operations: Continued markup of H.R. 13778, Department of Education Organization Act, and will resume on Monday, Aug. 14.

GOVERNMENT OPERATIONS MISCELLANY

Committee on Government Operations: Subcommittee on Government Activities and Transportation met and approved for full committee action the following measures:

H.R. 12583, to authorize the permanent establishment of a system of Federal Information Centers;

H.R. 13767, to amend the Federal Property Act; and

Report entitled: "Emergency Response to Hazardous Materials Transportation Accidents."

RECOGNITION OF INDIAN TRIBES PROCEDURE

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held a hearing on H.R. 11630 and related bills, to establish an administrative procedure within the Department of the Interior for the recognition of Indian Tribes. Testimony was heard from Representatives Rose, Fountain, and Preyer; Department of Interior and public witnesses.

INDIANA DUNES NATIONAL LAKESHORE

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs held a hearing on H.R. 11110, relating to the Indiana Dunes National Lakeshore. Testimony was heard from Representatives Fithian and Benjamin; Ira Hutchison, Deputy Director, National Park Service; Mayor Richard Hatcher of Gary, Indiana; and public witnesses.

ZAIRE AIRLIFT

Committee on International Relations: Subcommittee on International Security and Scientific Affairs held a hearing on Zaire Airlift: War Powers Compliance. Testimony was heard from Representative Findley; and Herbert J. Hansell, Legal Adviser, Department of State.

U.S. PRIVATE INVESTMENT IN SOUTH AFRICA

Committee on International Relations: Subcommittees on International Economic Policy and Trade and on Africa held a joint hearing on H.R. 12463 and related bills, United States private investment in South Africa. Testimony was heard from Assistant Secretary of State Richard M. Moose; Assistant Secretary of Treasury C. Fred Bergsten; Deputy Assistant Secretary of Commerce Stanley J. Marcuss; and Dr. Leon Sullivan, Founder and Chairman of the Board, OIC.

LOCAL RAIL SERVICE ASSISTANCE ACT

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House H.R. 11979 as amended, Local Rail Service Assistance Act of 1978.

COMMUNICATIONS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on H.R. 13015, Communications Act of 1978, with testimony from public witnesses.

MANDATORY DEPOSITS ON BEVERAGE CONTAINERS

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce held a hearing on mandatory deposits on beverage containers. Testimony was heard from Representative Jeffords, and representatives of EPA; Office of Technology Assessment; GAO; and public witnesses.

PRIMARY HEALTH CARE SERVICES

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment held an oversight hearing on the development of primary health care services. Testimony was heard from Ruth Hanft, Deputy Assistant Secretary for Health Policy, HEW; and public witnesses.

INTERPRETERS IN U.S. COURTS

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights began markup of H.R. 10228 and S. 1315, To provide more effectively for the use of interpreters in courts of the United States, and will resume on Monday, Aug. 14.

FEDERAL MARITIME COMMISSION

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held an oversight hearing on the Federal Maritime Commission with testimony from the Chairman and Commissioners.

FISH AND WILDLIFE COORDINATION ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held an oversight hearing on administration of the Fish and Wildlife Coordination Act. Testimony was heard from Departmental witnesses.

PCP AND PSYCHOTROPIC DRUGS

Select Committee on Narcotics Abuse and Control: Continued hearings on PCP and psychotropic drugs. Testimony was heard from public witnesses.

DEPO PROVERA

Select Committee on Population: Continued hearings on use of the contraceptive drug Depo Provera. Testimony was heard from representatives of Agency for International Development; National Institutes of Health; World Health Organization; Population Council and Environmental Defense Fund.

FUELS TRANSPORTATION SAFETY AMENDMENTS

Committee on Rules: Granted an open rule providing one hour of general debate; making the committee amendment in order as an original bill for the purpose of amendment; providing that the substitute be read for amendment by titles instead of by sections; providing one motion to recommit with or without instructions; and providing that after passage of H.R. 11622, the Committee on Interstate and Foreign Commerce shall be discharged from further consideration of the bill S. 1895, and it shall then be in order in the House to move to strike out all after the enacting clause of the said Senate bill and insert in lieu thereof the provisions contained in H.R. 11622 as passed by the House, Fuels Transportation Safety Amendments. Testimony was heard from Representatives Markey, Dingell, and Moore. Statements for the record were submitted by Representatives Dingell and Moore.

CIVIL SERVICE REFORM ACT

Committee on Rules: Granted an open rule providing one hour of general debate; waiving section 402(a) of the Congressional Budget Act of 1974; making the committee amendment in order as an original bill for the purpose of amendment; providing that the substitute be read for amendment by titles instead of by sections; waiving all points of order against the substitute for failure to comply with the provisions of clause 7, Rule XVI and providing that it shall be in order when consideration of the substitute begins to make one point of order that titles IX and X would be in violation of clause 7, Rule XVI if offered as a separate amendment to H.R. 11280; providing if such point of order is sustained, it shall be in order to consider said substitute without titles IX and X included therein as an original bill for the purpose of amendment, said substitute shall be read for amendment by titles instead of by sections and waiving all points of order against the substitute for failure to comply with the provisions of clause 7, Rule XVI and providing one motion to recommit with or without instructions, on H.R. 11280, Civil Service Reform Act of 1978. Testimony was heard from Representatives Nix, Udall, Clay, Derwinski, Harris and Spellman.

MEDICARE ABUSE IN HOME HEALTH CARE

Committee on Ways and Means: Subcommittee on Oversight held a hearing on Medicare abuse in the home health care industry. Testimony was heard from Robert Derzon, Health Care Finance Administration, HEW; Gregory Ahart, GAO; Merritt W. Jacoby, Assistant Vice President, Blue Cross; and Hadly Hall, Executive Director, San Francisco Home Health Service.

UNEMPLOYMENT COMPENSATION REFORM ACT

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation held a hearing on H.R. 8291 and 8453, Unemployment Compensation Reform Act. Testimony was heard from Representatives Pickle, Carr, Patterson of California, and Harrington; Department of Labor; and a panel of State officials from Michigan, Pennsylvania, Texas and Rhode Island.

Hearings continue tomorrow.

Joint Committee Meetings

SMALL BUSINESS—INDUSTRIAL INNOVATION

Joint Hearing: Senate Select Committee on Small Business held joint hearings with House Small Business Subcommittee on Antitrust Restraint of Trade Activities Affecting Small Businesses, and Subcommittee on Impact of Energy Problems, Environment and Safety Requirements and Government on Small Business, to examine Federal Government policy concerning utilization of small businesses and possible national initiatives to encourage small business. Witnesses heard were Jack T. Sanderson, Assistant Director for Applied Science and Research Applications, National Science Foundation; Admiral Leroy E. Hopkins, Associate Director of Procurement, NASA; Lester Fettig, Administrator for Federal Procurement Policy, Office of Management and Budget; Michael Tashjian, Director of Procurement, Department of Energy; Mathias Lasker, Acting Deputy Assistant Secretary of Health, Education, and Welfare for Grants and Procurement; Aaron Gellman, Gilman Research Associates, Jenkintown, Pa.; and Charles Garber, Association of Small Research and Development Contractors, Washington, D.C.

Hearings were recessed subject to call.

APPROPRIATIONS—SUPPLEMENTAL

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 13467, making supplemental appropriations for fiscal year 1978.

SECURITY ASSISTANCE

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 3075, authorizing funds for international security assistance programs for fiscal year 1979, but did not complete action thereon and will meet again on Monday, August 14.

Friday, August 11, 1978

Senate

Chamber Action

Routine Proceedings, pages 25616–25702

Bills Introduced: 6 bills and 3 resolutions were introduced, as follows: S. 3398–3403; and S. Res. 537–539.

Pages 25675, 25686–25687

Bills Reported: Reports were made as follows:

S. 2793, to provide that certain decisions rendered by the High Court of American Samoa which are not reviewable by another division of that court may be reviewed by the U.S. Court of Appeals for the ninth circuit (S. Rept. 95–1107);

H.R. 7819, to complement the Vienna Convention on Diplomatic Relations so that the diplomatic community understands clearly that its members are expected to obey the laws and regulations of the U.S. and of the local jurisdictions in which they live and work, with amendments (S. Rept. 95–1108);

S. 1274, to provide the Attorney General of the U.S. with authority to contract with State and local authorities for the safekeeping, care, and subsistence of all Federal prisoners (S. Rept. 95–1109);

S. 3336, authorizing the Department of Justice and the Administrative Office of the U.S. courts to provide services to drug dependent Federal offenders (S. Rept. 95–1110);

H.R. 5285, to clarify the tariff treatment of film strips, sheets, and plates of certain plastics and rubber, to incorporate therein the proposed Medicare-Medicaid Administrative and Reimbursement Reform Act, with an amendment (S. Rept. 95–1111); and

S. Res. 538, to authorize the reprinting of Judiciary Committee print entitled "Colonization of the West Bank Territories by Israel" (without written report—referred to Committee on Rules and Administration).

Page 25675

Bills Passed:

Olin E. Teague Veterans' Center: Senate passed H.R. 11579, to designate the Veterans' Administration center in Temple, Texas, as the Olin E. Teague Veterans' Center, after agreeing to two amendments, as follows:

(1) Cranston unprinted amendment No. 1649, to designate Veterans' Administration hospital in Tampa, the James A. Haley Veterans' Hospital; and Page 25650

(2) Thurmond unprinted amendment No. 1650, to designate the Veterans' Administration hospital in Bedford, Massachusetts, the Edith Nourse Rogers Memorial Veterans' Hospital, and the Veterans' Administration hospital in Columbia, South Carolina, the Wm. Jennings Bryan Dorn Veterans' Hospital. Page 25651

Pages 25650–25653

Calendar Bills: Senate took from the calendar and passed the following measures:

Without amendment and cleared for the President

National P.O.W.-M.I.A. Day: H.J. Res. 963, requesting the President to proclaim July 18, 1979, as "National P.O.W.-M.I.A. Recognition Day".

National Lupus Week: H.J. Res. 682, requesting the President to proclaim the week of September 17, 1978 as "National Lupus Week".

National Guard Day: H.J. Res. 946, requesting the President to proclaim October 7, 1978, as "National Guard Day".

Without amendment and sent to the House

Foreign acquisition of U.S. lands: S. 3384, to require foreign persons who acquire, transfer, or hold interests in agricultural land to report such transactions and holdings to the Secretary of Agriculture.

National Port Week: S.J. Res. 148, requesting the President to proclaim the seven calendar days beginning September 17, 1978, as "National Port Week".

Private relief bills: S. 153, 2547, 2977, and 3001, private relief bills.

Eazor Express, Inc.: S. 3382, to waive the statute of limitations with regard to the tort claim of Eazor Express, Inc., of Pittsburgh, Pennsylvania, against the United States.

With amendment and returned to the House

Private relief bills: S. 1680, 399, and 2333, private relief bills. Pages 25653–25658

Taxation: Senate continued consideration of H.R. 12050, to provide a Federal income tax credit for tuition. Pending at recess was Goldwater amendment No. 3445, to provide a credit for residential property taxes paid for the support of public schools. By unanimous consent it was agreed that a record vote will occur on this amendment at 6 p.m. on Monday, August 14.

Pages 25619–25649, 25659–25674

Federal Trade Commission: Senate insisted on its amendments to H.R. 3816, authorizing funds for the Federal Trade Commission for fiscal year 1978, agreed to a further conference with the House, and appointed as conferees Senators Cannon, Ford, Durkin, Schmitt, and Danforth. Pages 25649–25650

Bill Referred: H.R. 13635, defense appropriations, was referred to Committee on Appropriations. Page 25675

Messages From the House: Page 25675

Amendments Submitted for Printing: Page 25687

Statements on Introduced Bills: Pages 25675–25685

Additional Statements: Pages 25687–25698

Confirmations: Senate confirmed the following nominations:

George M. Lane, of Massachusetts, to be Ambassador to the Yemen Arab Republic;

Harold E. Horan, of Texas, to be Ambassador to the Republic of Malawi;

Calvin H. Raullerson, of Texas, to be Assistant Administrator, Agency for International Development;

James D. Phillips, Jr., of North Carolina, to be U.S. circuit judge for the fourth circuit;

Harry E. Claiborne, to be U.S. district judge for the district of Nevada;

Thomas A. Wiseman, Jr., to be U.S. district judge for the middle district of Tennessee;

Norma Levy Shapiro, to be U.S. district judge for the eastern district of Pennsylvania;

Sidney I. Lezak, to be U.S. attorney for the district of Oregon;

Edward R. Korman, to be U.S. attorney for the eastern district of New York;

Francis H. McAdams, of the District of Columbia, to be a member of the National Transportation Safety Board;

Thomas F. Moakley, of Massachusetts, to be a member of the Federal Maritime Commission; and

Sundry nominations in the Coast Guard. Page 25702

Nominations: Senate received two Navy nominations in the rank of Admiral. Page 25702

Recess: Senate met at 9:45 a.m. and recessed at 5:16 p.m. Page 25702

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee, in closed session, approved for full committee consideration H.R. 13635, making appropriations for fiscal year 1979 for the defense establishment. Subcommittee failed to reach agreement on disposition of several items in the proposed legislation, leaving their consideration to the full committee.

ALASKA NATIONAL LANDS

Committee on Energy and Natural Resources: Committee continued consideration of the following bills which designate or add certain lands in Alaska to the National Parks, National Wild and Scenic Rivers, and National Wilderness Preservation Systems—S. 499, 1500, 1546, 1787, 2465, 2944, 3016, and H.R. 39—but not complete action thereon and will meet again on Tuesday, August 15.

NOMINATION

Committee on Environment and Public Works: Committee concluded hearings on the nomination of Karl S. Bowers, of South Carolina, to be Administrator, Federal Highway Administration, Department of Transportation, after the nominee, who was introduced by Senators Thurmond and Hollings, testified and answered questions on his own behalf.

JAPANESE PARLIAMENTARY CONFERENCES

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs held hearings on S.J. Res. 111, authorizing participation by the U.S. in parliamentary conferences with Japan, receiving testimony from Senators Roth and Stone; Roger Sullivan, Deputy Assistant Secretary of State for East Asian and Pacific Affairs; and David MacEachron, The Japan Society, New York City.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Select Committee on Indian Affairs: Committee ordered favorably reported the following measures:

H.R. 11092, authorizing an additional $500,000 for expenses of the Navajo and Hopi Indian Relocation Commission, with an amendment in the nature of a substitute;

An original resolution waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 11092;

S. 2502, to authorize States and Indian tribes to enter into mutual agreements respecting jurisdiction and governmental operations in Indian country, with an amendment in the nature of a substitute;

S. 3002, clarifying the southern boundary of the Salt River Pima-Maricopa Indian Reservation, Arizona, amended; and

S. 3184, designating the Indian health facility in Ada, Oklahoma, the "Carl Albert Indian Health Facility."

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 13834–13849; and 3 resolutions, H. Con. Res. 692, and H. Res. 1311 and 1312 were introduced. Page 25765

Bills Reported: Reports were filed as follows:

H. Res. 1311, providing for the consideration of H.R. 11622, Fuels Transportation Safety Amendments Act of 1978 (H. Rept. 95–1476);

H. Res. 1297, to provide for the orderly shipment of official records and papers of Members of the House of Representatives (H. Rept. 95–1477);

Conference report on S. 3040, Amtrak Improvement Act of 1978 (H. Rept. 95–1478);

H.R. 13655, Health Maintenance Organization Amendments, amended (H. Rept. 95–1479);

H.R. 13650, Uranium Mill Tailings Control Act of 1978, amended (H. Rept. 95–1480);

H.R. 13611, Child Health Assessment Act of 1978 (H. Rept. 95–1481);

H.R. 11979, to amend section 5 of the Department of Transportation Act, relating to local rail service assistance, amended (H. Rept. 1482);

H.R. 12101, Farmer-to-Consumer Direct Marketing Act Amendments of 1978, amended (H. Rept. 95–1483);

H.R. 13750, Sugar Stabilization Act of 1978, amended (H. Rept. 95–1484); and

H.R. 11733, Surface Transportation Assistance Act of 1978, amended (H. Rept. 95–1485). Pages 25764–25765

Journal: By a yea-and-nay vote of 325 yeas to 13 nays with 4 voting "present", Roll No. 686, the House approved the Journal of Thursday, August 10. Page 25702

Public Works Appropriations: House disagreed to the Senate amendments to H.R. 12928, making appropriations for public works for water and power development and energy research for the fiscal year ending September 30, 1979; and agreed to a conference. Appointed as conferees: Representatives Bevill, Boland, Whitten, Slack, Boggs, Dicks, Shipley, Chappell, Mahon, John T. Myers, Burgener, Smith of Nebraska, and Cederberg.

Page 25703

Committee Funds: House agreed to H. Res. 1237, to provide funds for the further expenses of investigations and studies by the Ad Hoc Committee on Energy.

Pages 25703–25704

Late Reports: Committee on Public Works and Transportation received permission to file a report by midnight tonight on H.R. 11733, Surface Transportation Assistance Act of 1978;

Committee on Agriculture received permission to file reports by midnight tonight on H.R. 13750, Sugar Stabilization Act of 1978; and H.R. 12101, Farmer-to-Consumer Direct Marketing Act Amendments of 1978; and

Committee on Interior and Insular Affairs received permission to file a report by midnight tonight on H.R. 13650, Uranium Mill Tailings Control Act of 1978.

Page 25730

Water Resources Planning: House insisted on its amendment to S. 2701, to amend the Water Resources Planning Act (79 Stat. 244, as amended); and agreed to a conference. Appointed as conferees: Representatives Meeds, Udall, Vento, and Lujan. Page 25713

Civil Service Reform: House completed all general debate on H.R. 11280, to reform the civil service laws; but came to no resolution thereon. Proceedings under the 5-minute rule will continue at a later date.

By a yea-and-nay vote of 340 yeas to 13 nays with 1 voting "present", Roll No. 688, the House agreed to resolve itself into the Committee of the Whole. Subsequently, agreed to a motion to table a motion to reconsider the previous vote (agreed to by a yea-and-nay vote of 327 yeas to 8 nays, Roll No. 689).

H. Res. 1307, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 357 yeas to 18 nays, Roll No. 687. Pages 25713–25728

Committee To Sit: Select Committee on Assassinations received permission to sit during proceedings of the House under the 5-minute rule during the week of August 14. Page 25728

Late Reports: Committee on International Relations received permission to file a report by midnight tonight on H.R. 11942, Clayton Act Amendments of 1978; and

Conferees received permission to file a conference report by midnight tonight on H.R. 6669, to establish a national climate program. Pages 25729, 25730

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of August 16. Page 25730

Electronic Fund Transfers: By a yea-and-nay vote of 314 yeas to 2 nays with 2 voting "present", Roll No. 690, the House passed H.R. 13007, to amend the Consumer Credit Protection Act to establish rights, remedies, and responsibilities for all participants in the utilization of electronic fund transfer services.

Agreed To:

An amendment that allows, with respect to any preauthorized debit, institutions to elect to provide confirmation of the transfer on the next monthly statement to the account holder;

A clarifying amendment that substitutes new language for language in the bill relating to prohibiting discriminatory pricing;

An amendment that adds new language providing for confirmation by positive notice within 5 days, if immediate confirmation cannot be given, of a transaction at a terminal of the financial institution where the holder has his account; and adds language requiring written notice to be furnished to the account holder if an institution provisionally credits a consumer account after receiving notice of an error; and

Sundry technical and clarifying amendments.

H. Res. 1278, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 25730–25745

Late Report: Committee on Interstate and Foreign Commerce received permission to file a report by midnight tonight on H.R. 11979, to amend section 5 of the Department of Transportation Act, relating to local rail service assistance. Page 25751

Committee To Sit: Committee on Agriculture received permission to sit (except for consideration of international grain reserve legislation) during proceedings of the House under the 5-minute rule during the week of August 14. Earlier, objection was heard to a similar request. Page 25751

Adjournment: Adjourned at 2:50 p.m.

Committee Meetings

INTERNATIONAL EMERGENCY WHEAT RESERVE ACT

Committee on Agriculture: Met for markup of H.R. 12087, International Emergency Wheat Reserve Act, and will resume markup of a clean bill on Tuesday, August 15.

PAYMENT OF INTEREST ON RESERVES

Committee on Banking, Finance and Urban Affairs: Continued hearings on payment of interest on reserves legislation with testimony from public witnesses.

URANIUM MILL TAILINGS CONTROL ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power met and approved for full committee action H.R. 13650 amended, Uranium Mill Tailings Control Act of 1978.

PASSIVE SOLAR TECHNOLOGY

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations held a hearing on passive solar technology. Testimony was heard from public witnesses.

UNEMPLOYMENT COMPENSATION REFORM ACT

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation continued hearings on H.R. 8291 and 8453, Unemployment Compensation Reform Act. Testimony was heard from Governor of Mississippi Finch; State officials and public witnesses.

MISCELLANEOUS REVENUE

Committee on Ways and Means: Subcommittee on Miscellaneous Revenue measures met and approved for full committee action the following bills:

H.R. 7207 amended, to provide that certain organizations furnishing computer and fiscal management services to social service organizations shall be exempt from income tax;

H.R. 11741, to clarify the treatment of contributions in aid of construction to regulated electric or gas public utilities;

H.R. 12592 amended, to amend section 4941 of the Internal Revenue Code of 1954; and

H.R. 12828, to amend the Internal Revenue Code of 1954 to exclude from the definition of an unrelated trade or business qualified convention and trade show activities carried out by an organization described in section 501(c)(3).

The subcommittee deferred action on H.R. 6989.

Following the markup session, the subcommittee held a hearing on miscellaneous tax bills. Testimony was heard from Representatives Traxler, Pursell, Udall, Devine, Kelly, Evans of Delaware and Pickle; Department of the Treasury, and public witnesses.

Joint Committee Meeting

MILITARY CONSTRUCTION

Conferees: agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 12927, making appropriations for military construction for fiscal year 1979.

Monday, August 14, 1978

Senate

Chamber Action

Routine Proceedings, pages 25800–25909

Bills Introduced: Six bills were introduced, as follows: S. 3404–3409. Page 25867

Bills Reported: Reports were made as follows:

Filed on August 11:

H.R. 1920, to provide for a refund of taxes on alcoholic beverages which have been lost or rendered unmarketable due to fire or other disaster or vandalism, with amendment (S. Rept. 95–1112).

H.R. 8811, to allow Tax Court judges seeking to qualify for Civil Service Retirement benefits to revoke their election to receive benefits under the Tax Court retirement system prior to receiving any such benefits (S. Rept. 95–1113).

H.R. 10161, a private bill, with amendment (S. Rept. 95–1114).

Filed today:

S. 3274, to designate the Federal Bee Research Laboratory in Tucson, Arizona, as the "Carl Hayden Bee Research Center" (S. Rept. 95–1115).

S. 518, to provide increased employment opportunity by executive agencies of the Federal Government for persons unable to work standard working hours, with amendment (S. Rept. 95–1116).

S. 1185, to regulate interstate commerce with respect to parimutuel wagering on horseracing, with an amendment (S. Rept. 95–1117). Page 25867

Bills Passed:

District of Columbia appropriations: Senate passed H.R. 13468, making appropriations for the District of Columbia for fiscal year 1979, after agreeing to committee amendments en bloc. Page 25841

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Leahy, DeConcini, Bumpers, Magnuson, Mathias, Weicker, and Young. Page 25846

Pages 25841–25846

Fraudulent mail solicitations: Senate passed without amendment and cleared for the House S. 2543, to provide better enforcement procedures for preventing fraudulent solicitations through the mails.

Pages 25907–25908

National Transportation Safety Board: Committee on Commerce, Science, and Transportation was discharged from the further consideration of H.R. 12106, authorizing funds for the National Transportation Safety Board for fiscal year 1979, and the bill was then passed after agreeing to Robert C. Byrd (for Cannon) unprinted amendment No. 1653, in the nature of a substitute, which would provide funding for the Board through fiscal year 1980 as well as for fiscal year 1979.

Page 25908

Enrollment correction: Senate agreed to H. Con. Res. 687, authorizing corrections in the enrollment of H.R. 10732, authorizing funds for fiscal year 1979 to carry out programs administered under the Fishery Conservation and Management Act. Page 25907

Taxation: Senate continued consideration of H.R. 12050, to provide a Federal income tax credit for tuition, taking action on amendments proposed thereto, as follows:

Adopted: By unanimous vote of 87 yeas, Moynihan unprinted amendment No. 1651, adding to the statement of findings the importance of the existence of diverse public and nonpublic educational institutions of high quality; Page 25862

Rejected: By 21 yeas to 69 nays, Goldwater amendment No. 3445, to provide a credit for residential property taxes paid for the support of public schools.

Page 25858

Pending at recess was Packwood amendment No. 3474 (unprinted amendment No. 1652), to clarify that only the Supreme Court may determine the constitutionality of provisions of the bill, on which Senate will vote at 1 p.m. on Tuesday, August 15. Page 25866

Pages 25802–25841, 25846–25866

Bill Indefinitely Postponed: Senate indefinitely postponed further action on S. Res. 464, to disapprove Reorganization Plan No. 2, to reorganize the Civil Service Commission. Page 25898

Bill Referred: H.R. 13511, Revenue Act of 1978, was received and referred to Committee on Finance.

Page 25857

Bill Placed on Calendar: H.R. 13007, electronic fund transfers, was received and placed on the Senate Calendar. Page 25857

Message From the House: Page 25857

Amendments Submitted for Printing:

Pages 25881–25882

Statements on Introduced Bills: Pages 25857–25880

Additional Statements: Pages 25882–25898

Nominations: Senate received the nomination of Richard S. Arnold, to be U.S. district judge for the eastern and western districts of Arkansas; and

Sundry nominations in the Army, Navy, Air Force, and Coast Guard. Pages 25909–25912

Record Votes: Two record votes were taken today.

Pages 25858, 25862

Recess: Senate met at 9:30 a.m. and recessed at 7:54 p.m.

Page 25909

Committee Meetings

FEDERAL RESERVE REQUIREMENTS

Committee on Banking, Housing, and Urban Affairs: Committee began hearings on S. 3304, to provide for the maintenance of reserves for certain institutions; to require the imposition of charges for certain services by Federal Reserve banks, and to authorize the payment of interest on reserves held in Federal Reserve banks, receiving testimony from G. William Miller, Chairman, Board of Governors of the Federal Reserve System; George A. Lemaistre, Chairman, Federal Deposit Insurance Corporation; Lawrence Connell, Administrator, National Credit Union Administration; and Dr. Kenneth Biederman, Director, Office of Economic Research, Federal Home Loan Bank Board.

Hearings continue tomorrow.

SOLAR ENERGY RESEARCH

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development held hearings on S. 2860 and H.R. 12505, to provide for research, development, and demonstration programs utilizing solar energy, receiving testimony from Senators Sparkman and Allen; Representative Flippo; Dr. John M. Deutch, Director, Office of Energy Research, Department of Energy, accompanied by Dr. James J. Kramer, Associate Administrator, National Aeronautics and Space Administration; Garry DeLoss, Environmental Policy Center, Washington, D.C.; O. C. Boileau, Boeing Aerospace Co., Seattle, accompanied by Ira G. Hedrick, Grumman Aerospace Corporation, Bethpage, New York; and Dr. Peter E. Glaser, Sunsat Energy Council, Cambridge, Massachusetts.

Hearings were recessed subject to call.

MEDICAID FOR PUERTO RICO AND CHILD HEALTH ASSESSMENT

Committee on Finance: Subcommittee on Health held hearings on H.R. 9434, to increase Federal medicaid funding for Puerto Rico, the Virgin Islands, and Guam, receiving testimony from Baltasar Corrada, Resident Commissioner of Puerto Rico, and Robert Derzon, Administrator, Health Care Financing Administration; and on S. 1392, to improve the administration of and benefits under the Medicaid program for screening and treatment of children, receiving testimony from Secretary of Health, Education, and Welfare Joseph A. Califano, Jr.; Wendy Lazarus, Children's Defense Fund, Washington, D.C.; Marilyn K. Katz, Connecticut Legal Services, Inc., Bridgeport; Dr. Joseph D. Noshpitz, Washington, D.C., on behalf of the American Academy of Child Psychiatry, the American Psychiatric Association, the National Association of Private Psychiatric Hospitals, the American Association of Psychiatric Services for Children, the Mental Health Association, and the Association for the Advance of Psychology; Dr. Jesse B. Barber, National Medical Association, Washington, D.C.; and Dr. Theodore Levitas, on behalf of the American Dental Association, Washington, D.C.

Subcommittee recessed subject to call.

MIDDLE EAST BRIEFING

Committee on Foreign Relations: Committee, in closed session, received a briefing on the current situation in the Middle East from Secretary of State Cyrus Vance.

Committee recessed subject to call.

VEHICLE SEIZURE

Committee on the Judiciary: Subcommittee on Immigration held hearings on S. 3093, to provide for the seizure of vehicles used to illegally transport persons into the United States, receiving testimony from Mike Hawkins, U.S. Attorney for the District of Arizona, Phoenix; Leonel J. Castillo, Commissioner, Immigration and Naturalization Service, Department of Justice; Gerda Bikales, Environmental Coalition for North America, Washington, D.C.; Peter Allstrom, AFL-CIO, Washington, D.C.; and Phyllis Eisen, Zero Population Growth, Inc., Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 13850–13865; 3 private bills, H.R. 13866–13868; and 4 resolutions, H. Con. Res. 693 and 694, and H. Res. 1313 and 1314 were introduced. Pages 25999–26000

Bills Reported: Reports were filed as follows:

H. Res. 1280, to create an additional position of Assistant Chief Telephone Operator and to abolish five telephone operator positions (H. Rept. 95–1486);

H.R. 13500, to amend title 44 to insure the preservation of and public access to the official records of the President, amended (H. Rept. 95–1487);

H.J. Res. 1041, to restore posthumously full rights of citizenship to Jefferson F. Davis (H. Rept. 95–1488);

Conference report on H.R. 6669, to establish a national climate program (H. Rept. 95–1489); and

Conference report on H.R. 12928, making appropriations for public works for water and power development and energy research for the fiscal year ending September 30, 1979 (H. Rept. 95–1490). Page 25999

Journal: By a yea-and-nay vote of 321 yeas to 14 nays with 1 voting "present", Roll No. 691, the House approved the Journal of Friday, August 11. Page 25912

Late Reports: Conferees received permission to file a conference report by midnight tonight on H.R. 12928, making appropriations for public works for water and power development and energy research for the fiscal year ending September 30, 1979; and

Conferees received permission to file a conference report by midnight tonight on H.R. 6669, to establish a national climate program. Page 25915

SBA Programs: Read and accepted a letter from Representative Stanton, wherein he resigns as a conferee on H.R. 11445, to amend the Small Business Act and the Small Business Investment Act of 1958. Subsequently, the Speaker appointed Representative Carter to fill the existing vacancy. Page 25916

Foreign Assistance Appropriations: By a yea-and-nay vote of 223 yeas to 167 nays, Roll No. 700, the House passed H.R. 12931, making appropriations for Foreign Assistance and related programs for the fiscal year ending September 30, 1979.

Rejected a motion to recommit the bill to the Committee on Appropriations.

Agreed To:

An amendment, as amended by an amendment (amendment agreed to by a recorded vote of 241 ayes to 153 noes, Roll No. 692), that reduces the Inter-American Development Bank and the International Development Association appropriations by 2 percent (agreed to by a recorded vote of 359 ayes to 27 noes, Roll No. 693);

An amendment that prohibits use of United States funds appropriated to the International Development Association to finance any assistance or reparations to Vietnam (agreed to by a recorded vote of 234 ayes to 152 noes, Roll No. 694, after having been previously rejected by a division vote of 30 ayes to 31 noes);

An amendment that prohibits use of funds for indirect aid (in addition to direct aid) to Cuba;

An amendment that directs the United States Governors to the International Bank for Reconstruction and Development, the International Finance Corporation, the International Development Association, the Inter-American Development Bank, the Asian Development Bank, and the African Development Fund to propose and seek adoption of an amendment to the Articles of Agreement for their respective institutions to establish human rights standards to be considered with each application for assistance; and

An amendment, as amended by a substitute (substitute agreed to by a recorded vote of 289 ayes to 95 noes, Roll No. 698), that reduces total appropriations by 2 percent, except for areas or programs reduced by 2 percent by previous amendments agreed to in the Committee of the Whole (agreed to by a recorded vote of 341 ayes to 44 noes, Roll No. 699).

Rejected an amendment to the previous amendment that sought to reduce total appropriations not required by law by 8 percent (rejected by a recorded vote of 184 ayes to 199 noes, Roll No. 697).

Rejected:

An amendment that sought to prohibit use of Peace Corps funds for assistance to or in the Central African Empire;

An amendment that sought to make the appropriation for the United States contribution to the International Bank for Reconstruction and Development available for fiscal year 1979 only, rather than to have it remain available until expended;

An amendment that sought to prohibit use of funds appropriated to the International Financial Institutions for establishing or expanding the production for export of steel, grains, sugar, palm oil, citrus crops, tobacco, or tires (rejected by a recorded vote of 143 ayes to 239 noes, Roll No. 695);

An amendment that sought to prohibit the use of funds to provide, review, or administer any assistance, credits, guarantees, or insurance in or for Panama (rejected by a recorded vote of 172 ayes to 202 noes, Roll No. 696); and

A substitute amendment to the previous amendment that sought to prohibit use of funds for military training or military credit sales to Panama.

The Clerk was authorized to correct section numbers, punctuation, and cross references in the engrossment of the bill. Pages 25916–25972

District of Columbia Appropriations: House disagreed to the Senate amendments to H.R. 13468, making appropriations for the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1979; and agreed to a conference. Appointed as conferees: Representatives Natcher, Giaimo, McKay, Burke of California, Charles Wilson of Texas, Benjamin, Mahon, Burgener, Kemp, and Cederberg. Page 25972

Referrals: Six Senate-passed measures were referred to the appropriate House committees. Page 25998

Adjournment: Adjourned at 9:21 p.m.

Committee Meetings

EFFECTS OF TEST BAN TREATY

Committee on Armed Services: Panel on Strategic Arms Limitation Talks and the Comprehensive Test Ban Treaty held an executive hearing on the possible effects of a Comprehensive Test Ban Treaty on U.S. national security interests. Testimony was heard from representatives of Department of Energy; Defense Nuclear Agency; Joint Chiefs of Staff; Department of Defense; and Lawrence Livermore Laboratory.

Hearings continue tomorrow.

KING ASSASSINATION

Select Committee on Assassinations: Began open hearings on the assassination of Martin Luther King, Jr. with testimony from civil rights leader Rev. Ralph Abernathy.

Hearings continue tomorrow.

COMMEMORATIVE MEDALS

Committee on Banking, Finance and Urban Affairs: Met and ordered reported favorably to the House the following bills:

H.R. 8389, Authorizing the President of the United States to present a gold medal to the widow of Robert F. Kennedy;

S. 425, to authorize the President to present a special gold medal to Lt. Gen. Ira C. Eaker;

H.R. 13174, To provide for the striking of national medals to commemorate the XIII Olympic Winter Games to be held in Lake Placid, New York, in 1980; and

H.R. 13643 amended, To provide for the striking of medals in commemoration of the life and ideals of Dr. Martin Luther King, Jr.

DEPARTMENT OF EDUCATION ORGANIZATION ACT

Committee on Government Operations: Continued markup of H.R. 13778, Department of Education Organization Act; and will resume tomorrow.

NUCLEAR SITING AND LICENSING ACT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment considered but did not take any action on H.R. 11704, Nuclear Siting and Licensing Act.

AMERICAN YOUTH HOSTEL ACT

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs held a hearing on H.R. 3767, American Youth Hostel Act of 1978. A Statement for the record was read on behalf of Representative Nolan and testimony was heard from public witnesses.

COMMUNICATIONS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on H.R. 13015, Communications Act of 1978, with testimony from U.S. Army and public witnesses.

Hearings continue tomorrow.

LIFE INSURANCE MARKETING

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on life insurance marketing and cost disclosure with testimony from insurance industry witnesses.

Hearings continue tomorrow.

AMATEUR SPORTS ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued markup of S. 2727, Amateur Sports Act, and will resume on Tuesday, August 15.

INTERPRETERS IN U.S. COURTS

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued markup of H.R. 10228 and S. 1315, to provide more effectively for the use of interpreters in courts of the United States, and will resume on Thursday, August 17.

FEDERAL PHYSICIANS COMPARABILITY ALLOWANCE ACT—FEDERAL EMPLOYEES GROUP LIFE INSURANCE

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits met and approved for full committee action the following bills:

S. 990, Federal Physicians Comparability Allowance Act of 1978; and

H.R. 12924, to increase the amounts of regular and optional group life insurance available to Federal employees and provide optional life insurance on family members.

BUILDING NAMES—SMITHSONIAN SUPPORT FACILITIES

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds met and approved for full committee action the following bills, as amended:

H.R. 13808, to designate the "Omar Burleson Federal Building";

H.R. 13809, to designate the "George H. Mahon Building"; and

S. 1029, to authorize the Smithsonian Institution to construct museum support facilities.

INTERNATIONAL TERRORISM

Committee on Public Works and Transportation: Subcommittee on Aviation met and approved for full committee action H.R. 13387 amended, Act to Combat International Terrorism.

CO-SPONSORSHIP—SECONDS

Committee on Rules: Subcommittee on The Rules and Organization of The House held hearings on H. Res. 86, to remove the limitation on the number of Members who may introduce jointly any bill, memorial, or resolution, and to provide for the addition and deletion of names of Members or sponsors after the introduction of a bill; and

H. Res. 1246, to eliminate the existing requirement that motions to suspend the rules be seconded by tellers when demanded.

Testimony was heard from Representatives John L. Burton, Waggonner, Bauman, Mikva, and Cleveland.

TAX TREATMENT OF FRINGE BENEFITS

Committee on Ways and Means: Task Force on Tax Treatment of Fringe Benefits held a hearing with testimony from IRS Commissioner Kurtz; and Donald Lubick, Treasury Department.

SUGAR STABILIZATION

Committee on Ways and Means: Subcommittee on Trade held a hearing on sugar legislation. Testimony was heard from Representatives Lederer, Findley, de la Garza, Treen, Smith of Nebraska, Moore, and Akaka; and panels representing consumers, producers, Labor, Government, Agriculture, and foreign suppliers.

Joint Committee Meetings

APPROPRIATIONS—PUBLIC WORKS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 12928, making appropriations for public works for water and power development and energy research for fiscal year 1979.

INTERNATIONAL DEVELOPMENT ASSISTANCE

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 12222, authorizing funds for International Development Assistance programs for fiscal year 1979.

SECURITY ASSISTANCE

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 3075, authorizing funds for international security assistance programs for fiscal year 1979, but did not complete action thereon and will meet again tomorrow.

Tuesday, August 15, 1978

Senate

Chamber Action

Routine Proceedings, pages 26038–26187

Bills Introduced: Six bills and one resolution were introduced, as follows: S. 3410–3415; and S. Con. Res. 102. **Pages 26140, 26143–26144**

Bill Reported: Report was made as follows:

S. 3178, to provide a comprehensive statutory system of legal and administrative remedies to resolve claims and disputes relating to Government contracts, with an amendment (S. Rept. 95-1118). **Page 26140**

Bills Passed:

Taxation: By 65 yeas to 27 nays, Senate passed H.R. 12050, to provide a Federal income tax credit for tuition, after taking action on amendments proposed thereto, as follows:

Adopted:

(1) By 56 yeas to 42 nays, Packwood amendment No. 3474, to clarify that only the Supreme Court may determine the constitutionality of the provisions in the bill; **Page 26045**

(2) By 56 yeas to 41 nays, Hollings unprinted amendment No. 1655 (to unprinted amendment No. 1654), to limit the tax credit for tuition to postsecondary education expenses (motion to table at first rejected by 40 yeas to 57 nays); **Page 26068**

(3) Hodges unprinted amendment No. 1654, as amended; **Page 26067**

(4) By 85 yeas to 10 nays, modified Domenici unprinted amendment No. 1657, to increase participation by private school children in programs funded under Titles I and IV of the Elementary and Secondary Education Act; **Page 26100**

(5) Glenn unprinted amendment No. 1662, to terminate after the 1983 tax year the tax credit for tuition. **Page 26116**

Rejected:

(1) By 39 yeas to 58 nays, Metzenbaum unprinted amendment No. 1656, to provide for a phase out of the tax credit as adjusted gross income exceeds $30,000 for expenses of higher education; **Page 26095**

Also during consideration of this bill, Senate took the following other actions in connection therewith:

(1) By 75 yeas to 21 nays, sustained the chair when it ruled out of order (on the ground that it called for spending authority unauthorized by law) Long unprinted amendment No. 1658, to provide for the refunding of credit in excess of tax liability; **Page 26106**

(2) Chair ruled out of order Long unprinted amendment No. 1659 on the grounds that it contained similar language to unprinted amendment No. 1658; and **Page 26108**

(3) By 31 yeas to 62 nays, rejected a motion to waive section 303(b) of the Congressional Budget Act in order that Senate may consider Long unprinted amendment No. 1660, similar to unprinted amendment No. 1658, which amendment was subsequently ruled out of order as also being in violation of the Budget Act. **Page 26109**

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Long, Ribicoff, Bentsen, Moynihan, Packwood, Roth, and Dole. **Page 26123**

Pages 26045–36123

Foreign bank operations: Senate passed H.R. 10899, to provide for Federal regulation of participation by foreign banks in domestic financial markets, after agreeing to committee amendment and to a series of amendments embodied in McIntyre unprinted amendment No. 1663. Pages 26123–26132

College Opportunity Act: Senate began consideration of S. 2539, to improve the basic educational opportunity grants program under the Higher Education Act.

Pages 26132–26137

Debate Limitation Agreements: By unanimous consent it was agreed that when Senate proceeds (today) to consider S. 2539, to improve the basic educational opportunity grants program under the Higher Education Act, debate thereon be limited to five hours, with one hour on any amendment.

Senate also reached agreement to limit debate on and to establish procedures for the consideration of S. 3073, Federal-Aid Highway Act, when it is considered by the Senate. Page 26140

Messages From the House: Page 26137

Amendments Submitted for Printing: Pages 26144–26162

Communications: Pages 26137–26139

Statements on Introduced Bills: Pages 26140–26142

Additional Statements: Pages 26162–26178

Nominations: Senate received the nominations of the following-named persons to be Members of the Board of Directors of the Corporation for Public Broadcasting: Geoffrey Cowan, of California; Paul S. Friedlander, of Washington; and Kathleen Nolan, of California; and One Army nomination in the rank of General.

Also, Senate received the withdrawal of the nomination of Samuel D. Zagoria, of Maryland, to be a Member of the Federal Election Commission. Page 26187

Record Votes: Eight record votes were taken today. Pages 26067, 26095, 26099, 26106, 26108, 26112, 26123

Recess: Senate met at 9:30 a.m. and recessed at 9:39 p.m. Page 26187

Committee Meetings

CROP INSURANCE

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Production, Marketing, and Stabilization of Prices, held hearings on proposed legislation to provide an expanded all-crop insurance program for American farmers, receiving testimony from James D. Deal, Manager, Federal Crop Insurance Corp., Department of Agriculture; and Herman Propst, National Cotton Council, Washington, D.C.

Hearings continue on Thursday, August 17.

APPROPRIATIONS—LABOR/HEW

Committee on Appropriations: Committee ordered favorably reported with amendments H.R. 12929, making appropriations for fiscal year 1979 for the Departments of Labor and HEW. As approved by the committee, the bill would appropriate $56,475,566,000, a decrease of $1,109,536,000 from the House-passed figure of $57,585,102,000.

RESERVE OFFICER PERSONNEL ACT

Committee on Armed Services: Subcommittee on Manpower and Personnel began consideration of H.R. 5503, to revise the laws which govern the management of the commissioned officer active duty force, but did not complete action thereon and will meet again tomorrow.

FEDERAL RESERVE REQUIREMENTS

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on S. 3304, to provide for the maintenance of reserves for certain institutions, to require the imposition of charges for certain services by Federal Reserve banks, and to authorize the payment of interest on reserves held in Federal Reserve banks, receiving testimony from Muriel Siebert, New York State Banking Department, Albany; John H. Perkins, Chicago, representing the American Bankers Association; Thomas F. Bolger, McHenry, Illinois, representing the Independent Bankers Association of America; John L. Donovan, Casco Bank and Trust Co., Portland, Maine; L. Manley Preston, First National Bank of Canton, Canton, Pennsylvania; and Jerry P. Shea, Bank of Delaware, Wilmington.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following measures:

S. 2981, to expand the categories of rail lines eligible for rehabilitation, deferred maintenance, and various alternative facilities, with an amendment in the nature of a substitute;

S. 2995, authorizing $60 million to reconvert part of the National Visitor Center to railroad passenger service, with amendments;

An original resolution waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2995;

S. 3408, to provide for the development of aquaculture in the U.S.;

An original resolution waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2053, to promote the orderly and environmentally sound exploration for and commercial recovery of hard mineral resources of the deep seabed; and

H.R. 13235, a private bill.

ALASKA NATIONAL LANDS

Committee on Energy and Natural Resources: Committee continued consideration of the following bills which designate or add certain lands in Alaska to the National Parks, National Wild and Scenic Rivers, and National Wilderness Preservation Systems—S. 499, 1500, 1546, 1787, 2465, 2944, 3016, and H.R. 39—but did not complete action thereon and will meet again tomorrow.

FISH AND WILDLIFE CONSERVATION

Committee on Environment and Public Works: Subcommittee on Resource Protection held hearings on bills proposing improved programs for conservation of fish and wildlife (H.R. 8394, 2329, and S. 691), receiving testimony from Representative Steiger; Jack Gehringer, Deputy Director, National Marine Fisheries Service, Department of Commerce; Lynn A. Greenwalt, Director, Fish and Wildlife Service, Department of the Interior; James Claus, Merced County, California; and Douglas A. Riggs, Special Counsel to the Governor of Alaska, Juneau.

Hearings were recessed subject to call.

IMPORT RESTRICTIONS

Committee on Finance: Subcommittee on International Trade began hearings on S. 2920, to prohibit the President from negotiating reductions or elimination of duties or import restrictions on certain imported textiles or textile products, receiving testimony from Senators Hollings and Thurmond; Michael B. Smith, Minister for Textile Negotiations, accompanied by Peter O. Murphy, both of the Office of the Special Representative for Trade Negotiations; Arthur Garel, Director, Office of Textiles, Department of Commerce; William A. Klopman, Greensboro, N.C., American Textile Manufacturers Institute; Duke Shackelford, National Cotton Council, Bonita, La.; Herbert S. Hoffman, American Apparel Manufacturers Association, Arlington, Va.; Irving Shapiro, Wilmington, Del., representing the Man-Made Fiber Producers Association; Wilbur Daniels, International Ladies' Garment Workers' Union, Washington, D.C.; William Duchessi, accompanied by Art Gundersheim, Amalgamated Clothing and Textile Workers Union, New York City; William S. Cashell, New York City, testifying on behalf of a group of importers of terry products from Brazil; Kenneth V. Chace, and Douglas C. Brown, testifying on behalf of the Northern Textile Association, Boston.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

S.J. Res. 111, to authorize United States participation in parliamentary conferences with Japan;

An original resolution to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3161, to provide for a National Commission on the International Year of the Child; and

The nominations of Nicholas A. Veliotes, of California, to be Ambassador to the Hashemite Kingdom of Jordan, and James D. Isbister, of Maryland, and Harold F. Schneidman, of Pennsylvania, each to be an Associate Director of the International Communication Agency. Prior to their approval, the nominees were present to testify and answer questions on their own behalf.

Also, committee held hearings on the Additional Protocol I to the Treaty for the Prohibition of Nuclear Weapons in Latin America (Exec. I, 95th Cong., 2d sess.), receiving testimony from John A. Bushnell, Deputy Assistant Secretary of State for Inter-American Affairs; Charles Van Doren, Assistant Director, Non-Proliferation Bureau, Arms Control and Disarmament Agency; David E. McGiffert, Assistant Secretary of Defense for International Security Affairs; and Brigadier General Irwin P. Graham (USAF), Assistant Deputy Director for Politico/Military Affairs, Plans and Policy Directorate, Joint Chiefs of Staff.

ERISA

Committee on Human Resources: Subcommittee on Labor held joint hearings with Finance Subcommittee on Private Pension Plans and Employee Fringe Benefits on bills relating to the Employment Retirement Income Security Act (S. 3017, 901, 2992, 3193, 1745, 1383, and 250), receiving testimony from Senators Inouye, Matsunaga, and Bartlett; Robert J. Brown, Under Secretary of Labor; Daniel Halperin, Acting Deputy Assistant Secretary of the Treasury for Tax Legislation; and Harold Williams, Chairman, Securities and Exchange Commission.

Hearings continue tomorrow.

FBI CHARTER

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure resumed hearings on the FBI Charter as it concerns domestic security, receiving testimony from Allan Kornblum, Investigative Review Unit, Mary C. Lawton, Deputy Assistant Attorney General, Office of Legal Counsel, and Sebasian S. Mignosa, Chief, Domestic Security and Terrorism Section, Federal Bureau of Investigation, all of the Department of Justice.

Hearings continued on Monday, August 28.

NOMINATION

Committee on Rules and Administration: Committee held hearings on the nomination of John W. McGarry, of Massachusetts, to be a member of the Federal Election Commission, where the nominee testified and answered questions on his own behalf.

Committee recessed subject to call.

COMMITTEE BUSINESS

Select Committee on Intelligence: Committee held a closed business session but made no announcements and will meet again tomorrow in closed session.

House of Representatives

Chamber Action

Bills Introduced: 18 public bills, H.R. 13869–13886; and 2 resolutions, H. Con. Res. 695, and H. Res. 1315 were introduced. Page 26301

Bills Reported: Reports were filed as follows:

H.R. 4384, to amend the laws relating to the Osage Tribe in Oklahoma (H. Rept. 95–1491);

S. 2101, to modify the boundary of the White River National Forest in the State of Colorado, amended (H. Rept. 95–1492);

H.R. 13349, to repeal certain sections of title III of the Immigration and Nationality Act, amended (H. Rept. 95–1493);

Conference report on S. 2701, to amend the Water Resources Planning Act (79 Stat. 244, as amended) (H. Rept. 95–1494); and

Conference report on H.R. 12927, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1979 (H. Rept. 95–1495). Page 26301

Private Calendar: On the call of the Private Calendar, the House passed the following bills:

Cleared for the President: S. 1335 and 405.

Sent to the Senate without amendment: H.R. 1798, 3613, 9610, 9613, 7604, 8927, 9352, and 9611.

Sent to the Senate, amended: H.R. 1400, 1931, 5163, 13268, 10407, 1402, 7387, 8751, 10029, 4530, 7419, 6664, 7550, 2939, 7849, and 12772.

Passed over without prejudice: H.R. 3084, 5612, 1415, 1446, 2655, and 11451. Pages 26187–26192

E.R.A. Extension: By a yea-and-nay vote of 233 yeas to 189 nays, Roll No. 705, the House passed H.J. Res. 638, extending the deadline for the ratification of the equal rights amendment.

Rejected a motion to recommit the resolution to the Committee on the Judiciary.

Rejected an amendment that sought to allow States that have ratified the equal rights amendment during the first seven-year period to rescind that action during the extension period; and to require GSA to submit notices of all resolutions of ratification or rescission to the Congress for final determination as to whether the amendment shall have been adopted (rejected by a recorded vote of 196 ayes to 227 noes, Roll No. 704).

H. Res. 1295, the rule under which the resolution was considered, was agreed to earlier by a voice vote, after having agreed to order the previous question on the rule by a yea-and-nay vote of 243 yeas to 171 nays, Roll No. 702.

Subsequent to the adoption of the rule, agreed to a motion to table H. Res. 1315, to provide an affirmative vote of two-thirds of the Members present and voting on the final passage of H.J. Res. 638 (motion agreed to by a yea-and-nay vote of 230 yeas to 183 nays, Roll No. 703); and

A point of order against the consideration of H.J. Res. 638 was overruled. Pages 26193–26265

Maritime Satellite Telecommunications: House disagreed to the Senate amendment to H.R. 11209, to provide for the establishment, ownership, operation, and governmental oversight and regulation of international maritime satellite telecommunications services; and asked a conference. Appointed as conferees: Representatives Staggers, Murphy of New York, Van Deerlin, Biaggi, Carney, Mikulski, Wirth, Ruppe, Broyhill, and Frey. Page 26265

Late Reports: Committee on Merchant Marine and Fisheries received permission to file reports on the following bills by 6 p.m. Friday, August 25: H.R. 12603, to amend the Great Lakes Pilotage Act of 1960 in order to relieve the restrictive qualification standards for United States registered pilots on the Great Lakes; H.R. 12959, to amend the definition of the term "qualified vessel" under a Capital Construction Fund; H.R. 11658, to amend title XI of the Merchant Marine Act, 1939, to permit the guarantee of obligations for financing Great Lakes vessels in an amount not exceeding 87½ per centum of the actual or depreciated actual cost of each vessel; H.R. 11861, to establish a Navy-Maritime Advisory Board; H.R. 13372, to increase the price of migratory-bird hunting and conservation stamps and to suspend the hunting of migratory birds in any State in which there has been a failure to approve an acquisition of wetlands; H.R. 13745, Sikes Act Amendments of 1978; and H.R. 13392, to amend the Anadromous Fish Conservation Act to include fish in Lake Champlain that ascend streams to spawn;

Conferees received permission to file a conference report by midnight tonight on H.R. 12927, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1979; and

Conferees received permission to file a conference report by midnight tonight on S. 2701, to amend the Water Resources Planning Act (79 Stat. 244, as amended). Pages 26265–26269

Olin E. Teague Veterans Center: House cleared for the President H.R. 11579, to designate the Veterans' Administration center located at 1901 South First Street, Temple, Texas, as the "Olin E. Teague Veterans' Center"; by agreeing to the Senate amendments thereto. Pages 26269–26270

Second Budget Resolution: House completed all general debate and began reading for amendment on H. Con. Res. 683, revising the congressional budget for the United States Government for the fiscal year 1979; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Wednesday, August 16.

Pending when the Committee of the Whole rose was the Budget Committee amendment in the nature of a substitute. Pages 26270–26284

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 26299

Adjournment: Adjourned at 8:09 p.m.

Committee Meetings

AGRICULTURE MISCELLANY

Committee on Agriculture: Met and ordered reported favorably to the House the following bills:

H.R. 13835, International Emergency Wheat Reserve Act of 1978;

S. 2951, to authorize the Secretary of Agriculture on behalf of the U.S. to accept gifts;

H.R. 11123, to designate the U.S. Department of Agriculture's Pecan Field Station in Brownwood, Texas, as the "W. R. 'Bob' Poage Pecan Field Station";

H.R. 7432, to designate the U.S. Department of Agriculture's Bee Research Laboratory in Tucson, Arizona as the "Carl Hayden Bee Research Center";

S. 409, to designate the Meat Animal Research Center located near Clay Center, Nebraska, as the "Roman L. Hruska Meat Animal Research Center"; and

S. 2946, to permit the Secretary of Agriculture to relinquish exclusive jurisdiction over lands or interests.

PERISHABLE AGRICULTURAL COMMODITIES ACT

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition met and approved for full committee action H.R. 13845, to amend the Perishable Agricultural Commodities Act of 1930.

STRATEGIC PROGRAMS AND WEAPON SYSTEM

Committee on Armed Services: Subcommittee on Research and Development held a hearing on certain aspects of our strategic programs and weapon system force structure, including the Defense Department's total research and development program. Testimony was heard from Under Secretary of Defense for Research and Engineering William J. Perry.

MILITARY DRUG ABUSE

Committee on Armed Services: Subcommittee on Investigations held a hearing on drug abuse by military personnel. Testimony was heard from Representative English, Chairman, Task Force on Drug Abuse in the Military, Select Committee on Narcotics Abuse and Control; Dr. Robert Smith, former assistant secretary of Defense; Deputy Assistant Secretary of Defense for Health Affairs Vernon McKenzie; and Brig. Gen. John Johns, Special Assistant to the Assistant Secretary of Defense for Health Affairs.

EFFECTS OF TEST BAN TREATY

Committee on Armed Services: Panel on Strategic Arms Limitation Talks and the Comprehensive Test Ban Treaty continued hearings on the possible effects of a Comprehensive Test Ban Treaty on U.S. national security interests. Testimony was heard from Leslie H. Gelb, Department of State; RAdm. Thomas D. Davies, and Fred Charles Ikle, U.S. Arms Control and Disarmament Agency.

KING ASSASSINATION

Select Committee on Assassinations: Continued hearings on the assassination of Martin Luther King, Jr. with testimony from New York City Chief Medical Examiner Dr. Michael Baden.

Hearings continue tomorrow.

HOME OWNERSHIP

Committee on Banking, Finance and Urban Affairs: Task Force on Housing held a round table discussion on homeownership.

TEMPORARY COMMISSION ON FINANCIAL OVERSIGHT—COMMUTER TAX

Committee on the District of Columbia: Met and ordered reported favorably to the House S. 3120, Amendments to the Temporary Commission on Financial Oversight of the District of Columbia; and

By vote of 8 to 12 disapproved H.R. 11303, to repeal the limitation on the Council of the District of Columbia regarding the imposition of any tax upon individuals who are not residents of the District of Columbia.

EMERGENCY SCHOOL AID ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education held an oversight hearing on the Emergency School Aid Act. Testimony was heard from Representative Kazen; rep-

resentatives of Office of Education; various Texas Independent School Districts; and other public witnesses.

NATIONAL EMPLOYMENT PRIORITIES ACT

Committee on Education and Labor: Subcommittee on Labor Standards held a hearing on H.R. 76, National Employment Priorities Act, with testimony from public witnesses.

GOVERNMENT OPERATIONS MISCELLANY

Committee on Government Operations: Met and ordered reported favorably to the House the following measures:

H.R. 13778 amended, Department of Education Organization Act;

S. 1265, to include new provisions relating to the acceptance and use of records transferred to the custody of the Administrator of General Services;

H.R. 13688 as amended, to authorize the permanent establishment of a system of Federal Information Centers;

H.R. 13767, to permit the recovery of replacement cost of motor vehicles and other related equipment and supplies; and

Report entitled "Search Warrants and the Effects of the *Stanford Daily* Decision"; and

Report entitled "Justice Department Internal Investigation Policies."

OVERSEAS CITIZENS VOTING RIGHTS ACT

Committee on House Administration: Met and ordered reported favorably to the House by unanimous consent S. 703, Overseas Citizens Voting Rights Act Amendments.

TERRORISM

Select Committee on Intelligence: Subcommittee on Evaluation held an executive hearing on terrorism.

U.S.-INDIAN TRIBE AGREEMENTS—INDIAN LANDS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held hearings on the following bills:

H.R. 11489, To authorize the States and the Indian tribes to enter into mutual agreements and compacts respecting jurisdiction and governmental operations in Indian country. Testimony was heard from Forest Gerard, Assistant Secretary of Interior for Indian Affairs; and

H.R. 13361, to hold in trust land for the Assiniboine and Sioux Tribes of the Fort Peck Indian Reservation in Montana. Testimony was heard from Interior Assistant Secretary Forest Gerard; and Marvin Sonosky, Attorney, Fort Peck Tribe.

Following the hearing, the Subcommittee approved for full committee action H.R. 13361 (title above).

NUCLEAR SITING AND LICENSING ACT—PAYMENTS IN LIEU OF TAXES

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment met and discussed H.R. 11704, Nuclear Siting and Licensing Act; and S. 74, payments in lieu of taxes, but decided not to mark up the bills until September.

INTERNATIONAL EMERGENCY WHEAT RESERVE ACT

Committee on International Relations: Met and ordered reported favorably to the House H.R. 13835 as amended, International Emergency Wheat Reserve Act of 1978.

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations continued in executive session on investigation of Korean-American relations.

INDOCHINESE REFUGEES

Committee on International Relations: Subcommittee on Asian and Pacific Affairs held a hearing on American policy with regard to Indochinese refugees. Testimony was heard from Albert Shanker, Member, Citizens Commission on Indochinese Refugees; Robert B. Oakley, Deputy Assistant Secretary of State for East Asian and Pacific Affairs; Shepard C. Lowman, Director, Office of Refugee and Migration Affairs, State Department; and Philip Holman, Director, Office of Special Programs, Social Security Administration, HEW.

U.S. PRIVATE INVESTMENT IN SOUTH AFRICA

Committee on International Relations: Subcommittees on International Economic Policy and Trade and on Africa continued joint hearings on U.S. private investment in South Africa. Testimony was heard from E. S. Checkett, Mobil; Howard Yergen and Walter Stolz, Caltex; and David McKinney, IBM.

Hearings continue tomorrow.

LIFE INSURANCE MARKETING

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on life insurance marketing and cost disclosure. Testimony was heard from Dr. Lee Richardson, Acting Director, Office of Consumer Affairs, HEW; and public witnesses.

DELAWARE AND HUDSON RAILWAY

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce held a hearing on the financial condition of the Delaware and Hudson Railway. Testimony was heard from Representatives Stratton, McDade, Hanley and Conte; Daniel O'Neal, ICC; Robert Gallanore, Federal Railroad Administration; Cary Dickieson, U.S. Railway Association; William Polk, Pennsylvania Department of Transportation; William Hennessey, New York State Department of Transportation; and other railroad officials.

MAGNUSON-MOSS WARRANTY-FTC IMPROVEMENT ACT—FRANCHISING TERMINATION PRACTICES REFORM ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance met for markup of H.R. 12563, to amend Magnuson-Moss Warranty-Federal Trade Commission Improvement Act; and H.R. 5016, Franchising Termination Practices Reform Act, but took no action.

AMATEUR SPORTS ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued markup of S. 2727, Amateur Sports Act, and will resume tomorrow.

FEDERAL MARITIME COMMISSION

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held an oversight hearing on the Federal Maritime Commission with testimony from the Commission Chairman.

ENDANGERED SPECIES ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment began markup of H.R. 13807, to amend the Endangered Species Act of 1973, and will resume tomorrow.

GAO EMPLOYMENT AND COMPENSATION

Committee on Post Office and Civil Service: Subcommittee on Civil Service held a hearing on H.R. 12845, to provide for the employment and compensation of employees of the General Accounting Office. Testimony was heard from Comptroller General Elmer B. Staats; and U.S. Civil Service Commission.

LOCAL PUBLIC WORKS CAPITAL DEVELOPMENT AND INVESTMENT ACT

Committee on Public Works and Transportation: Subcommittee on Economic Development met and approved for full committee action H.R. 11610 amended, to increase the authorization for the Local Public Works Capital Development and Investment Act of 1976.

AIR SERVICE IMPROVEMENT ACT

Committee on Rules: Granted an open rule providing one hour of general debate; waiving section 402(a) of the Congressional Budget Act of 1974; making the committee amendment in order as an original bill for the purpose of amendment; providing it shall be in order to consider an amendment to the substitute printed in the Congressional Record by Representative Snyder, and waiving all points of order against said amendment for failure to comply with clause 7, Rule XVI; providing one motion to recommit with or without instructions and after the passage of H.R. 12611, the Committee on Public Works and Transportation shall be discharged from the further consideration of the bill S. 2493 notwithstanding the provisions of section 402(a) of the Congressional Budget Act of 1974, and it shall then be in order in the House to move to strike out all after the enacting clause of the said Senate bill and insert in lieu thereof the provisions contained in H.R. 12611 as passed by the House, Air Service Improvement Act of 1978. Testimony was heard from Representatives Johnson and Anderson of California, Levitas, Harsha, and Snyder. Statements for the record were submitted by Representatives Pepper, Harsha, and Snyder.

ETHICS IN GOVERNMENT ACT

Committee on Rules: Granted a modified rule providing two hours of general debate; thirty minutes to be equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary, thirty minutes to be equally divided and controlled by the chairman and ranking minority member of the Committee on Armed Services, thirty minutes to be equally divided and controlled by the chairman and ranking minority member of the Committee on Post Office and Civil Service and thirty minutes to be equally divided and controlled by the chairman and ranking minority member of the Select Committee on Ethics; waiving section 402(a) of the Congressional Budget Act of 1974; providing that in lieu of the amendment now printed in the bill, it shall be in order to consider the text of the bill H.R. 13850 if offered as an amendment in the nature of a substitute for the bill; providing that the substitute shall be read for amendment by titles instead of by sections; waiving all points of order against the substitute for failure to comply with the provisions of clause 7, Rule XVI; providing that no amendments to said substitute shall be in order except pro forma amendments for the purpose of debate and amendments printed in the Congressional Record at least one legislative day prior to their consideration; providing that after the disposition of all other amendments to title I of said substitute, it shall be in order to consider, any rule of the House to the contrary notwithstanding, the following amendment if offered as a new section to title I of said substitute: "Section . . . .(a) The Rules of the House of Representatives are amended by striking out rule XLVII and renumbering the following rule accordingly, effective immediately, (b) the provisions of this section are enacted by the Congress (1) as an exercise of the rulemaking power of the House of Representatives; and (2) with full recognition of the constitutional right of the House of Representatives to change its rules at any time."; providing said amendment shall not be subject to amendment except pro forma amend-

ments for the purpose of debate, and following the disposition of said amendment no further amendment to title I of the substitute shall be in order and no further amendment shall be in order to the substitute changing or affecting the provisions of title I of said substitute or changing or affecting the rules of the House; providing one motion to recommit with or without instructions and after the passage of H.R. 1, it shall be in order, sections 401(b)(1) and 402(a) of the Congressional Budget Act of 1974 to the contrary notwithstanding, to take from the Speaker's table the bill S. 555 and move to strike out all after the enacting clause of the said Senate bill and insert in lieu thereof the provisions contained in H.R. 1 as passed by the House; Ethics in Government Act of 1977. Testimony was heard from Representatives Schroeder, Danielson, and Wydler. Statements for the record were submitted by Representatives Schroeder, Preyer and Wydler.

ECONOMIC PROSPERITY

Committee on Small Business: Subcommittee on Capital, Investment and Business Opportunities held a hearing on productivity as a factor in economic prosperity. Testimony was heard from representatives of General Accounting Office; Council on Wage and Price Stability; and National Center for Productivity and Quality of Working Life.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met for consideration of committee business.

MISCELLANEOUS TAXES

Committee on Ways and Means: Met and ordered reported favorably to the House the following bills as approved by the Subcommittee:

H.R. 6877 amended, with respect to the tax treatment of small business investment companies electing to be taxed as regulated investment companies;

H.R. 9192 amended, to include the banks for cooperatives among the other financial institutions subject to the provisions of subsection 582(c)(1) and section 595 (a) of Internal Revenue Code;

H.R. 10653 amended, with respect to the redemption of United States Railway Association certificates of value issued to railroads in reorganization;

H.R. 12200, To amend section 422 of the Internal Revenue Code of 1954;

H.R. 12352, To provide that income from certain railroad rolling stock shall be treated as income from sources within the United States; and

H.R. 12606, To provide that annuity contracts purchased by the Uniformed Services University of the Health Sciences shall be entitled to the benefits of section 403(b) of the Internal Revenue Code of 1954.

Joint Committee Meetings

WATER RESOURCES

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 2701, authorizing funds for fiscal year 1979 for the Water Resources Planning Council.

INTERNATIONAL SECURITY ASSISTANCE

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 3075, authorizing funds for international security assistance programs for fiscal year 1979.

HOUSING

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 3084, proposed Housing and Community Development Amendments of 1978, but did not complete action thereon and recessed subject to call.

FTC AUTHORIZATION

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 3816, authorizing funds for the Federal Trade Commission for fiscal year 1978, but did not complete action thereon and recessed subject to call.

Wednesday, August 16, 1978

Senate

Chamber Action

Routine Proceedings, pages 26331–26437

Bills Introduced: Nine bills were introduced, as follows: S. 3416–3424. Page 26395

Bills Reported: Reports were made as follows:

H.R. 12929, making appropriations for fiscal year 1979 for the Departments of Labor and HEW, with amendments (S. Rept. 95-1119).

S. 3036, to provide for the minting of a smaller size one-dollar coin to bear the likeness of Susan B. Anthony, with amendments (S. Rept. 95-1120). Page 26395

Bills Passed:

Civil Service retirees: Senate passed without amendment and cleared for the President H.R. 8771, to authorize the Civil Service Commission to comply with the terms of a court order or property settlement in connection with the divorce, annulment, or legal separation of a Federal employee who is entitled to civil service retirement annuities. Pages 26331–26332

College Opportunity Act: By 68 yeas to 28 nays, Senate passed S. 2539, to improve the basic educational opportunity grants program under the Higher Education Act. By 75 yeas to 17 nays, Senate tabled motion to reconsider vote by which this bill was passed.

Pages 26337–26338, 26339–26344

District of Columbia Representation in the Congress: By 71 yeas to 22 nays, Senate agreed to motion to proceed to consider H.J. Res. 554, proposing an amendment to the Constitution to provide for representation of the District of Columbia in the Congress, prior to which, by 64 yeas to 28 nays, Senate tabled an appeal from the ruling of the chair, thereby sustaining the chair when it ruled that the motion to proceed to consider this joint resolution was in order. Page 26344

Pending at recess was Curtis amendment No. 1756, to require the Federal Government to terminate deficit financing, on which amendment the yeas and nays are ordered. Page 26387

Motion was entered to close further debate on this measure. Page 26344

Pages 26338–26339, 26344–26393

White House Personnel: Senate insisted on its amendments to H.R. 11003, to clarify the authority for employment of personnel in the White House Office, the Executive Residence, and certain related activities, agreed to conference with the House, and appointed as conferees Senators Ribicoff, Chiles, Sasser, Percy, and Stevens.

Page 26432

Equal Rights Amendment: H.J. Res. 638, to extend the deadline for the ratification of the equal rights amendment, was read the first time and objection was heard to request for its second reading. Pages 26393–26394

Presidential Messages: Senate received messages from the President, as follows:

Transmitting the second and third Annual Reports of the Nuclear Regulatory Commission—referred jointly to Committees on Energy and Natural Resources, and Environment and Public Works (PM-208); and

Page 26394

Transmitting the first Biennial Report on National Urban Policy—referred to Committee on Banking, Housing, and Urban Affairs (PM-209). Page 26394

Change of Legislative Day: During the course of today's proceedings Senate adjourned briefly, thereby changing the legislative day. Page 26339

Bill Referred: H.R. 12931, foreign aid appropriations, was referred to Committee on Appropriations.

Page 26394

Bills Held at Desk: H. Con. Res. 696, House adjournment resolution, was received and held at the desk.

Bill Placed on Calendar: S. Res. 39, expressing Senate disapproval of Presidential recommendations for salary increases for Federal employees, came over under the rule and was placed on the Senate Calendar.

Message From the House: Page 26394

Amendments Submitted for Printing:

Pages 26417–26426

Statements on Introduced Bills: Pages 26395–26417

Additional Statements: Pages 26427–26432

Nominations: Senate received the nominations of Dale D. Myers, of Virginia, to be U.S. Representative to the Twenty-second Session of the General Conference of the International Atomic Energy Agency, and Gerard C. Smith and Roger Kirk, both of the District of Columbia, to be Alternate Representatives to such Conference.

Page 26437

Record Votes: Four record votes were taken today.

Pages 26342, 26343, 26344

Recess: Senate met at 9:30 a.m. and recessed at 6:45 p.m.

Page 26437

Committee Meetings

COMMITTEE BUSINESS

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the following measures:

S. 976, to establish a maximum Perishable Agricultural Commodities Act license fee of $300, and to provide that the Secretary of Agriculture may assess a single, uniform license fee for all applicants or he may assume a graduated fee based upon the amount or type of business conducted by the applicant, amended;

S. 3408, to provide for the development of aquaculture in the United States;

An original bill authorizing the Commodity Credit Corporation to purchase up to $500 million in commodities for foreign nations in case of emergencies;

An original bill designating the USDA Pecan Field Station in Brownwood, Texas, as the "W. R. 'Bob' Poage Pecan Field Station"; and

An original bill to insure that interest rates on price support loans for upland cotton are not less favorable to producers than the interest rates for such loans on other commodities.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Committee, in closed session, began consideration of H.R. 13635, making appropriations for fiscal year 1979 for the Defense Establishment, but did not complete action thereon and will meet again tomorrow.

FEDERAL RESERVE REQUIREMENTS

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on S. 3304, to provide for

the maintenance of reserves for certain financial institutions, to require the imposition of charges for certain services by Federal Reserve banks, and to authorize the payment of interest on reserves held in Federal Reserve banks, receiving testimony from John G. Heimann, Comptroller of the Currency, and Robert Carswell, Deputy Secretary of the Treasury; Carol S. Greenwald, Commissioner of Banks, Commonwealth of Massachusetts, Boston; and Richard S. Ravenscroft, Philadelphia National Corporation.

Hearings continue tomorrow.

NUCLEAR WASTE

Committee on Commerce, Science, and Transportation: Subcommittees on Science, Technology, and Space, and Surface Transportation held joint hearings on nuclear waste disposal, receiving testimony from Senator Thurmond, Representative Weiss; Governor James B. Edwards, of South Carolina, representing the National Governors' Association; Lee Santman, Director, Materials Transportation Bureau, Department of Transportation; Robert M. Jefferson, Sandia Laboratories, Albuquerque; Charles H. Mayer, Tri State Motor Transit, Joplin, Missouri; William J. Harris, Association of American Railroads, Washington, D.C.; Gerald K. Rhode, Niagara Mohawk Power Corp., Syracuse, New York; Leonard Solon, New York City Department of Health; and Matthew Cordaro, Long Island Lighting Co., Mineola.

Hearings adjourned subject to call.

ALASKA NATIONAL LANDS

Committee on Energy and Natural Resources: Committee in an evening session continued consideration of the following bills which designate or add certain lands in Alaska to the National Parks, National Wild and Scenic Rivers, and National Wilderness Preservation Systems—S. 499, 1500, 1546, 1787, 2465, 2944, 3016, and H.R. 39.

COMMITTEE BUSINESS

Committee on Environment and Public Works: Committee ordered favorably reported the nominations of Jane Hurt Yarn, of Georgia, to be a Member of the Council on Environmental Quality, and Karl S. Bowers, of South Carolina, to be Administrator of the Federal Highway Administration, Department of Transportation;

Also, committee approved the following five building prospectuses:

Building Proposals: Parking Facility, West Los Angeles, F.B.I. Building, and Bowling Green Customhouse, New York City; and

Lease Renewals: 120 Church Street, New York City, Ballston Centre, Tower No. 2, Arlington, Virginia, and Crystal Plaza No. 2, Arlington, Virginia.

Also, committee began consideration of S. 2900, to provide compensation for damages and cleanup costs caused by discharges of oil and hazardous substances, but did not complete action thereon and will meet again tomorrow.

FOREIGN AFFAIRS—LEBANON

Committee on Foreign Relations: Subcommittee on Near Eastern and South Asian Affairs held hearings on the situation in Lebanon, with particular reference to the Christian community. Witnesses heard were Morris Draper, Deputy Assistant Secretary of State for Near Eastern and South Asian Affairs; Charles Malek, Beirut, Lebanon; Robert A. Basil, American Lebanese League, Washington, D.C.; and Jean Abinador, National Association of Arab Americans, Washington, D.C.

Subcommittee recessed subject to call.

COMMITTEE BUSINESS

Committee on Governmental Affairs: Committee considered, but took no final action on, the following measures:

S. 3229, to improve the organizational structure of the Postal Service, to provide authorization for funds to maintain the public service functions, and to provide reduced postal rates for certain individuals;

H.R. 11318, to amend and extend through fiscal year 1980 authorizations for the Small Business Administration;

H.R. 13087 and S. 2276, to eliminate the requirement that an undertaking of indemnity be obtained in order to issue a substitute Treasury check;

H.R. 8112 and S. 3310, to abolish the Federal Records Council;

H.R. 12915, to modify the membership of the National Archives Trust Fund Board by replacing Congressional members with Executive Branch officials;

S. 2376, to authorize the Offices of the Secretary of the Senate and the Architect of the Capitol to withhold from salaries contributions to certain charitable organizations;

H.R. 7814, to authorize Federal employees and agencies to experiment with flexible and compressed work schedules;

H.R. 10126, to provide increased Federal employment opportunities for persons unable to work standard working hours; and

S. Res. 489, disapproving the President's proposed Reorganization Plan No. 3, to consolidate in a new Federal Emergency Management Agency preparedness activities heretofore the responsibility of five different Government agencies.

Committee will meet again tomorrow to consider these measures and other committee business.

DISEASE PREVENTION

Committee on Human Resources: Subcommittee on Health and Scientific Research approved for full committee consideration with amendments S. 3116, to provide Federal assistance to States through formula and project grants for preventive health programs.

ERISA

Committee on Human Resources: Subcommittee on Labor continued joint hearings with Finance Subcommittee on Private Pension Plans with Employee Fringe Benefits on bills relating to the Employment Retirement Income Security Act. (S. 3017, 901, 2992, 3193, 1745, 1383, and 250), receiving testimony from Bert Seidman, AFL-CIO, Washington, D.C.; Karen Ferguson, Pension Rights Center, Washington, D.C.; Robert Georgine, National Coordinating Committee for Multiemployer Plans, Washington, D.C.; Boris Auerbach, Business Roundtable, Washington, D.C.; James D. McKevitt, National Federation of Independent Business, Washington, D.C.; Donald Alexander, New York City; William Chadwick, Los Angeles; and Roderick Hills, Washington, D.C.

Hearings continue tomorrow.

CITIZENS' RIGHTS

Committee on the Judiciary: Subcommittee on Citizens and Shareholders Rights and Remedies held joint hearings with Committee on Governmental Affairs on S. 3005, to broaden the rights of citizens for unlawful governmental action, receiving testimony from Paul Nejelski, Deputy Assistant Attorney General for Improvements in the Administration of Justice, Department of Justice; Burton D. Fretz, Migrant Legal Action Program, Inc., Washington, D.C.; Sydney T. Schulman, Hartford, Connecticut; Daan Braveman, Syracuse, New York, representing Legal Services Attorneys Court Access Group; Victor Vinkey, Rochester, New York; Ronald Ivy, Memphis; Manuel Magana, El Pueblo Unido, Guadalupe, California; Dalila Soto, La Casa de Puerto Rico, Inc., Hartford, Connecticut; Erwin N. Griswold, representing American College of Trial Lawyers, Washington, D.C.; Louis W. Ingram, The Foundation of Law and Society, Washington, D.C., accompanied by Colonel Ray Schrump, USA (ret.), Fayetteville, North Carolina; and Fielding McGehee, Military Audit Project, Washington, D.C.

Hearings continue on Wednesday, August 23.

CRIMINAL JUSTICE

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures began hearings on bills to provide Federal assistance to State and local criminal justice agencies (S. 28, 1245, 3216, 3270, and 3280), receiving testimony from Attorney General Griffin B. Bell, and James M. H. Gregg, Acting Administrator, Law Enforcement Assistance Administration, both of the Department of Justice; Governor James B. Hunt, Jr. of North Carolina, on behalf of National Governors' Conference; Mayor Tom Moody, of Columbus, Ohio, on behalf of National League of Cities; Philip Elfstrom, on behalf of National Association of Counties; Ernie Allan on behalf of National Association of Criminal Justice Planners; and Richard Wertz on behalf of National Conference of State Criminal Justice Planning Administrators.

Hearings continue on Wednesday, August 23.

BIA REORGANIZATION RECOMMENDATIONS

Select Committee on Indian Affairs: Committee held hearings to receive testimony on recommendations of the Bureau of Indian Affairs reorganization task force. Witnesses heard were Forrest Gerard, Assistant Secretary, accompanied by Rick Lavis and George Goodwin, Deputy Assistant Secretaries, all of the Bureau of Indian Affairs, Department of the Interior; and Chuck Trimble, Washington, D.C.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Select Committee on Intelligence: Committee held a closed business session but made no announcements and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 20 public bills, H.R. 13887–13906; 1 private bill, H.R. 13907; and 15 resolutions, H.J. Res. 1117–1122, H. Con. Res. 696 and 697, and H. Res. 1316–1322 were introduced. Pages 26522–26524

Bills Reported: Reports were filed as follows:

S. 1626, to clarify the status of the Librarian of Congress under subchapter I of chapter 63 of title 5, United States Code, relating to annual and sick leave, amended (H. Rept. 95–1496);

H.R. 11168, to provide that the sales of public lands in the town of Red Mountain, San Bernardino County, California, be conducted under the Townsite Act, amended (H. Rept. 95–1497);

H.R. 12344, to modify a portion of the south boundary of the Salt River Pima-Maricopa Indian Reservation in Arizona, amended (H. Rept. 95–1498);

H.R. 13715, National Weather Services Act of 1978 (H. Rept. 95–1499);

Conference report on H.R. 13468, making appropriations for the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1979 (H. Rept. 95–1500);

H.J. Res. 923, authorizing the President to invite the States of the Union and foreign nations to participate in the International Petroleum Exposition to be held at

Tulsa, Oklahoma, from September 10, 1979, through September 13, 1979 (H. Rept. 95-1501);

H. Res. 1321, providing for the consideration of H.R. 10898, to amend the Regional Rail Reorganization Act of 1973 to authorize appropriations for the United States Railway Association for fiscal year 1979 (H. Rept. 95-1502); and

H. Res. 1322, providing for the consideration of S. 1613, to improve access to the Federal courts by enlarging the civil and criminal jurisdiction of United States magistrates (H. Rept. 95-1503). Page 26522

August District Work Period: House agreed to H. Con. Res. 696, providing for an adjournment of the House from August 17 to September 6, 1978. Page 26437

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 13468, making appropriations for the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1979. Subsequently, it was made in order to consider the conference report on Thursday, August 17. Page 26438

Official Records of Members: House agreed to H. Res. 1297, to provide for the orderly shipment of official records and papers of Members of the House of Representatives. Page 26438

Military Construction Appropriations: It was made in order to consider the conference report on H.R. 12927, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1979, today, or any day thereafter. Page 26439

Presidential Message—Nuclear Regulatory Commission: Received and read a message from the President wherein he transmits to Congress the second and third annual reports of the United States Nuclear Regulatory Commission—referred to the Committees on Interior and Insular Affairs and Interstate and Foreign Commerce. Page 26439

Second Budget Resolution: By a yea-and-nay vote of 217 yeas to 178 nays, Roll No. 713, the House agreed to H. Con. Res. 683, revising the congressional budget for the United States Government for the fiscal year 1979.

Agreed to the amendment in the nature of a substitute offered by the Budget Committee that conforms the resolution to reflect recent actions taken by the House, setting revenues at $450 billion, budget authority at $561 billion, and outlays at $489.9 billion, with a deficit of $39.8 billion and a public debt of $838.1 billion.

Agreed to an amendment to the preceding substitute that reduces the Education, Training, Employment and Social Services function by $135 million in budget authority and $335 million in outlays; and reduces the General Purpose Fiscal Assistance function by $88 million in budget authority and $338 million in outlays (agreed to by a recorded vote of 271 ayes to 134 noes, Roll No. 708).

Rejected the following amendments to the Budget Committee substitute:

An amendment that sought to set revenues at $445 billion, new budget authority at $539 billion, and outlays at $480 billion, with a deficit of $35 billion and a public debt of $833.3 billion (rejected by a recorded vote of 201 ayes to 206 noes, Roll No. 707).

An amendment that sought to reduce new budget authority by $22.5 billion, to reduce outlays, the deficit, and total debt by $10.5 billion, and to direct the Appropriations Committees to report legislation to decrease budget authority by $22.5 billion (rejected by a recorded vote of 198 ayes to 204 noes, Roll No. 709);

An amendment that sought to reduce spending by approximately $5 billion, or 1 percent (rejected by a recorded vote of 155 ayes to 241 noes, Roll No. 710);

An amendment that sought to reduce budget authority and outlays by $753 million, by eliminating funds for proposed countercyclical programs (rejected by a recorded vote of 187 ayes to 208 noes, Roll No. 711);

An amendment that sought to reduce the Allowances function by $47 billion in budget authority and $15 billion in outlays to compensate for current unobligated balances (rejected by a division vote of 10 ayes to 66 noes); and

A substitute amendment that sought to provide for a balanced budget (rejected by a recorded vote of 153 ayes to 235 noes, Roll No. 712). Pages 26439-26495

Military Construction Authorization: By a voice vote, the House agreed to the conference report on H.R. 12602, to authorize certain construction at military installations for fiscal year 1979—clearing the measure for Senate action. Pages 26496-26497

Pascua Yaqui Indians: By a voice vote, the House agreed to the conference report on S. 1633, to provide for the extension of certain Federal benefits, services, and assistance to the Pascua Yaqui Indians of Arizona—clearing the measure for Senate action. Page 26497

Referral: Two Senate-passed measures were referred to the appropriate House committees. Page 26521

Adjournment: Adjourned at 9.06 p.m.

Committee Meetings

AGRICULTURAL FOREIGN INVESTMENT DISCLOSURE ACT

Committee on Agriculture: Met and ordered reported favorably to the House H.R. 13356 amended, Agricultural Foreign Investment Disclosure Act.

STRATEGIC PROGRAM AND WEAPON SYSTEM

Committee on Armed Services: Subcommittee on Research and Development continued hearings on certain aspects of our strategic programs and weapon system

force structure, including the Defense Department's total research and development program. Testimony was heard from Under Secretary of Defense for Research and Engineering William J. Perry.

STANDARDIZATION AGREEMENTS—ACQUISITIONS FROM OTHER GOVERNMENTS

Committee on Armed Services: Special Subcommittee on NATO Standardization, Interoperability and Readiness held hearings on H.R. 11607, To further the rationalization, standardization, interoperability, and effectiveness of the land, air, and naval forces of the North Atlantic Treaty Organization countries; and

H.R. 12837, to authorize waiver of application to certain laws in connection with the acquisition of property or services from friendly foreign governments and international organizations to facilitate cooperation relating to defense equipment. Testimony was heard from Deputy Under Secretary of Defense Dale W. Church; Maj. Gen. Billy M. Minter, U.S. Air Force; and Peniel Moed, Office of the Assistant General Counsel, Department of Defense.

KING ASSASSINATION

Select Committee on Assassinations: Continued hearings on the assassination of Martin Luther King, Jr. with testimony from convicted killer James Earl Ray.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts met and acted on pending business.

TERRORISM

Select Committee on Intelligence: Subcommittee on Evaluation continued executive hearings on terrorism.

NATIONAL FORESTS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held hearings on H.R. 13221, to extend the boundaries of the Toiyabe National Forest in Nevada; and

H.R. 10679, to modify the boundary of the Cibola National Forest in New Mexico. Testimony was heard from Representative Lujan, and Departments of Agriculture and Interior.

Following the hearing, the Subcommittee approved for full Committee action H.R. 10679 amended; and H.R. 13221 (titles above).

COMMUNICATIONS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on H.R. 13015, Communications Act of 1978. Testimony was heard from Gene Birkle, Deputy Director, Community and Economic Development Division GAO; and Public witnesses.

COMMITTEE BUSINESS

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations met and approved two subcommittee reports; and voted a contempt citation against HEW Secretary Califano for failure to produce documents on drug regulation requested by Chairman Moss.

FOOD SAFETY AND NUTRITION AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment met for markup of H.R. 10358, Food Safety and Nutrition Amendments of 1978, and will resume tomorrow.

GROUP LIFE INSURANCE FOR PUBLIC SAFETY OFFICERS

Committee on the Judiciary: Subcommittee on Immigration, Citizenship, and International Law held a hearing on H.R. 6845, Public Safety Officers' Group Life Insurance Act of 1977. Testimony was heard from Charles Louer, Deputy General Counsel, LEAA; Pat Stark, President, Fraternal Order of Police; Kenneth Lyons, President, International Brotherhood of Police Officers; Bob Gordon, International Conference of Police Associations; and Fred Schillreff, International Association of Firefighters.

FEDERAL CAPABILITIES IN CRISIS MANAGEMENT/TERRORISM

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held a hearing on Federal capabilities in crisis management/terrorism. Testimony was heard from Deputy Attorney General Benjamin R. Civiletti; and Sebastian S. Mignosa, Section Chief, Domestic Security and Terrorism Unit, FBI.

AMATEUR SPORTS ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations met and approved for full committee action S. 2727 amended, Amateur Sports Act.

ENDANGERED SPECIES ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment continued markup of H.R. 13807, to amend the Endangered Species Act of 1973, and will resume tomorrow.

HMO NETWORK

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held an oversight hearing on Health Maintenance Organizations network. Testimony was heard from Thomas Tinsley, U.S. Civil Service Commission; Dennis Falk, George Washington University Health Plan; D. Ann Saladino,

Blue Cross-Blue Shield; Howard Veit, HMO Program, HEW; and Bruce Wolff, Special Assistant to the Secretary, HEW.

COSPONSORSHIP—SECONDS

Committee on Rules: Subcommittee on The Rules and Organization of the House met and approved for full committee action the following measures:

H. Res. 86 as amended, to remove the limitation on the number of Members who introduce jointly any bill, memorial, or resolution, and to provide for the addition and deletion of names of Members or sponsors after the introduction of a bill; and

H. Res. 1246 as amended, to eliminate the existing requirement that motions to suspend the rules be seconded by tellers when demanded.

SURFACE TRANSPORTATION ASSISTANCE ACT

Committee on Rules: Granted a modified rule providing 2 hours of general debate; 1 hour to be equally divided and controlled by the chairman and ranking minority member of the Committee on Public Works and Transportation, 1 hour to be equally divided and controlled by the chairman and ranking minority member of the Committee on Ways and Means, waiving section 402(a) of the Congressional Budget Act of 1974; making the committee amendment in order as an original bill for the purpose of amendment; providing that the substitute be read for amendment by titles instead of by sections; waiving all points of order against the substitute for failure to comply with the provisions of clause 7, Rule XVI and clause 1(p)(3), Rule X and clause 5, Rule XXI; providing no amendment to title V of the substitute, and no amendment to said substitute changing or modifying said title, shall be in order except amendments recommended by the Committee on Ways and Means and providing one motion to recommit with or without instructions, on H.R. 11733, Surface Transportation Assistance Act of 1978. Testimony was heard from Representatives Johnson of California, Howard, Ullman, and Shuster. Statements for the record were submitted by Representatives Johnson of California, Howard, and Shuster.

WATER RESOURCES DEVELOPMENT ACT

Committee on Rules: Granted an open rule providing 1 hour of general debate; waiving section 402(a) of the Congressional Budget Act of 1974; making the committee amendment in order as an original bill for the purpose of amendment; waiving all points of order against the substitute for failure to comply with the provisions of clause 7, Rule XVI; providing one motion to recommit with or without instructions; and providing that upon the passage of H.R. 13059, the bill H.R. 8309 shall be considered as having been taken from the Speaker's table with the Senate amendments thereto, Senate amendments Nos. 1, 4, 5, 6, and 7 shall be considered as having been disagreed to, Senate amendments Nos. 2 and 3 shall be considered as having been agreed to, Senate amendment No. 8 shall be considered as having been concurred in with an amendment inserting in lieu of said Senate amendment the text contained in H.R. 13059 as passed by the House, and the House shall be considered as having insisted upon disagreement to Senate amendments Nos. 1, 4, 5, 6, and 7, and having insisted upon its amendment to Senate amendment No. 8 and having requested a conference with the Senate thereon; on H.R. 13059, Water Resources Development Act. Testimony was heard from and statements for the record were submitted by Chairman Johnson and Representatives Roberts and Don H. Clausen.

AUTHORIZING APPROPRIATIONS FOR THE UNITED STATES RAILWAY ASSOCIATION

Committee on Rules: Granted an open rule providing one hour of general debate; making it in order to consider the amendment recommended by the Committee on Interstate and Foreign Commerce now printed in the bill and waiving all points of order against the amendment for failure to comply with the provisions of clause 7, Rule XVI and providing it shall further be in order to consider the following amendment to said bill and waiving all points of order against the amendment for failure to comply with the provisions of clause 7, Rule XVI: on H.R. 10898, U.S. Railway Association authorization.

"Section 211(d) of the Regional Rail Reorganization Act of 1973 is amended by adding a new sentence at the end thereof as follows: 'provided, that with respect to a loan made under subsection (a) of this section to a railroad in the region, the Association may approve any modification of such loan, upon a finding that such modification would permit the continuation of rail service determined by the Association, in the Final System Plan or under the goals of the Act, to be desirable.' "

Testimony was heard from Representatives Rooney, Skubitz, and Shuster.

CHESAPEAKE BAY RESEARCH COORDINATION ACT

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere met and approved for full committee action H.R. 12631 amended, Chesapeake Bay Research Coordination Act of 1978.

WAYS AND MEANS MISCELLANY

Committee on Ways and Means: Met and ordered reported favorably to the House the following bills:

H.R. 11545 amended, Meat and Livestock Import Amendments of 1978;

H.R. 13814, to permit California to continue cash payments to SSI recipients in lieu of food stamps;

H.R. 13097, to amend certain provisions of title XVIII of the Social Security Act as they relate to the medicare program established by part A of such title; and

H.R. 13817, to amend the Social Security Act with respect to health programs authorized under it.

Joint Committee Meetings

APPROPRIATIONS—DISTRICT OF COLUMBIA

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 13468, making appropriations for the District of Columbia for fiscal year 1979.

COMMODITY FUTURES TRADING COMMISSION

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 2391, to extend through fiscal year 1984 the life of the Commodity Futures Trading Commission, but did not complete action thereon and will meet again tomorrow.

Thursday, August 17, 1978

Senate

Chamber Action

Routine Proceedings, pages 26583–26722

Bills Introduced: Five bills and six resolutions were introduced, as follows: S. 3425–3420; S.J. Res. 152–153; S. Con. Res. 103; and S. Res. 540–542.

Pages 26597, 26639–26640, 26643, 26653

Bills Reported: Reports were made as follows:

S. 3375, making certain changes in the places of holding Federal district courts, in the divisions within judicial districts, and in judicial district dividing lines, with amendments (S. Rept. 95–1121).

H.R. 185, to authorize the Secretary of the Department in which the Coast Guard is operating to transport Coast Guard employees to and from certain places of employment (S. Rept. 95–1122).

Conference Report on H.R. 11401, authorizing funds for fiscal year 1979 for the National Aeronautics and Space Administration (S. Rept. 95–1123).

S. Res. 542, authorizing Select Committee on Ethics to participate in judicial proceedings deemed necessary to obtain information regarding its initial review in matters pertaining to Senators Talmadge and Brooke (without written report). Page 26653

Bills Passed:

New Mexican balloonists: Senate agreed to S. Res. 540, paying tribute to the three New Mexican balloonists for their recent accomplishment in successfully crossing the Atlantic. Page 26597

Congressional recess period: Senate agreed to H. Con. Res. 696, providing for an adjournment of the House from August 17 to September 6, 1978, after agreeing to Robert C. Byrd unprinted amendment No. 1666, providing for a recess of the Senate from August 25, 26, 28, or 29 until 10 a.m. on September 6, 1978.

Pages 26637–26638

Thomas Alva Edison: Senate agreed to S. Res. 541, commemorating Thomas Alva Edison on the 100th anniversary of the founding, on October 15, 1878, of the Edison Electric Light Company. Pages 26639–26640

Senate Ethics Committee: Senate agreed to S. Res. 542, authorizing Select Committee on Ethics to participate in judicial proceedings deemed necessary to obtain information regarding its initial review in matters pertaining to Senators Talmadge and Brooke. Page 26643

Enrollment correction: Senate agreed to S. Con. Res. 103, authorizing correction in the enrollment of H.R. 6669, to establish a national climate program.

Page 26643

Diplomatic immunity: Senate passed with committee amendments for return to the House H.R. 7819, to complement the Vienna Convention on Diplomatic Relations so that the diplomatic community understands clearly that its members are expected to obey the laws and regulations of the United States and of the local jurisdictions in which they live and work.

Pages 26717–26720

Federal prisoners: Senate passed without amendment and cleared for the House S. 1274, to provide the Attorney General of the United States with authority to contract with State and local authorities for the safekeeping, care, and subsistence of all Federal prisoners.

Page 26720

Drug offenders: Senate passed without amendment and cleared for the House S. 3336, authorizing the Department of Justice and the Administrative Office of the U.S. courts to provide services to drug dependent Federal offenders. Page 26720

National Climate Program: Senate agreed to conference report on H.R. 6669, to establish a national climate program, thereby clearing the measure for further action of the House. Page 26642

NASA Authorizations: Senate agreed to the conference report on H.R. 11401, authorizing funds for fiscal year 1979 for the National Aeronautics and Space Administration, thereby clearing the measure for further action of the House. Page 26643

District of Columbia Appropriations: By 76 yeas to 8 nays, Senate agreed to conference report on H.R. 13468, making appropriations for the District of Columbia for

fiscal year 1979. Senate agreed to the House amendments to Senate amendments numbered 1, 5, 19, 20, and 33, thereby clearing the measure for the President.

Page 26645

Military Construction Authorizations: Senate agreed to the conference report on H.R. 12602, authorizing funds for military construction for fiscal year 1979, thereby clearing the measure for the President.

Pages 26649–26650

Fishermen's Protective Act: Senate agreed to the House amendment to Senate amendment No. 1 to H.R. 10878, to extend the voluntary insurance program provided by the Fishermen's Protective Act. Senate agreed to the House amendment to Senate amendment No. 2 to this bill, with an amendment embodied in Stevens unprinted amendment No. 1665, to extend eligibility for compensation from Section 10 vessel and gear compensation fund to U.S. fishing vessels and fishing gear that operate outside the 200-mile fishery zone for species that the United States exercises exclusive management authority over. Pages 26638–26639

District of Columbia Representation in the Congress: Senate continued to consider H.J. Res. 554, proposing an amendment to the Constitution to provide for representation of the District of Columbia in the Congress, rejecting two amendments proposed thereto, as follows:

(1) Curtis amendment No. 1756, to require the Federal Government to terminate deficit financing (tabled by 68 yeas to 22 nays); Page 26593

(2) Melcher unprinted amendment No. 1664 (in the nature of a substitute), to provide that for purposes of representation in the House, the District be treated as though it were a State, and for purposes of representation in the Senate, be treated as though it were part of the State of Maryland (tabled by 52 yeas to 33 nays); Page 26612

Senate reached unanimous consent agreement to limit time for debate during the further consideration of this joint resolution and amendments proposed thereto, together with an agreement to vote on question of its passage at 6 p.m. on Tuesday, August 22. Page 26647

Also, cloture motion entered on Wednesday, August 16, was withdrawn. Page 26647

Pages 26593–26637, 26647

Presidential Messages: Senate received two messages from the President, as follows:

Transmitting the 1977 Annual Report of the Federal Prevailing Rate Advisory Committee—referred to Committee on Governmental Affairs (PM-210); and

Page 26651

Transmitting the 1977 Annual Report of the Railroad Retirement Board—referred to Committee on Human Resources (PM-211). Page 26651

Bills Referred: Numerous House-passed bills were referred to appropriate Senate committees.

Pages 26652–26653

Bill Held at Desk: H.R. 12772, Oregon land transfer, was received and held at the desk. Page 26653

Messages From the House: Pages 26651–26652

Amendments Submitted for Printing: Pages 26666–26682

Communications: Page 26653

Statements on Introduced Bills: Pages 26654–26665

Additional Statements: Pages 26683–26714

Record Votes: Three record votes were taken today.

Pages 26612, 26636, 26648

Recess: Senate met at 9:30 a.m. and recessed at 6:35 p.m.

Page 26722

Committee Meetings

CROP INSURANCE

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Production, Marketing, and Stabilization of Prices resumed hearings on proposed legislation to provide an expanded all-crop insurance program for American farmers, receiving testimony from Ol Deardorff, Wheat Growers Mutual Hail Insurance Co., Cimarron, Kansas, and Clarence Palmby, representing the Chamber of Commerce of the United States, Washington, D.C.

Hearings were recessed subject to call.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Committee in closed session, continued consideration of H.R. 13635, making appropriations for fiscal year 1979 for the Defense Establishment, but did not complete action thereon and recessed subject to call.

SURVIVOR BENEFITS

Committee on Armed Services: Subcommittee on Manpower and Personnel held hearings on the following bills relative to survivor benefits legislation, S. 520, 623, 724, 1996, 2856, H.R. 3702, and 11797 receiving testimony from Senators Morgan and Muskie; and Major General Stanley M. Umstead, Deputy Assistant Secretary of Defense for Military Personnel Policy.

Subcommittee will meet tomorrow to mark up these bills.

FEDERAL RESERVE REQUIREMENTS

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on S. 3304, to provide for the maintenance of reserves for certain financial institutions, to require the imposition of charges for certain services by Federal Reserve banks, and to authorize the payment of interest on reserves held in Federal Reserve banks, receiving testimony from Professor Lester Chandler, Princeton University, New Jersey; Professor James Pierce, University of California, Berkeley; Jon Brown, Public Interest Research Group, Washington, D.C.; Leland S. Prussia, Bank of America, New York City; and Dr. James O'Leary, New York City, representing New York Clearing House Association.

Hearings were recessed subject to call.

ALASKA NATIONAL LANDS

Committee on Energy and Natural Resources: Committee continued consideration of the following bills which designate or add certain lands in Alaska to the National Parks, National Wild and Scenic Rivers, and National Wilderness Preservation Systems—S. 499, 1500, 1546, 1787, 2465, 2944, 3016, and H.R. 39—but did not complete action thereon and will meet again on Monday, August 21.

MINNESOTA LANDS

Committee on Energy and Natural Resources: Subcommittee on Parks and Recreation held hearings on S. 3242 and H.R. 12250, designating the Boundary Waters Canoe Area Wilderness and establishing the Boundary Waters Canoe Area Mining Protection Area, Minnesota, receiving testimony from M. Rupert Cutler, Assistant Secretary of Agriculture for Conservation, Research, and Education.

Hearings were adjourned subject to call.

COMMITTEE BUSINESS

Committee on Environment and Public Works: Committee ordered favorably reported S. 2083, to provide compensation for damages and cleanup costs caused by discharges of oil and hazardous substances, with an amendment in the nature of a substitute embodying the text of an amended version of S. 2900, a similar bill; and

S. 2995, authorizing $60 million to reconvert part of the National Visitor Center to railroad passenger service, with amendments.

ERIE CANAL

Committee on Environment and Public Works: Subcommittee on Water Resources held hearings to consider the physical and financial status of the Erie Canal. Witnesses heard were Senator Javits; Representative Mitchell of New York; Brigadier General Hugh Robinson, Deputy Director of Civil Works, Army Corps of Engineers; Steve Shefler, Deputy Assistant Secretary of Transportation for Policy and International Affairs; Hugh T. Farley, member, New York State Senate; William C. Hennessy, Commissioner, accompanied by Joseph Stellato, Waterways Maintenance Division, both of the New York State Department of Transportation, Albany; Captain Francis B. Bushey, Spentonbush Transport Service, Inc., New York City; William E. Cleary, New York Towboat & Harbor Carriers Association, New York City; Barry Golomb, Federated Boatmen of New York, Inc., New York City; and Jack C. Tobin, New York State Waterways Association, Inc., Albany.

Hearings were recessed subject to call.

REVENUE ACT

Committee on Finance: Committee held hearings on H.R. 13511, to provide reductions in Federal income taxes, receiving testimony from Secretary of the Treasury W. Michael Blumenthal.

Hearings continue on Monday, August 21.

DEEP SEABED MINERALS

Committee on Foreign Relations: Subcommittee on Arms Control, Oceans, and International Environment held hearings on the substance of S. 2053, to promote the orderly and environmentally sound exploration for and commercial recovery of hard mineral resources of the deep seabed (now pending before the Committees on Commerce and Energy), receiving testimony from Representatives Simon and Bedell; Alan Berlind, on behalf of Ambassador Elliot L. Richardson, Special Representative of the President for the Law of the Sea Conference; Conrad Welling, Lockheed Missiles and Space Co., Sunnyvale, California; Alfred P. Statham, INCO Ltd., New York City; Marne Dubbs, and P. Ratiner, Kennecott Copper Corp., New York City; Nothcutt Ely, U.S. Steel Corp., Washington, D.C.; Alan Kaufman, SEDCO, Inc., New York City; James Barnes, Center for Law and Social Policy, Washington, D.C.; and Samuel R. Levering, U.S. Committee for the Oceans, Washington, D.C.

Hearings were adjourned subject to call.

COMMITTEE BUSINESS

Committee on Governmental Affairs: Committee ordered favorably reported the following measures:

S. 3229, to improve the organizational structure of the Postal Service, to provide authorization for funds to maintain the public service functions, and to provide reduced postal rates for certain individuals, amended;

H.R. 11318, to amend and extend through fiscal year 1980 authorizations for the Small Business Administration;

H.R. 13087, to eliminate the requirement that an undertaking of indemnity be obtained in order to issue a substitute Treasury check;

H.R. 8112, to abolish the Federal Records Council;

H.R. 12915, to modify the membership of the National Archives Trust Fund Board by replacing Congressional members with Executive Branch officials;

S. 2376, to authorize the Offices of the Secretary of the Senate and the Architect of the Capitol to withhold from salaries contributions to certain charitable organizations;

H.R. 7814, to authorize Federal employees and agen-

cies to experiment with flexible and compressed work schedules; and

H.R. 10126, to provide increased Federal employment opportunities for persons unable to work standard working hours.

Committee voted to report unfavorably S. Res. 489, disapproving the President's proposed Reorganization Plan No. 3, to consolidate in a new Federal Emergency Management Agency preparedness activities heretofore the responsibility of five different Government agencies.

Also, committee considered S. 2971, 2026, 1785, and H.R. 8494 to require public disclosure of certain lobbying activities, and other committee business, but did not complete action thereon and recessed subject to call.

ALCOHOL ABUSE PROGRAMS

Committee on Governmental Affairs: Subcommittee on Federal Spending Practices and Open Government held joint hearings with Human Resources Subcommittee on Alcoholism and Drug Abuse on S. 2515, to require Government contractors to establish and operate alcohol abuse and alcoholism programs and services, or otherwise arrange for referral to such services, receiving testimony from Loran Archer, Acting Director, National Institute on Alcohol Abuse and Alcoholism, Department of Health, Education, and Welfare; Leroy Hough, Office of Federal Procurement Policy, Office of Management and Budget; Dr. Morris Chafetz, Health Education Foundation, Washington, D.C.; and Dr. Paul Sherman, Association of Labor-Management Administrators and Consultants on Alcoholism, Inc., Washington, D.C.

Hearings were recessed subject to call.

ERISA

Committee on Human Resources: Subcommittee on Labor continued joint hearings with Finance Subcommittee on Private Pension Plans and Employee Fringe Benefits on bills relating to the Employment Retirement Income Security Act (S. 3017, 901, 2992, 3193, 1745, 1383, and 250), receiving testimony from Stephen G. Kellison, American Academy of Actuaries, Washington, D.C.; William Cloer for Howard Johnson, American Society of Pension Actuaries, Washington, D.C.; Frank Cummings, American Bar Association, Washington, D.C.; Andrew J. Capelli and Joseph E. Elmlinger, American Institute of Certified Public Accountants, Washington, D.C.; William T. Gibb, American Life Insurance Council, Washington, D.C.; Matthew P. Fink, Investment Company Institute, Washington, D.C.; Bernard F. Curry, American Bankers Association, Washington, D.C.; Gary S. Nash, Church Alliance for Clarification of ERISA, Dallas; William N. Bret, Association of Private Pension and Welfare Plans, Washington, D.C.; and Lawrence Walner, Chicago.

Hearings were recessed subject to call.

GRAND JURY REFORM

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure began hearings on S. 1449 and 3405, to establish certain rules with respect to the appearance of witnesses before grand juries, to provide for independent inquiries by grand juries, and to require periodic reports to the Congress, receiving testimony from Senator Abourezk; Representatives Eilberg and Conyers; Linda Backiel, Grand Jury Project, New York City; Morton Stavis, Center for Constitutional Rights, New York City; and Judy Meade, National Lawyers Guild, Washington, D.C.

Hearings continue on Tuesday, August 22.

COMMITTEE BUSINESS

Select Committee on Ethics: Committee held a business meeting where it took the following actions:

(1) Granted GAO authority to open the "Confidential Form B Filing" when a written request is received by the committee from a reporting individual who has erroneously filed the "Public Financial Disclosure" with the "Form B—Confidential Form";

(2) Agreed that in Senatorial newsletters, a masthead photo does not count against the four photo limitation on photos in which a Senator appears, and also agreed that a Senator's name in a masthead does not count against the limitation on personally phrased references; and

(3) Agreed that a discussion of Senate Rule 46—Prohibition of Unofficial Office Accounts—will be included as an agenda item in a future meeting.

Following a closed session, committee announced that it had agreed to present a resolution to the Senate requesting that the committee be granted "use immunity" for witnesses who may request it when speaking with the committee about the reviews of either Senators Brooke or Talmadge.

Committee will meet again on Thursday, August 24.

House of Representatives

Chamber Action

Bills Introduced: 66 public bills, H.R. 13908–13973; 1 private bill, H.R. 13974; and 24 resolutions, H.J. Res. 1123–1128, H. Con. Res. 697–704, and H. Res. 1323–1332 were introduced. Pages 26873–26877

Bills Reported: Reports were filed as follows:

S. 3120, to enhance the flexibility of contractual authority of the Temporary Commission on Financial Oversight of the District of Columbia (H. Rept. 95–1504);

H. Res. 1323, providing for the consideration of H.R. 1, to require candidates for Federal office, Members of the Congress, and officers and employees of the United States to file statements with the Comptroller General with respect to their income and financial transactions (H. Rept. 95–1505);

H. Res. 1324, providing for the consideration of H.R. 12611, to amend the Federal Aviation Act of 1958 to improve air service and provide flexibility in air fares (H. Rept. 95–1506);

H. Res. 1325, providing for the consideration of H.R. 13059, authorizing the construction, repair, and preservation of certain public works on rivers and harbors for navigation and flood control (H. Rept. 95–1507);

H. Res. 1326, providing for the consideration of H.R. 11733, to authorize appropriations for the construction of certain highways in accordance with title 23 of the United States Code, for highway safety, and for mass transportation in urban and in rural areas (H. Rept. 95–1508);

Conference report on H.R. 11401, National Aeronautics and Space Administration Authorization for fiscal year 1979 (H. Rept. 95–1509);

H.R. 9945, to amend the Act creating the Indian Claims Commission to repeal the provision limiting the activities of Commissioners during the 2 years following their terms of office, amended (H. Rept. 95–1510);

H.R. 13096, to provide that members of the Sisseton-Wahpeton Sioux Tribe may request the Secretary of the Interior to acquire certain lands, and to provide that the tribe shall have a preference right to purchase certain lands held in trust by the United States for tribal members, amended (H. Rept. 95–1511);

H.R. 12559, to establish a research and development effort resulting in the commercialization of native latex rubber, amended (H. Rept. 95–1512);

H.R. 13597, to authorize the Architect of the Capitol to install solar collectors for furnishing a portion of the energy needs of the Rayburn House Office Building and House Office Building Annex Numbered 2, amended (H. Rept. 95–1513);

H.R. 13808, to designate the "Omar Burleson Federal Building," amended (H. Rept. 95–1514);

H.R. 13809, to designate the "George H. Mahon Building," amended (H. Rept. 95–1515);

H.R. 13814, to amend section 8 of Public Law 93–233 to permit California to continue cash payments to SSI recipients in lieu of food stamps, amended (H. Rept. 95–1516); and

Conference report on H.R. 8149, to provide customs procedural reform (H. Rept. 95–1517). Page 26873

Journal: By a voice vote, the House approved the Journal of Wednesday, August 16. Page 26722

Victims of the Holocaust: House passed H.J. Res. 1014, designating April 27, 28, and 29 of 1979 as "Days of Remembrance of Victims of the Holocaust". Pages 26725–26726

Fraudulent Mail Solicitations: House passed S. 2543, to amend title 39 of the United States Code to provide better enforcement procedures for preventing fraudulent solicitations through the mails—clearing the measure for the President. Subsequently, H.R. 13364, a similar House bill, was laid on the table. Page 26726

International Banking: House cleared for the President H.R. 10899, to provide for Federal regulation of participation by foreign banks in domestic financial markets; by agreeing to the Senate amendment thereto. Pages 26726–26734

Second Supplemental Appropriations: By a yea-and-nay vote of 198 yeas to 191 nays, Roll No. 715, the House agreed to the conference report on H.R. 13467, making supplemental appropriations for the fiscal year ending September 30, 1978.

Rejected a motion to recommit the conference report to the Committee of Conference.

House receded from its disagreement and concurred in Senate amendments Nos. 9, 15, 32 through 43 inclusive, 44, 47, 49, 52, 53, 58, 64, 70, 79, and 83.

House receded from its disagreement and concurred, with amendment, in Senate amendments Nos. 18, 29, 51, and 62.

House rejected motions to recede from its disagreement and concur in Senate amendments Nos. 48 (rejected by a yea-and-nay vote of 133 yeas to 245 nays with 6 voting "present", Roll No. 716) and 82. House then insisted on its disagreement to Senate amendments Nos. 48 and 82—returning the measure to the Senate. Pages 26734–26758

Presidential Messages: Received and read the following messages from the President:

Urban policy: Transmitting the First Biennial Report on National Urban Policy—referred to the Committee on Banking, Finance and Urban Affairs;

Railroad retirement: Transmitting the annual report of the Railroad Retirement Board for fiscal year 1977—referred to the Committee on Interstate and Foreign Commerce; and

Prevailing rate system: Transmitting the 1977 annual report of the Prevailing Rate Advisory Committee—referred to the Committee on Post Office and Civil Service. Page 26758

Legislative Branch Appropriations: By a yea-and-nay vote of 255 yeas to 123 nays, Roll No. 717, the House agreed to the conference report on H.R. 12935, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1979.

House receded from its disagreement and concurred

in Senate amendments Nos. 1 through 39 inclusive, 45, 46, 47, and 52—clearing the measure for Senate action. Pages 26758–26768

Military Construction Appropriations: By a yea-and-nay vote of 355 yeas to 24 nays, Roll No. 718, the House agreed to the conference report on H.R. 12927, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1979.

House receded from its disagreement and concurred in Senate amendment No. 21.

House receded from its disagreement and concurred, with amendment, in Senate amendments Nos. 3, 5, 7, 8, 9, 15, 17, and 20—clearing the measure for Senate action. Pages 26768–26772

Late Reports: Committee on Ways and Means received permission to file reports on the following bills by midnight Friday, September 1: H.R. 13817, to amend the Social Security Act with respect to health programs authorized under it; H.R. 11545, Meat and Livestock Import Amendments of 1978; H.R. 13097, to amend certain provisions of title XVIII of the Social Security Act as they relate to the medicare program established by part A of such title; and H.R. 13814, to permit California to continue cash payments to SSI recipients in lieu of food stamps; and

Committee on Government Operations received permission to file sundry reports by midnight Friday, August 25. Page 26772

District of Columbia Appropriations: By a yea-and-nay vote of 339 yeas to 31 nays, Roll No. 719, the House agreed to the conference report on H.R. 13468, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1979.

House receded from its disagreement and concurred in Senate amendments Nos. 2, 4, 6, 11, 13, 18, 21, 25, 29, 30, 31, and 32.

House receded from its disagreement and concurred, with amendment, in Senate amendments Nos. 1, 5, 19, 20, and 33—clearing the measure for Senate action. Pages 26772–26777

Late Report: Conferees received permission to file a conference report by midnight on H.R. 11401, National Aeronautics and Space Administration Authorization for fiscal year 1979. Page 26777

Outer Continental Shelf: By a yea-and-nay vote of 338 yeas to 18 nays, Roll No. 720, the House agreed to the conference report on S. 9, Outer Continental Shelf Lands Act Amendments of 1978—clearing the measure for Senate action. Pages 26777–26788

Intelligence Authorization: By a yea-and-nay vote of 323 yeas to 30 nays with 2 voting "present", Roll No. 721, the House agreed to the conference report on H.R. 12240, to authorize appropriations for fiscal year 1979 for intelligence and intelligence-related activities of the United States Government, the Intelligence Community Staff, and the Central Intelligence Agency Retirement and Disability System—clearing the measure for Senate action. Pages 26788–26791

National Transportation Safety Board: House cleared for the President H.R. 12106, to amend the Independent Safety Board Act of 1974 to authorize additional appropriations; by agreeing to the Senate amendment thereto. Page 26791

August District Work Period: House cleared H. Con. Res. 696, providing for an adjournment of the House from August 17 to September 6, 1978; by agreeing to the Senate amendments thereto. Page 26794

USRA Authorization: By a yea-and-nay vote of 253 yeas to 67 nays, Roll No. 723, the House passed H.R. 10898, to amend the Regional Rail Reorganization Act of 1973 to authorize appropriations for the United States Railway Association for fiscal year 1979.

Agreed To:

The committee amendment;

An amendment that authorizes USRA to approve any modification of a loan to a regional railroad, including increasing the principal amount of the loan, if the modification permits the continuation of rail service determined to be desirable; and

An amendment that extends by 195 days the time States may negotiate with ConRail for the purchase of surplus railroad trackage.

H. Res. 1321, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 323 yeas to 6 nays, Roll No. 722. Pages 26794–26801

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 8149, to provide customs procedural reform. Page 26802

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of September 6. Page 26803

Unanimous-Consent Requests: Agreed to the following unanimous-consent requests:

Veto Messages: That, consideration of any veto messages received by the Clerk during the adjournment of the House until September 6, 1978 be postponed until Thursday, September 7;

Receive and Sign: That, notwithstanding the adjournment of the House until Wednesday, September 6, the Clerk be authorized to receive messages from the Senate and that the Speaker be authorized to sign any enrolled bills and joint resolutions duly passed by the two Houses; and

Resignations—Appointments: That, notwithstanding the adjournment of the House until Wednesday, September 6, the Speaker be authorized to accept resignations, and to appoint commissions, boards, and committees authorized by law or by the House. Page 26803

Fishermen's Protective Act: House cleared for the President H.R. 10878, to extend until October 1, 1981, the voluntary insurance program provided by section 7 of the Fishermen's Protective Act of 1967; by agreeing to the Senate amendments to the House amendment to Senate amendment No. 2 thereto. Page 26803

Smithsonian Board of Regents: The Speaker appointed Representative Ryan as a member of the Board of Regents to the Smithsonian Institution; vice Representative Boggs resigned. Page 26804

Interparliamentary Union: The Speaker appointed as members of the delegation to attend the conference of the Interparliamentary Union held in Bonn, Germany, from September 3 to September 14, 1978, the following Members on the part of the House: Representatives Hamilton (chairman), Lehman (vice chairman), Evans of Colorado, Duncan of Oregon, Ireland, Won Pat, Broomfield, Derwinski, McClory, Vander Jagt, Wiggins, and Butler. Page 26804

Adjournment: Adjourned at 5:57 p.m.

Committee Meeting

RURAL TRANSPORTATION STUDY

Committee on Agriculture: Met and considered but took no action on H.R. 12917, Rural Transportation Study, and adjourned subject to call of the Chair.

KING ASSASSINATION

Select Committee on Assassinations: Continued hearings on the assassination of Martin Luther King, Jr. with further testimony from convicted killer James Earl Ray.

Hearings continue tomorrow.

MANPOWER PROGRAMS ADMINISTERED BY DEPARTMENT OF LABOR

Committee on Government Operations: Subcommittee on Manpower and Housing continued hearings on the effectiveness of the manpower programs administered or funded by the Department of Labor. Testimony was heard from Ernest Green, Assistant Secretary for Employment and Training Administration; Rocco DeMarco, Chief of Audit and Investigations, Gerald Peterson, CETA Office Chief, Larry Rogers, Office of Field Operations, and Robert Andersen, Office of Comprehensive Employment Programs, Department of Labor.

U.S. PRIVATE INVESTMENT IN SOUTH AFRICA

Committee on International Relations: Subcommittees on International Economic Policy and Trade and on Africa continued hearings on H.R. 12463 and related bills, U.S. private investment in South Africa. Testimony was heard from representatives of Third World Student Coalition; and Interfaith Center on Corporate Responsibility.

DISPUTE RESOLUTION ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance met and approved for full committee action S. 957 amended, Dispute Resolution Act.

FOOD SAFETY AND NUTRITION AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment met and approved for full committee action a clean bill in lieu of H.R. 10358, Food Safety and Nutrition Amendments of 1978.

INTERPRETERS IN U.S. COURTS

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights met and approved for full committee action a clean bill in lieu of H.R. 10228, providing for interpreters in U.S. Courts.

ENDANGERED SPECIES ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment continued markup of H.R. 13807, to amend the Endangered Species Act of 1973, but did not complete action on the bill.

LAW OF THE SEA CONFERENCE

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held an oversight hearing on Law of the Sea Conference. Testimony was heard from Jules Katz, Assistant Secretary of State for Economic Affairs; Helen Junz, Deputy Assistant Secretary of Treasury; Richard Darman, former vice chairman, U.S. Law of the Sea delegation; and John Norton Moore, Director, Center for Oceans Law and Policy.

PUBLIC WORKS MISCELLANY

Committee on Public Works and Transportation: Met and ordered reported favorably to the House the following bills, as amended:

H.R. 13808, to designate the "Omar Burleson Federal Building";

H.R. 13809, to designate the "George H. Mahon Building";

S. 1029, to authorize the Smithsonian Institution to construct museum support facilities; and

H.R. 13387, Act to Combat International Terrorism.

MISCELLANEOUS TAXES

Committee on Ways and Means: Subcommittee on Miscellaneous Revenue Measures held a hearing on miscellaneous tax bills with testimony from Treasury Department and public witnesses.

Following the hearing, the subcommittee approved for full committee action the following bills:

H.R. 8533 amended, to clarify the exemption from

political organization taxable income for proceeds from bingo and related games;

H.R. 13047 amended, to provide for a special tax accounting rule for the redemption of trading stamps and coupons;

H.R. 8696, with respect to the tax treatment of an individual who receives a retroactive determination of eligibility for disability compensation from the Veterans' Administration; and

H.R. 13092, to extend the optional small tax case procedures to additional taxpayers, and to make certain changes relating to the authority of commissioners of the Tax Court.

Joint Committee Meeting

COMMODITY FUTURES TRADING COMMISSION

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 2391, to extend through fiscal year 1984 the life of the Commodity Futures Trading Commission.

Friday, August 18, 1978

Senate

Chamber Action

Routine Proceedings, pages 26883–26986

Bills Introduced: Eight bills and three resolutions were introduced, as follows: S. 3430–3437; S.J. Res. 154; S. Con. Res. 104; and S. Res. 543. Pages 26950, 26960–26961

Bills Reported: Reports were made as follows:

S. Con. Res. 104, revising the Congressional budget for the Federal Government for fiscal year 1979, together with additional and minority views (S. Rept. 95–1124).

S. 2053, to promote the orderly and environmentally sound exploration for and commercial recovery of hard mineral resources of the deep seabed, with amendments, together with additional views (S. Rept. 95–1125). Referred to Committee on Foreign Relations for not to exceed 30 days.

Conference Report on H.R. 5289, to establish a comprehensive natural gas pricing policy (S. Rept. 95–1126). Page 26950

Bills Passed:

Budget Act waiver: Senate agreed to S. Res. 510, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3279, to provide assistance to aircraft operators to aid them in complying with Federal aircraft noise standards. Page 36894

Budget Act waiver: Senate agreed to S. Res. 527, to waive section 303(a) of the Congressional Budget Act with respect to Senate consideration of S. 3279. Pages 26894–26895

Carl Hayden Bee Research Center: Senate passed without amendment and cleared for the House S. 3274, to designate the Federal Bee Research Laboratory in Tucson, Arizona, as the "Carl Hayden Bee Research Center". Page 26895

Retired employees benefits: Senate passed H.R. 4319, to reduce from twelve to five years the length of service required by a retiring employee to retain his group life insurance and health benefits coverages during retirement, after agreeing to committee amendment and to Robert C. Byrd unprinted amendment No. 1689, to bring provisions of the bill into conformity with the Congressional Budget Act. Pages 26980–26981

ASCS employees: Senate passed with committee amendment and cleared for the House S. 408, to extend certain Federal benefits to former employees of the Agricultural Stabilization and Conservation Service who become employed by a Federal agency. Pages 26981–26982

Withholding of local taxes: Senate passed without amendment and cleared for the President H.R. 8342, to extend application of law relating to the withholding of city or county income or employment taxes to Federal employees who are residents of (but are employed outside of) cities or counties with which the Secretary of the Treasury has entered into a tax withholding agreement. Page 26982

Japanese-Americans: Senate passed H.R. 9471, to provide that Japanese-Americans shall be allowed civil service retirement credit for time spent in World War II internment camps, after agreeing to Robert C. Byrd unprinted amendment No. 1690, to bring provisions of the bill into conformity with the Congressional Budget Act. Pages 26982–26984

Private bill: Senate passed without amendment and cleared for the House S. 2366, a private bill. Page 26985

Federal Aid Highway Program: Senate began consideration of S. 3073, authorizing funds for the Federal Aid Highway Program through fiscal year 1980, taking action on amendments proposed thereto, as follows:

Adopted:

(1) Modified Culver unprinted amendment No. 1667, increasing from $450 million to $525 million funding for special bridge replacement program, and to require a minimum and maximum range of funds which may be spent to rehabilitate and replace bridges which are not part of the Federal Aid Highway system; Page 26911

(2) Culver unprinted amendment No. 1668, to allow funds authorized for the Great River (Mississippi) Road Program to be used for both construction and reconstruction of road segments; Page 26912

(3) Cranston amendment No. 3476, to enable toll bridges which subsidize another Federally assisted program, such as mass transit, to received Federal funds; Page 26912

(4) Zorinsky unprinted amendment No. 1669, calling for Secretary of Transportation to study adverse community impacts occasioned by increased coal unit train traffic; Page 26914

(5) Chafee unprinted amendment No. 1670, extending from December 31, 1978, until July 1, 1979, date by which National Transportation Policy Study Commission must submit its final report; Page 26917

(6) Jackson unprinted amendment No. 1671, to allow the use of electronic signs on the premises of businesses adjacent to interstate highways; Page 26917

(7) Kennedy unprinted amendment No. 1673, to repeal present law prohibiting Secretary of Transportation from approving an interstate transfer project when there has been enacted an urban transportation trust fund for similar assured funding for both highways and public transportation; Page 26920

(8) Modified Harry F. Byrd, Jr., unprinted amendment No. 1674, requiring Secretary of Transportation to submit, within 90 days after enactment, his recommendations concerning commuter access to the Dulles Airport access highway; Page 26925

(9) Roth unprinted amendment No. 1675, requiring the Secretary of Transportation, in making funds available under the Discretionary Bridge Program, to give priority to those otherwise eligible projects whose total project cost would exhaust at least five years of a State's annual allocations under the regular bridge program, but whose cost in no case would exceed $8 million; Page 26926

(10) Eagleton unprinted amendment No. 1676, to give the Secretary of Transportation authority to reallocate unused urban highway monies; Page 26928

(11) Bentsen unprinted amendment No. 1677, to clarify policies relating to the accommodation of utilities on Federal-aid highway rights-of-way; Page 26929

(12) Danforth unprinted amendment No. 1678, to permit a State or local government to use its Federal-aid funds, except funds for the Interstate System, to study a privately-owned toll bridge as necessary to determine whether the facility should be acquired by a public body; Page 26930

(13) Javits unprinted amendment No. 1679, to relieve States of the obligation to repay monies disbursed for withdrawn Interstate Highway routes; Page 26930

(14) Gravel unprinted amendment No. 1680, to authorize the use of foreign-built hovercraft in Alaska for the purpose of transporting passengers or merchandise; Page 26932

(15) Mathias unprinted amendment No. 1684, to provide for continued Federal share participation and cost escalation for Interstate Highway routes which have been substituted by certain States; Page 26942

(16) Mathias unprinted amendment No. 1685, to authorize the reconstruction of the Baltimore-Washington Parkway to standards acceptable to the Secretary of Transportation; Page 26943

(17) Dole unprinted amendment No. 1687, to improve the method of gathering speed statistics to assure that a State is in compliance with the 55 mile per hour speed limit; and Page 26946

(18) Domenici unprinted amendment No. 1688, to allow a State with deteriorating Interstate segments to use up to $16 million per year of its Interstate construction funds to restore such segments. Page 26947

Rejected: By 8 yeas to 45 nays, Mathias amendment No. 1686, authorizing Federal advance of 100 percent of the cost of constructing a toll bridge or tunnel as a part of the Interstate System (Baltimore harbor); determined by the Secretary of Transportation to be an essential gap in that System. Page 26943

Also during the course of proceedings today, Senate considered Randolph amendment No. 3507, to establish an energy impact road rehabilitation program, which was temporarily laid aside; and Bartlett amendment No. 3513 (unprinted amendment No. 1683), authorizing $640,100 for Arkansas share for the Interstate 40 Arkansas River Bridge, on which amendment Senate will vote at 5 p.m. on Monday, August 21. Page 26925

Pages 26897–26949

Bill Referred: H.J. Res. 1014, designating April 27, 28, and 29, 1979, as "Days of Remembrance of Victims of the Holocaust", was referred to Committee on the Judiciary. Page 26949

Bill Held at Desk: H.R. 10898, U.S. Railway Association authorizations, was received and ordered held at the desk. Page 26949

Bill Indefinitely Postponed: S. Res. 39, expressing Senate disapproval of Presidential recommendations for salary increases for Federal employees, was indefinitely postponed. Page 26985

Messages From the House: Page 26949

Amendments Submitted for Printing: Page 513778

Communications: Pages 26949–26950

Statements on Introduced Bills: Pages 26950–26959

Additional Statements: Pages 26961–26975

Confirmations: Senate confirmed the following nominations:

Nicholas A. Veliotes, of California, to be Ambassador to the Hashemite Kingdom of Jordan;

James D. Isbister, of Maryland, and Harold F. Schneidman, of Pennsylvania, each to be an Associate Director of the International Communication Agency;

Jane Hurt Yarn, of Georgia, to be a Member of the Council on Environmental Quality; and

Karl S. Bowers, of South Carolina, to be Administrator, Federal Highway Administration. Page 26986

Nominations: Senate received the following nominations:

Marilyn Priscilla Johnson, of New Hampshire, to be Ambassador to the Republic of Togo;

Edith Huntington Jones Dobelle, of Massachusetts, for the rank of Ambassador during her tenure of service as Chief of Protocol for the White House;

Richard Merrell Freeman, of Illinois, to be a Member of the Board of Directors of the Tennessee Valley Authority;

Paula Stern, of the District of Columbia, to be a Member of the U.S. International Trade Commission; and

Charles W. Benton, of Illinois, to be a Member of the National Commission on Libraries and Information Science. Page 26986

Record Vote: One record vote was taken today. Page 26947

Recess: Senate met at 9 a.m. and recessed at 6:02 p.m. Page 26986

Committee Meetings

APPROPRIATIONS—NEW YORK CITY FINANCIAL ASSISTANCE

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held hearings on proposed appropriations embodied in H.J. Res. 1088, to provide financial assistance to New York (pending in the House), receiving testimony from Roger C. Altman, Assistant Secretary of the Treasury for Domestic Finance.

Subcommittee recessed subject to call.

SURVIVOR BENEFITS

Committee on Armed Services: Subcommittee on Manpower and Personnel began markup on the following survivor benefits legislation—S. 520, 623, 724, 1996, 2856, H.R. 3702, and 11797—but did not complete action thereon and recessed subject to call.

NOMINATIONS

Committee on Energy and Natural Resources: Committee held hearings on the nominations of Ruth C. Energy (Environment), and Roger A. Markle, of Utah, to be Director of the Bureau of Mines, where the nominees testified and answered questions on their own behalf. Testimony on the nomination of Ms. Clusen was received from Louis S. Clapper, National Wildlife Federation, Washington, D.C. Mr. Markle was introduced to the committee by Joan Davenport, Assistant Secretary of the Interior.

Hearings were recessed subject to call.

MENTAL HEALTH

Committee on Finance: Subcommittee on Health held hearings to receive testimony on proposals for Federal financing of mental health services under the Medicare-Medicaid programs. Witnesses heard were Martha Mitchell, New Haven, on behalf of American Nurses Association, Inc.; Sandford F. Brandt, Mental Health Association, Arlington, Va.; Martin L. Gross, The Psychological Society, New York City; Dr. James L. Cavanaugh, Washington, D.C., on behalf of the American Psychiatric Association; Dr. Nicholas A. Cummings, American Psychological Association, Washington, D.C.; Dr. Donald F. Klein, New York State Psychiatric Institute, New York City; and Dr. G. Kinsey Stewart, Gulfport, Mississippi, representing National Council of Community Mental Health Centers.

Hearings were recessed subject to call.

SOCIAL SERVICES

Committee on Finance: Subcommittee on Public Assistance held hearings on social services proposals including S. 3148, authorizing grants to states to expand social services programs, and on the substance of H.R. 12937, increasing the permanent ceiling on Federal spending for social service programs under Social Security Act (pending before the House Ways and Means Committee), receiving testimony from Hale Champion, Undersecretary of Health, Education, and Welfare; Gregory Cusak, Iowa State Representative, on behalf of the National Conference of State Legislatures; William Murphy, County Executive, Rensselaer County, New York, on behalf of the National Association of Counties; Barbara Blum, New York City Department of Social Services; Blanche Bernstein, City of New York Commissioner of Human Resources; Jerald L. Stevens, Boston, on behalf of the National Governors' Association; Jerome D. Chapman, Austin, Texas Department of Human Resources, representing the National Council of State Public Welfare Administrators of the American Public Welfare Association; Edwin Millard, Albany, on behalf of the Child Welfare League of America, Inc., and Dee Everitt, Lincoln, Nebr., representing the National Association for Retarded Citizens.

Hearings were recessed subject to call.

ENERGY IMPACTED AREAS

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation, and Federal Services resumed hearings on S. 1493, to provide financial and technical assistance to States, local governments, and Indian tribes, to manage impacts caused by energy development, receiving testimony from Senator Hart; Robert Hall, Assistant Secretary of Commerce for Economic Development; Dexter Peach, Energy and Minerals Division, General Accounting Office; Robert W. Scott, Federal Co-Chairman, Appalachian Regional Commission; Donald Moyer, accompanied by Ned Helme, representing the National Governors' Association, Washington, D.C.; and Gilbert LeKander, Montana Power Co., Washington, D.C.

Hearings were recessed subject to call.

FORCIBLE CRIMES

Committee on the Judiciary: Committee held hearings to examine FBI programs designed to prevent and investigate bank robberies, receiving testimony from Robert L. Keuch, Deputy Assistant Attorney General, Criminal Division, and James O. Ingram, Deputy Assistant Director, Criminal Investigative Division, both of the Department of Justice; William Anderson, General Government Division, General Accounting Office; Carl Carter, American Bankers Association, Washington, D.C.; George Magrath, U.S. League of Savings Associations, Chicago; Vernon Dwyer, National Association of Federal Credit Unions, Washington, D.C.; Wilbur N. Melin, National Association of Mutual Savings Banks, Washington, D.C.; Colonel Robert O. Mathews, Chief of Police, Howard County, Maryland; and Captain P. H. Rappaport, Maryland State Police, Annapolis.

Hearings were recessed subject to call.

TRANSPORTATION LAWS

Committee on the Judiciary: Committee held hearings on S. 2361, to revise certain U.S. transportation laws, receiving testimony from Betty Jo Christian, Vice Chairman, Interstate Commerce Commission, and Edward F. Willett, Jr., Office of the Law Revision Counsel, U.S. House of Representatives.

Hearings were recessed subject to call.

THERAPEUTIC COMMUNITIES

Committee on the Judiciary: Subcommittee on Penitentiaries and Corrections resumed hearings on S. 3227, to establish, on a demonstration basis, group therapy programs in ten Federal penitentiaries, receiving testimony from Gabe Kaimowitz, Michigan Legal Services, Detroit; Matthew L. Myers, American Civil Liberties Union, Washington, D.C.; James L. Potts, *Prison Law Monitor*, Washington, D.C.; and Dr. Jack Atthowe, Rutgers University, New Brunswick, N.J.

Subcommittee recessed subject to call.

INFLATION

Select Committee on Small Business: Committee held hearings on inflation as it relates to economic conditions of small businesses, receiving testimony from Charles Schultze, Chairman, Council of Economic Advisers; Henry Aaron, Assistant Secretary of Health, Education, and Welfare for Planning and Evaluation; and Professor John Kenneth Galbraith, Harvard University, Cambridge.

Hearings continue on Monday, August 21.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Wednesday, September 6.

Committee Meeting

KING ASSASSINATION

Select Committee on Assassinations: Continued hearings on the assassination of Martin Luther King, Jr. with further testimony from convicted killer James Earl Ray.

Monday, August 21, 1978

Senate

Chamber Action

Routine Proceedings, pages 27071–27186

Bills Introduced: Three bills and one resolution were introduced, as follows: S. 3438–3440; and S.J. Res. 155. Page 27137

Bills Reported: Reports were made as follows:

H.R. 1337, to prohibit the use of a manufacturer's cost as the constructive sale price for purposes of the ten percent manufacturer's excise tax on trucks, buses, highway tractors, and trailers, with amendment (S. Rept. 95–1127).

H.R. 13235, a private bill (S. Rept. 95–1128). Page 37137

Bills Passed:

Judicial districts: Senate passed with committee amendments and cleared for the House S. 3375, making certain changes in the places of holding Federal district courts, in the divisions within judicial districts, and in judicial district dividing lines. Pages 27183–27184

Coast Guard employees transportation: Senate passed without amendment and cleared for the President H.R. 185, to authorize the Secretary of the Department in which the Coast Guard is operating to transport Coast Guard employees to and from certain places of employment. Page 27185

Military Construction Appropriations: By 83 yeas to 1 nay, Senate agreed to conference report on H.R. 12927,

making appropriations for construction at military installations for fiscal year 1979. Senate agreed to House amendments to Senate amendments numbered 3, 5, 7, 8, 9, 15, 17, and 20, thereby clearing the measure for the President. Pages 27106–27108

District of Columbia Representation: Senate resumed consideration of H.J. Res. 554, proposing an amendment to the Constitution to provide for representation of the District of Columbia in the Congress, rejecting five amendments proposed thereto, as follows:

(1) By 48 yeas to 19 nays, tabled Scott amendment No. 3467, to add a section to reserve to the States and Territories power to regulate the circumstances under which a pregnancy may or may not be terminated; Page 27090

(2) By 67 yeas to 5 nays, tabled McClure unprinted amendment No. 1692, to prohibit a State from rescinding its action in ratifying the proposed Constitutional amendment; Page 27091

(3) By 50 yeas to 28 nays, tabled McClure unprinted amendment No. 1693, to grant to the people of the District authority to decide how the rights and powers conferred shall be exercised; Page 27093

(4) By 47 yeas to 35 nays, tabled McClure unprinted amendment No. 1694, to retrocede the District of Columbia to the State of Maryland, except for lands owned by the United States; and Page 27096

(5) By 67 yeas to 17 nays, tabled McClure unprinted amendment No. 1695, to grant Statehood to the District of Columbia. Page 27101

Senate will resume consideration of this joint resolution tomorrow, and will vote on question of its passage at 6 p.m. Page 27106

Pages 27078–27106

Federal Aid Highway Program: Senate continued consideration of S. 3073, authorizing funds for the Federal Aid Highway Program through fiscal year 1980, taking action on amendments proposed thereto, as follows:

Adopted:

(1) Metzenbaum unprinted amendment No. 1696, to preserve those highway service plazas which were constructed prior to 1960 and which are owned by a State; Page 27116

(2) By unanimous vote of 86 yeas, Morgan unprinted amendment No. 1697, declaring a national policy to maintain the fiscal integrity of the Highway Trust Fund by requiring that its expenditures not exceed revenues; Page 27117

(3) Magnuson unprinted amendment No. 1699, to require a study of the potential for reducing urban blight adjacent to Federal-aid primary and interstate highways located in central business districts; Page 27125

(4) Kennedy unprinted amendment No. 1700, to make eligible for funding routes in urbanized areas which were constructed prior to 1960 without Federal highway funds and which are substandard with reference to the Interstate System; Page 27125

(5) Modified Gravel unprinted amendment No. 1701, to allow utilization of funds to assist operation of those portions of the Alaska Railroad from Whittier to Portage, Alaska; Page 27126

(6) Cannon unprinted amendment No. 1702, embodying (title II) the text of S. 2541, proposed Highway Safety Act; and Page 27129

(7) Cannon unprinted amendment No. 1703, of a technical nature to Title II of the bill. Page 27133

Rejected:

(1) By 37 yeas to 51 nays, Randolph (for Huddleston) amendment No. 3507, to authorize $100 million for each of fiscal years 1979 and 1980 for an energy impact road rehabilitation program; Page 27108

(2) By 10 yeas to 75 nays, Kennedy unprinted amendment No. 1698, to terminate the Highway Trust Fund. Page 27119

Pages 27108–27136

Debate Limitation Agreement: By unanimous consent it was agreed that when Senate proceeds to consider S. 2570, authorizing funds for programs administered under the Comprehensive Employment and Training Act, debate thereon be limited to four hours; two hours on an amendment which may be offered by Senator Bellmon; one hour on any other amendment in the first degree; and 30 minutes on amendments in the second degree. Pages 27185–27186

Unanimous Consent Agreement—Program: Unanimous consent agreement was also reached concerning consideration of several measures, beginning with S. 2570, CETA, following disposition, on Tuesday, August 22, of H.J. Res. 554, Constitutional amendment providing for representation of the District of Columbia.

Pages 27185–27187

Presidential Message: Senate received a message from the President transmitting report on international transfers of technology as required by the International Security Assistance Act—referred to Committee on Foreign Relations (PM-212). Page 27136

Amendments Submitted for Printing: Pages 27141–27153

Communications: Pages 27136–27137

Statements on Introduced Bills: Pages 27137–27140

Additional Statements: Pages 27153–27176

Record Votes: Nine record votes were taken today.

Pages 27091, 27093, 27096, 27099, 27104, 27107, 27116, 27119, 27125

Recess: Senate met at 9:30 a.m. and recessed at 8:25 p.m. Page 27186

Committee Meetings

ALTERNATIVE MORTGAGE INSTRUMENTS

Committee on Banking, Housing, and Urban Affairs: Committee began hearings to review mortgage instrument regulations which were recently proposed by the Federal Home Loan Bank Board, and on S. 2455, to authorize Federal savings and loan associations to invest in reverse annuity mortgage loans, S. 70, to provide alternative types of mortgage loans, including increasing the amount of credit available for residential mortgage lending and providing tax mechanisms to facilitate the accumulation of savings for down payments, and S. Con. Res. 9, expressing the sense of the Congress that the Federal Home Loan Bank Board authorize the use of a wide variety of mortgage instruments. Testimony was received from Stuart Davis, U.S. League of Savings Associations, Washington, D.C.; Norman Kull and Floyd Dunn, National Savings and Loan League, Washington, D.C.; Jonathan Brown, Public Interest Research Group, Washington, D.C.; Henry B. Schechter, AFL/CIO, Washington, D.C.; Jerry Hogan, Consumer Federation of America, Washington, D.C.; Roland Ferland, National Association of Homebuilders, Washington, D.C.; Richard C. Farrer, National Association of Realtors, Washington, D.C.; and Alan Smith, Flip Mortgage Co., Newton, Pennsylvania

Hearings continue tomorrow.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Gloria Schaffer, of Connecticut, to be a Member of the Civil Aeronautics Board, after the nominee, who was introduced by Senators Ribicoff and Weicker, testified and answered questions on her own behalf.

ALASKA NATIONAL LANDS

Committee on Energy and Natural Resources: Committee, in an evening session, continued consideration of the following bills which designate or add certain lands in Alaska to the National Parks, National Wild and Scenic Rivers, and National Wilderness Preservation Systems—S. 499, 1500, 1546, 1787, 2465, 2944, 3016, and H.R. 39.

REVENUE ACT

Committee on Finance: Committee resumed hearings on H.R. 13511, to provide reductions in Federal income taxes, receiving testimony from Roland M. Bixler, on behalf of the National Association of Manufacturers, Washington, D.C.; Wallace J. Clarfield, on behalf of the Tax Council, Washington, D.C.; Dr. Jack Carlson, Chamber of Commerce of the U.S., Washington, D.C.; Lewis W. Foy, on behalf of the American Iron and Steel Institute, Bethlehem, Pa.; Edward Donley, on behalf of the Manufacturing Chemists Association, Washington, D.C.; Edwin Spiegel, on behalf of the American Paper Institute, Washington, D.C.; Louis W. Jenkins, on behalf of the American Textile Manufacturers Institute, Kannapolis, N.C.; William McCollam, Edison Electric Institute, Washington, D.C.; George H. Lawrence, American Gas Association, Washington, D.C.; David Garfield, on behalf of the Special Committee for U.S. Exports, Montvale, N.J.; Robert L. McNeill, on behalf of the Emergency Committee for American Trade, Washington, D.C.; and Carl A. Nordberg, Washington, D.C.

Hearings continue tomorrow.

HUMAN RIGHTS IN CAMBODIA

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs held hearings on S. Res. 323 and 469, expressing the sense of the Senate deploring the continued violation of human rights in Cambodia, receiving testimony from Robert B. Oakley, Deputy Assistant Secretary of State for East Asian and Pacific Affairs, and Douglas Pike, Indo-Chinese/Communist Affairs Specialist, Library of Congress.

Subcommittee recessed subject to call.

GAO EMPLOYEES' BENEFITS

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation, and Federal Services held hearings on S. 3411, to exempt GAO employees from certain Civil Service laws regarding appointments, position classification, and personnel actions, and S. 3412, to provide cost-of-living adjustments in the annuity of a retired Comptroller General, receiving testimony from Comptroller General Elmer B. Staats, and Jule M. Sugarman, Vice Chairman, Civil Service Commission.

Subcommittee will meet again on Wednesday, August 23.

FEDERAL EMPLOYEES WORK SCHEDULES

Committee on Human Resources: Subcommittee on Labor held hearings on S. 517, to authorize Federal employees and agencies to experiment with flexible and compressed work schedules, receiving testimony from Ersa H. Poston, Member, Civil Service Commission; Clifford I. Gould, Deputy Director, Federal Personnel and Compensation Division, General Accounting Office; Gordon Engen, General Conference of Seventh Day Adventists, Washington, D.C.; Dennis Rapps, National Jewish Commission on Law and Public Affairs, New York City; and Kenneth Meiklejohn, AFL-CIO, Washington, D.C.

Hearings were recessed subject to call.

INFLATION

Select Committee on Small Business: Committee resumed hearings on the impact of inflation on the econ-

omy and the small business community, receiving testimony from Dennis Irish, Small Business Service Bureau, Inc., Worcester, Massachusetts; Barry Keene, Health Committee, California State Assembly, Sacramento; Dr. Stuart Altman, School of Social Work, Brandeis University, Waltham, Massachusetts; Willis Goldbeck, Washington Business Group on Health, Washington, D.C.; and Joel Dalva, State of Rhode Island Health Budget Program, Providence.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Wednesday, September 6.

Committee Meetings

No meetings were held.

Tuesday, August 22, 1978

Senate

Chamber Action

Routine Proceedings, pages 27188–27304

Bills Introduced: Five bills and one resolution were introduced, as follows: S. 3441–3445; and S. Res. 544. Pages 27268, 27272

Bills Reported: Reports were made as follows:

S. 3259, to authorize funds to establish a system of Federal Information Centers (S. Rept. 95–1129).

S. 3184, designating the Indian health facility in Ada, Oklahoma, the "Carl Albert Indian Health Facility" (S. Rept. 95–1130).

S. 2358, to declare that the United States hold in trust for the Pueblo of Zia certain public domain lands in New Mexico, with an amendment (S. Rept. 95–1131).

S. 2588, to declare that the United States hold in trust for the Pueblo of Santa Ana certain public domain lands in New Mexico, with amendments (S. Rept. 95–1132).

H.R. 8397, to declare certain lands in Arizona a part of the Papago Indian Reservation (S. Rept. 95–1133).

H.R. 3532, to allow the Secretary of the Navy to change the name of the naval observatory publication "The American Ephemeris and Nautical Almanac" to the "Astronomical Ephemeris" (S. Rept. 95–1134).

H.R. 7161, to permit the establishment of a Junior Reserve Officers' Training Corps in American Samoa (S. Rept. 95–1135).

H.R. 8471, to provide for exhibition at the Wyoming State Museum of the nameplate, the ship's bell, and the silver service of the U.S.S. *Wyoming* (S. Rept. 95–1136).

S. 3373, to authorize the Secretary of Defense to provide transportation at no cost to the taxpayers to the Girl Scouts of America in connection with certain events held in foreign countries, with amendment (S. Rept. 95–1137).

H.R. 3702, to make certain changes in the Retired Serviceman's Family Protection Plan and the Survivor Benefit Plan, with an amendment (S. Rept. 95–1138).

S. Res. 544, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 11092, authorizing an additional $500,000 for expenses of the Navajo and Hopi Indian Relocation Commission (without written report—referred to Committee on the Budget). Page 27267

Bills Passed:

Dollar coin: Senate passed with committee amendments and cleared for the House S. 3036, to provide for the minting of a smaller size one-dollar coin to bear the likeness of Susan B. Anthony. Pages 27191–27192

District of Columbia representation: By 67 yeas to 32 nays, two-thirds of the Senators present and voting having voted in the affirmative, Senate passed H.J. Res. 554, proposing an amendment to the Constitution to provide for representation of the District of Columbia in the Congress, after rejecting additional amendments proposed thereto, as follows:

(1) By 46 yeas to 36 nays, tabled McClure unprinted amendment No. 1704, to permit the voters of the District of Columbia to vote for Senators from the State of Maryland; Page 27199

(2) By 79 yeas to 6 nays, tabled McClure unprinted amendment No. 1705, to grant the same rights and powers to ten specific cities having a population greater than Washington, D.C. as the resolution would provide to the District of Columbia; Page 27202

(3) By 60 yeas to 28 nays, tabled Scott unprinted amendment No. 1706, to provide representation for the District of Columbia only in the House of Representatives; Page 27206

(4) By 69 yeas to 22 nays, tabled modified Scott amendment No. 3525, to provide a means for filling vacancies in the representation of the District of Columbia in the Congress; Page 27209

(5) By 76 yeas to 16 nays, tabled Scott amendment No. 3524, to assure the right of the people of the District of Columbia to implement provisions relating to representation in the Congress; Page 27216

(6) By 63 yeas to 31 nays, tabled Bartlett unprinted amendment No. 1710, to prohibit establishment by the Congress of any committee with jurisdiction over legislative matters applicable to the District of Columbia; Page 27247

(7) By 60 yeas to 37 nays, tabled Melcher unprinted amendment No. 1711, to provide that for purposes of representation in the House, the District be treated as though it were a State, and for purposes of representation in the Senate, be treated as though it were part of the State of Maryland; Page 27250

Also during consideration of this resolution today Senate, by 65 yeas to 32 nays, tabled a point of order made against the joint resolution on the grounds that language contained therein violated the Constitution. Page 27259

Pages 27199–27219, 27245–27261

Government Intelligence Activities: Senate agreed to the conference report on H.R. 12240, to authorize funds for fiscal year 1979 for government intelligence activities, thereby clearing the measure for the President. Pages 27245–27246

Outer Continental Shelf Management: By 82 yeas to 7 nays, Senate agreed to the conference report on S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf, thereby clearing the measure for the President. Pages 27262–27267

CETA: Senate began consideration of S. 2570, to authorize funds for programs administered under the Comprehensive Employment and Training Act, taking action on amendments proposed thereto, as follows:

Adopted:

(1) Domenici unprinted amendment No. 1707, designed to provide better coordination and utilization of funds authorized by the bill; Page 27241

(2) By unanimous vote of 91 yeas Domenici unprinted amendment No. 1708, as amended, designed to reduce fraud and abuse in CETA programs; Page 27243

(3) Brooke unprinted amendment No. 1709 (to unprinted amendment No. 1708), to establish an Office of Management Assistance; Page 27244

Pages 27219–27245

Elementary and Secondary Education: Senate laid down for further consideration tomorrow S. 1753, authorizing funds through fiscal year 1983 for elementary and secondary education programs. Page 27267

Amendments Submitted for Printing: Pages 27272–27274

Statements on Introduced Bills: Pages 27268–27271

Additional Statements: Pages 27275–27293

Confirmations: Senate confirmed the nomination of William E. Pitt, to be U.S. marshal for the district of Utah; and

Ninety-eight Army nominations in the rank of General, three Navy in the rank of Admiral, and six Air Force in the rank of General. Pages 27304–27305

Nomination: Senate received the nomination of William H. Luers, of Illinois, to be Ambassador to Venezuela. Page 27304

Record Votes: Eleven record votes were taken today. Pages 27202, 27205, 27208, 27215, 27216–27217, 27245, 27248, 27259, 27260, 27266–27267

Recess: Senate met at 9:30 a.m. and recessed at 7:39 p.m. Page 27304

Committee Meetings

COMMITTEE BUSINESS

Committee on Armed Services: Committee ordered favorably reported the following business items:

S. 3373, authorizing the Secretary of Defense to provide transportation to the Girl Scouts in connection with international world friendship events or troops on foreign soil meetings at no cost to the American taxpayer, amended;

H.R. 3532, to allow the Secretary of the Navy to change the name of "The American Ephemeris and Nautical Almanac" to the "Astronomical Ephemeris";

H.R. 7161, to permit the establishment of a Junior Reserve Officers' Training Corps in American Samoa;

H.R. 8471, to provide for exhibition of the nameplate, the ship's bell, and the silver service of the U.S.S. *Wyoming* at the Wyoming State Museum;

H.R. 3702, making certain changes in the Retired Serviceman's Family Protection Plan and the Survivor Benefit Plan, amended;

An original bill authorizing the President to extend for one year, through September 30, 1979, certain provisions affecting personnel practices, and to provide new authority regarding promotion practices in the Navy and Marine Corps;

An original resolution waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of the above listed original bill; and

4,107 nominations in the Army, Navy, and Air Force.

ALTERNATIVE MORTGAGE INSTRUMENTS

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings to review mortgage instrument regulations which were recently proposed by the Federal Home Loan Bank Board, and on S. 2455, to authorize Federal savings and loan associations to invest in reverse annuity mortgage loans, S. 70, to provide alternative types of mortgages loans, including increasing the amount of credit available for residential mortgage lending and providing tax mechanisms to facilitate the accumulation of savings for down payments, and S. Con. Res. 9, expressing the sense of the Congress that the Federal Home Loan Bank Board authorize the use of a wide variety of mortgage instruments. Testimony was received from Senators Biden and Mathias; and Robert H. McKinney, Chairman, Federal Home Loan Bank Board.

Hearings were recessed subject to call.

INTERNATIONAL AIR TRANSPORTATION

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation began hearings on S. 3363, to restructure and redirect U.S. international aviation negotiating policy, receiving testimony from Secretary of Transportation Brock Adams; Richard N. Cooper, Under Secretary of State for Economic Affairs; Paul R.

Ignatius, Air Transport Association of America, Washington, D.C.; and Robert N. Meiser, International Airfreight Agents Association, Washington, D.C.

Hearings continue tomorrow.

PUBLIC WORKS EMPLOYMENT

Committee on Environment and Public Works: Subcommittee on Regional and Community Development began consideration of S. 3186, to provide public works employment for the long-term unemployed, but did not complete action thereon and recessed subject to call.

REVENUE ACT

Committee on Finance: Committee continued hearings on H.R. 13511, to provide reductions in Federal income taxes, receiving testimony from Andrew J. Biemiller, AFL-CIO, Washington, D.C.; Donald Baldwin, National Taxpayers Union, Washington, D.C.; Henry H. Fowler, New York City; Thomas G. Corcoran, Washington, D.C.; Edwin S. Cohen, accompanied by Matthew P. Fink, Investment Company Institute, Washington, D.C.; Herbert B. Cohn, on behalf of the Committee for Capital Formation Through Dividend Reinvestment, Washington, D.C.; Leon Schull, Americans for Democratic Action, Washington, D.C.; Robert E. Juliano, The Hotel and Restaurant Employees and Bartenders International Union, Washington, D.C.; Robert B. Neville, National Restaurant Association, Washington, D.C.; Joseph W. McCarthy, Quality Inns International, Silver Spring, Md., accompanied by Albert L. McDermott, American Hotel and Motel Association, Washington, D.C.; Thomas W. Power, The Foodservice and Lodging Institute, Washington, D.C.; and William D. Toohey, Discover America Travel Organizations, Inc., Washington, D.C.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

S. Res. 536, expressing the sense of the Senate that in determining whether a particular international agreement should be submitted as a treaty, the President should have the timely advice of the Committee on Foreign Relations, amended;

S. Res. 469, expressing the sense of the Senate deploring the continued violation of human rights in Cambodia;

Protocol Amending the International Convention for the High Seas Fisheries of the North Pacific Ocean (Exec. J, 95th Cong., 2d sess.); and

The nominations of Mary S. Olmstead, of Tennessee, Ambassador to Papua New Guinea, to serve concurrently as Ambassador to the Solomon Islands; and Dale D. Myers, of Virginia, to be U.S. Representative to the Twenty-second Session of the General Conference of the International Atomic Energy Agency, and Roger Kirk and Gerald C. Smith, of the District of Columbia, to be Alternate Representatives to such Conference.

Prior to these actions, committee held hearings on Exec. J, 95th Cong., 2d sess., receiving testimony from Larry Snead, Bureau of Oceans and International Environmental and Scientific Affairs, Department of State.

NATIONAL ART BANK

Committee on Human Resources: Committee began hearings on S. 2645, to establish within the National Endowment for the Arts an "Art Bank", receiving testimony from P. David Searles, Deputy Chairman for Policy and Planning, Mary Ann Tighe, Deputy Chairman for Programs, and James Melchert, Director of Visual Arts Program, all of the National Endowment for the Arts; David Dibner, Assistant Commissioner, Public Buildings Service, General Services Administration; Suzanne R. LeMoyne, Ottawa, Canada; Dr. John Stritch, Hinsdale, Mass.; and Walter Darby Bannard, Princeton, N.J.

Hearings continue tomorrow.

VIETNAM—REFUGEE AND HUMANITARIAN PROBLEMS

Committee on the Judiciary: Committee held hearings to receive a report from members of a delegation recently returned from Vietnam where they reviewed family reunion and other humanitarian problems. Witnesses heard were Dr. Jean Mayer, Tufts University, Medford, Massachusetts; Philip M. Hannan, Archbishop of New Orleans; Dr. LaSalle Leffall, American Cancer Society, Washington, D.C.; and Mildred Kaufman, American Public Health Association, Chapel Hill, North Carolina.

Hearings were recessed subject to call.

GRAND JURY REFORM

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure resumed hearings on S. 1449 and 3405, to establish certain rules with respect to the appearance of witnesses before grand juries, to provide for independent inquiries by grand juries, and to require periodic reports to the Congress. Witnesses heard were Philip B. Heymann, Assistant Attorney General, Criminal Division, Department of Justice; Edwin L. Miller, National District Attorney's Association, Washington, D.C.; Richard Gerstein, American Bar Association, Washington, D.C.; Professor Alan Dershowitz, Harvard Law School, Cambridge; Professor Leroy Clark, New York University School of Law, New York City; Professor Melvin Lewis, John Marshall Law School, Chicago, and Gary Naftalis, New York City.

Hearings continue on Thursday, August 24.

CITIZEN'S PRIVACY PROTECTION

Committee on the Judiciary: Subcommittee on the Constitution resumed hearings on S. 3164, to insure that persons not suspected of crimes will be afforded an equal degree of privacy from the Federal Government, receiving testimony from Dr. Jerome S. Beigler, American Psychiatric Association, Washington, D.C.; accompanied by Dr. Maurice Grossman, Palo Alto, California; Donald Zeifang, National Association of Broadcasters, Washington, D.C.; Thomas Becherer, WBAL, Baltimore; Bill Monroe, NBC News, Washington, D.C.; James B. Zagel, Illinois Law Enforcement Commission, Springfield; and Paul L. Perito, National District Attorneys Association, Washington, D.C.

Hearings were recessed subject to call.

DRUG TRAFFICKING

Committee on the Judiciary: Subcommittee on Juvenile Delinquency began hearings on S. 3437, to increase the effectiveness of U.S. efforts to control international drug trafficking, and on the Administration's efforts to halt the smuggling of drugs into the southeastern States. Witnesses heard were Senator Chafee; Lee I. Dogoloff, Domestic Policy Staff, Executive Office of the President; Peter Bensinger, Administrator, Drug Enforcement Administration, Department of Justice; G. R. Dickerson, Deputy Commissioner, Customs Service, Department of the Treasury; Captain Robert H. Overton, Chief of Ocean Operations, U.S. Coast Guard, Department of Transportation; and Morris Busby, Director, Office of Ocean Affairs, and Joseph Linneman, Deputy Director for International Narcotics Control Matters, both of the Department of State.

Hearings were recessed subject to call.

NOMINATION

Committee on Rules and Administration: Committee resumed hearings on the nomination of John W. McGarry, of Massachusetts, to be a Member of the Federal Election Commission, receiving testimony from Reka P. Hoff, Tax Law Consultant to the Committee; and James F. Linnehan, Boston. The nominee was present to testify and answer questions on his own behalf.

Committee will meet again tomorrow to consider further this nomination.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Wednesday, September 6.

Committee Meetings

No meetings were held.

Wednesday, August 23, 1978

Senate

Chamber Action

Routine Proceedings, pages 27306–27503

Bills Introduced: Ten bills and one resolution were introduced as follows: S. 3446–3455; and S. Res. 545.

Page 27470

Bills Reported: Reports were made as follows:

S. Res. 532, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 991, to establish in the Executive Branch of Government a Cabinet-level Department of Education (S. Rept. 95–1139).

H.R. 11318, to amend and extend through fiscal year 1980 authorizations for the Small Business Administration, with amendments (S. Rept. 95–1140).

S. Res. 489, disapproving the President's proposed Reorganization Plan No. 3, to consolidate in a new Federal Emergency Management Agency preparedness activities heretofore the responsibility of five different Government agencies, reported unfavorably, together with additional views (S. Rept. 95–1141).

S. 3447, to strengthen the economy of the United States through increased sales abroad of American agricultural products (S. Rept. 95–1142).

S. 517, to authorize Federal employees and agencies to experiment with flexible and compressed work schedules, with amendment (S. Rept. 95–1143).

S. 3454, relating to the authorized number of certain officer grades in the Air Force (S. Rept. 95–1144).

Page 27466

Bills Passed:

New Mexico balloonists: Senate passed and cleared for the House S. 3446, to authorize the President to present on behalf of the Congress a specifically struck gold medal to Ben Abruzzo, Maxie Anderson, and Larry Newman. Page 27311

Taxation of private foundations: Senate passed H.R. 112, reducing from 4% to 2% the excise tax imposed on the investment income of domestic private foundations, after taking action on amendments proposed thereto, as follows:

Adopted:

(1) Long (for Haskell) amendment No. 2251, extending for four years the exclusion from gross income of amounts which represent a discharge of indebtedness under certain student loan programs; Page 27363

(2) Long (for Cannon and Laxalt) amendment No. 3521, to increase the credit for State-imposed taxes on coin-operated devices and to repeal the Federal tax on such devices; Page 27365

(3) Bumpers unprinted amendment No. 1723, to extend for one year through 1978 the tax treatment of certain small farming corporations; Page 27366

(4) Haskell unprinted amendment No. 1725 (to Hart unprinted amendment No. 1724), to include the coverage of tax credits to passive solar systems; and Page 27375

(5) Hart unprinted amendment No. 1724, as amended, to allow a tax credit for certain residential energy conservation and alternative energy source expenditures. Page 27367

Rejected:

(1) Gravel unprinted amendment No. 1726 (to unprinted amendment No. 1724), to provide incentives for the use of alternative energy resources (tabled by 53 yeas to 43 nays); and Page 27378

(2) By 42 yeas to 54 nays, Gravel unprinted amendment No. 1727, to add a new section to provide additional percentage for investment credit with respect to certain energy property. Page 27387

Pages 27362–27393

Timing requirements of tax laws: Senate passed H.R. 7320, to revise miscellaneous timing requirements of the revenue laws, after agreeing to committee amendments en bloc and two additional amendments, proposed thereto, as follows:

(1) Dole unprinted amendment No. 1728, to disregard, for purpose of certain taxes imposed with respect to employees, certain changes since 1975 in the treatment of individuals as employers; and Page 27395

(2) Long amendment No. 3471, relating to the estate tax treatment of the Fondation Josée et René de Chambrun, Paris, France. Page 27396

Pages 27393–27399

Tax Court judges' retirement: Senate passed H.R. 8811, to allow Tax Court judges seeking to qualify for Civil Service Retirement benefits to revoke their election to receive benefits under the Tax Court retirement system prior to receiving any such benefits, after agreeing to two amendments proposed thereto, as follows:

(1) Long amendment No. 3470, relating to treatment of prepaid legal service contribution for Federal Insurance Contributions Act and Federal Unemployment Tax Act taxes; and Page 27399

(2) Long amendment No. 3523, relating to the treatment of an involuntary conversion of real property to which the special farm valuation provisions of the Federal estate tax apply. Page 27400

Pages 27399–27401

National Commission on Unemployment Compensation: Senate passed H.R. 12232, to amend the Unemployment Compensation Amendments of 1976 with respect to certain operations of the National Commission on Unemployment Compensation, after agreeing to committee amendment in the nature of a substitute, which had at first been amended by adoption of the following three amendments:

(1) Long unprinted amendment No. 3473, relating to the treatment of certain social security taxes and related matters in the case of the Jefferson County Mental Health Center; Page 27402

(2) Long unprinted amendment No. 1729, to provide for Federal matching for child support services to non-AFDC families on a permanent basis; and Page 27403

(3) Eagleton unprinted amendment No. 1730, to exempt Missouri from child support requirement of January 1977, through September 1977, audit. Page 27403

Pages 27401–27404

Unemployment compensation: Senate passed H.R. 12380, to amend the Federal-State Extended Unemployment Compensation Act so as to terminate an individual's eligibility for extended benefits two years following his benefit year, after agreeing to two amendments proposed thereto, as follows:

(1) Long amendment No. 3472, to modify criteria with respect to self-employment income for purposes of social security retirement test; and Page 27405

(2) Muskie unprinted amendment No. 1731, to treat employment of U.S. citizens by the Roosevelt Campobello International Park Commission as employment under the Federal Unemployment Tax Act. Page 27406

Pages 27405–27407

Private bill and tariff: Senate passed H.R. 10161, a private bill, and to extend through June 30, 1981, duty-free entry of crude and refined natural graphite, and through June 30, 1980, duty-free entry of assembled freight cars. Pages 27407–27408

Elementary and Secondary Education: Senate resumed consideration of S. 1753, authorizing funds through fiscal year 1983 for elementary and secondary education programs, taking action on numerous amendments proposed thereto, as follows:

Adopted:

(1) Domenici unprinted amendment No. 1712, requiring a report by July 1, 1984, setting forth methods for converting the bilingual education program from a discretionary grant program to a formula grant program; Page 27321

(2) Domenici unprinted amendment No. 1713, calling for the staffing of the Office of Bilingual Education with professional personnel; Page 27321

(3) Domenici unprinted amendment No. 1714, to delete exception relating to the prohibition on the use of funds under Title VII; Page 27322

(4) Domenici unprinted amendment No. 1715, to strengthen section providing for development and dissemination of instructional materials and equipment for bilingual education programs; Page 27323

(5) Modified Domenici unprinted amendment No. 1716, to make more specific criteria for the approval of initial applications under Title VII; Page 27323

(6) Modified Domenici unprinted amendment No. 1717, authorizing $1.2 million to assist local educational agencies which are racially isolated as a result of geographic location; Page 27326

(7) McGovern unprinted amendment No. 1718, to establish a National Commission on the International Year of the Child; Page 27327

(8) Hart unprinted amendment No. 1719, to strengthen provision requiring local education agencies to consult with parent advisory committees; Page 27330

(9) Two DeConcini amendments en bloc—(a) No. 3519, to promote the attainment of equal educational opportunities for Indians, as modified by unprinted amendment No. 1732, and (b) No. 3520, to strengthen educational opportunities for Indian adults; Page 27411

(10) By 60 yeas to 30 nays, Hollings unprinted amendment No. 1722, to delete Title XII relating to nonpublic educational assistance; Page 27358

(11) Hatch unprinted amendment No. 1733, to require parental consent for nonscholastic and nonachievement oriented testing; Page 27423

(12) Hayakawa unprinted amendment No. 1734, to extend the Indochina Refugee Children Assistance Act until September 30, 1983; Page 27424

(13) Eagleton unprinted amendment No. 1735, to eliminate certain hold harmless provisions, reinstate current law with respect to payments for handicapped children of military personnel, and eliminate expansion of eligibility to children whose parents work on Federally-owned postal properties. Page 27426

(14) Dole unprinted amendment No. 1736, to prohibit restitution of payments received by States in the administration of the law relating to State equalization programs; Page 27428

(15) Dole unprinted amendment No. 1737, to clarify provision relating to advances for State guarantee agencies for the State student loan programs; Page 27428

(16) Dole unprinted amendment No. 1738, to clarify requirements with respect to participation of students from nonpublic schools in the bilingual programs; Page 27429

(17) Dole unprinted amendment No. 1739, to add cardiopulmonary resuscitation training to special health projects; Page 27429

(18) Chafee unprinted amendment No. 1740, to assure coordination in planning health special projects; Page 27431

(19) Magnuson unprinted amendment No. 1741, to delete section 194, dealing with Reservation of Funds; Page 27431

(20) Magnuson unprinted amendment No. 1742, to allow for reduction in authorizations for education of institutionalized handicapped children; Page 27435

(21) Magnuson unprinted amendment No. 1743, to delete section requiring that gifted and talented education must receive a minimum five percent of the total amount authorized in Title IV; Page 27436

(22) By 62 yeas to 22 nays, Magnuson unprinted amendment No. 1744, to remove impact aid for public housing students from tier 2 funding, and to establish a funding ceiling; Page 27436

(23) Hatfield of Oregon unprinted amendment No. 1745, to establish a Commission on Proposals for the National Academy of Peace and Conflict Resolution; Page 27440

(24) Melcher unprinted amendment No. 1748, to assure that States do not require qualifying elections for heavily impacted school districts under Public Law 874; Page 27447

(25) Pell unprinted amendment No. 1749, to provide for an Office of Non-Public Education; Page 27447

(26) Eagleton unprinted amendment No. 1750, to include educational institutions in the program to stimulate achievement in basic skills; Page 27450

(27) Glenn amendment No. 3518, to insure that individuals will not be permitted to unfairly benefit from several duplicative educational assistance programs; Page 27451

(28) Durkin unprinted amendment No. 1751, to establish a school district and private school advisory council where there are fewer children of low-income families; Page 27452

(29) Heinz amendment No. 3515, to provide authorizations for energy conservation discretionary special projects; Page 27453

(30) Heinz amendment No. 3516, to assure quality radio and television programing in the emergency school aid program; Page 27453

(31) Heinz amendment No. 3517, to assure nonpartisan independent judgement by members of advisory councils: Page 27453

(32) Williams unprinted amendment No. 1752, of a technical nature, to improve the administration of the Education of the Handicapped Act; Page 27454

(33) Morgan unprinted amendment No. 1755, to assure that increases in eligibility for basic educational opportunity grants do not reduce the entitlements of individuals already eligible for such grants; Page 27459

(34) Morgan unprinted amendment No. 1756, to en-

sure that the bilingual education program provides students with English proficiency; Page 27461

(35) Pell unprinted amendment No. 1757, making technical and clerical corrections in the bill; Page 27462

(36) Pell unprinted amendment No. 1758, to provide for an accurate determination for counting children from low income families for cancellation for direct loans; Page 27463

(37) Pell unprinted amendment No. 1759, to reduce paperwork by eliminating unnecessary reports and studies; and Page 27463

(38) Pell unprinted amendment No. 1760, to provide for one teacher center in each State in any fiscal year in which funds for Teacher Center Programs exceed $50,000. Page 27463

Rejected:

(1) Roth unprinted amendment No. 1721, to establish guidelines under which courts may order the transportation of students on the basis of race, color or national origin (tabled by 49 yeas to 47 nays; motion to reconsider tabled by 51 yeas to 45 nays); and Page 27346

(2) By 20 yeas to 66 nays, Eagleton unprinted amendment No. 1746, to make reductions in the impact aid program. Page 27443

Pages 27307–27362, 27408–27465

Amendments Submitted for Printing: Pages 27477–27478

Communications: Pages 27465–27466

Statements on Introduced Bills: Pages 27470–27476

Additional Statements: Pages 27479–27500

Nominations: Senate received the following nominations:

Howard Jenkins, Jr., of Maryland, to be a Member of the National Labor Relations Board; and Page 27503

One Navy nomination in the rank of Admiral. Page 27503

Record Votes: Seven record votes were taken today. Pages 27358, 27386, 27392–27393, 27422, 27439, 27445

Recess: Senate met at 9:30 a.m. and recessed at 12:33 a.m. Page 27503

Committee Meetings

INTERNATIONAL AIR TRANSPORTATION

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation continued hearings on S. 3363, to restructure and redirect U.S. international aviation negotiating policy, receiving testimony from Alfred E. Kahn, Chairman, Civil Aeronautics Board; Edward J. Driscoll, National Air Carrier Association, Washington, D.C.; Ronald L. Danielian, International Economic Policy Association, Washington, D.C.; Richard Smith, Flight Engineers' International Association, Pan American Airlines Chapter, Garden City, New York; Howard Boros, Airline Charter Tour Operators Association, Washington, D.C.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Energy and Natural Resources: Committee ordered favorably reported the following business items:

S. 3189, authorizing the Secretary of the Interior to acquire Federal coal leases or rights to Federal coal leases by purchase at fair market value, by exchange for another coal lease, or by condemnation, amended; and

The nominations of Ruth C. Clusen, of Wisconsin, to be an Assistant Secretary of Energy (Environment); and Roger A. Markle, of Utah, to be Director of the Bureau of Mines.

Also, committee, in an evening session continued consideration of the following bills which designate or add certain lands in Alaska to the National Parks, National Wild and Scenic Rivers, and National Wilderness Preservation Systems—S. 499, 1500, 1546, 1787, 2465, 2944, 3016, and H.R. 39.

COMMITTEE BUSINESS

Committee on Environment and Public Works: Committee ordered favorably reported the following measures:

H.R. 2329, to improve the administration of fish and wildlife programs of the Departments of the Interior and Commerce, with amendments;

H.R. 8394, to provide more equitable payments to counties with lands administered by the U.S. Fish and Wildlife Service within their boundaries, with amendments;

H.R. 12112, designating Gathright Lake on the Jackson River, Va., as Lake Moomaw, with an amendment;

S. 691, to provide for the preservation and enhancement of critical habitat in the grasslands area of the San Joaquin Valley, California, for migratory waterfowl and other wetlands-dependent migratory birds of the Pacific flyway;

S. 3337, to terminate, in 1979, further construction of the Cross-Florida Barge Canal project, and to adjust the boundary of the Ocala National Forest, Florida; and

S.J. Res. 131, changing the name of Copan Dam and Lake in Oklahoma and Kansas to Copan Dam and the Lake of the Delawares.

Also, committee agreed to a committee resolution approving 21 Soil Conservation Service watershed work plans in 17 States.

REVENUE ACT

Committee on Finance: Committee continued hearings on H.R. 13511, to provide reductions in Federal income taxes, receiving testimony from Senators Chafee and

Weicker; Charles I. Derr, Machinery and Allied Products Institute, Washington, D.C.; Daniel K. O'Connell, Committee for a Uniform Investment Tax Credit, Washington, D.C.; James Morrison, Ad Hoc Committee for an Effective Investment Tax Credit, Washington, D.C.; Leon B. Musser, National Machine Tool Builders Association, Washington, D.C.; Michael McKevitt, National Federation of Independent Businessmen, Washington, D.C.; Don J. DeBolt, Small Business Legislative Council, Washington, D.C.; Deane Stewart, National Oil Jobbers Council, Washington, D.C.; Arthur Levitt, American Stock Exchange, New York City; Mark M. Singer, National Food Brokers Association, Washington, D.C.; William C. McCamant, National Association of Wholesaler-Distributors, Washington, D.C.; Professor Martin Feldstein, Harvard University, Cambridge; Professor Robert Eisener, Northwestern University, Chicago; Donald V. Siebert, National Retail Merchants Association, New York City; Carl V. Lyon, Association of American Railroads, Washington, D.C.; Jack Christmas, Alexandria, Virginia, on behalf of the Society of American Florists; Edward H. Ralph, Delmarva Poultry Industry, Inc., Delmarva, Delaware; and Latimer Turner, National Cattlemen's Association, Denver.

Hearings continue tomorrow.

CONSOLIDATED BANKING

Committee on Governmental Affairs: Committee began joint hearings with Committee on Banking, Housing, and Urban Affairs on S. 2750, to reorganize and consolidate in a new Federal Bank Commission, certain functions of the Office of the Comptroller of the Currency, the Federal Deposit Insurance Corporation, and the Federal Reserve System, receiving testimony from Walter J. Connolly, The Connecticut Bank and Trust Co., Hartford; Boris B. Berkovitch, Morgan Guaranty Trust Co. of New York, New York City; Robert W. Brown, Lloyds Bank of California, Los Angeles; George A. Butler, First Pennsylvania Bank, Philadelphia; A. A. Milligan and John H. Perkins, American Bankers Association, Washington, D.C.; and Donald M. Carlson, Independent Bankers Association, Washington, D.C.

Hearings continue tomorrow.

SUBCOMMITTEE BUSINESS

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation, and Federal Services considered S. 1493, to provide financial and technical assistance to States, local governments, and Indian tribes to manage impacts caused by energy development, and S. 3412, to provide cost-of-living adjustments in the annuity of a retired Comptroller General.

ARSON

Committee on Governmental Affairs: Permanent Subcommittee on Investigations began hearings on the subject "arson-for-profit", receiving testimony on its widespread nature and the possible involvement of organized crime in arson schemes. Witnesses heard were Michael Smith, accompanied by Gordon Nesvig, Minneapolis; and Angelo Monachino, Rochester, New York.

Hearings continue tomorrow.

NATIONAL ART BANK

Committee on Human Resources: Committee continued hearings on S. 2645, to establish within the National Endowment for the Arts an "Art Bank", receiving testimony from Richard Mayer, Richard Anuszkiewicz, Harold Vogel, Bennard Perlman, Miriam Schapiro, Judy Brodsky, and Ellouise Schoettler, all representing the Artists Equity Association, Washington, D.C.; Barbara Fendrick, Fendrick Art Gallery, Washington, D.C.; Thomas Messer, Solomon R. Guggenheim Museum, New York City; Peter Marzio and Jane Livingston, Corcoran Gallery of Art, Washington, D.C.; Leah Phyfer Sloshberg, New Jersey State Museum, Trenton; and Ira Lowe, Washington, D.C.

Hearings were adjourned subject to call.

CLINICAL PHARMACOLOGY

Committee on Human Resources: Subcommittee on Health began consideration of S. 2755, to revise and reform the Federal law applicable to drugs for human use, and to establish within the Department of HEW a National Center for Clinical Pharmacology, but did not complete action thereon and recessed subject to call.

CITIZENS' RIGHTS

Committee on the Judiciary: Subcommittee on Citizens and Shareholders Rights and Remedies resumed joint hearings with Committee on Governmental Affairs on S. 3005, to broaden the rights of citizens to sue in Federal courts for unlawful governmental actions, receiving testimony from Judge James L. Oakes, U.S. Court of Appeals, Second Circuit, Brattleboro, Vermont; Ralph Nader, accompanied by Girardeau Spann, Public Citizen Litigation Group, Washington, D.C.; Raoul Berger, Concord, Mass.; Professor Albert Broderick, North Carolina Central University School of Law, Durham; and Pamela Horowitz, American Civil Liberties Union, Washington, D.C.

Hearings were recessed subject to call.

REGULATORY FLEXIBILITY

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure began joint hearings with Select Committee on Smalll Business on S. 1974 and 3330, to provide that agencies consider alternative regulatory proposals in the promulgation of agency rules, regulations, and reporting requirements. Witnesses heard were Mitlon Stewart, Chief Counsel for Advocacy, Small Business Administration; Morton Myers, Deputy Director, Program Analysis Division,

General Accounting Office; Mayor Ken Kew, Mason City, Iowa; Elaine Gundacker, City Council, New Hampton, Iowa; Darrel Rensink, City Manager, Sioux Center, Iowa; and Mayor Bruce Hagen, Superior, Wisconsin.

Hearings were recessed subject to call.

CRIMINAL JUSTICE

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures resumed hearings on bills to provide Federal assistance to State and local criminal justice agencies (S. 28, 1245, 3216, 3270, and 3280), receiving testimony from Patrick V. Murphy, Police Foundation, Washington, D.C.; Glen D. King, International Association of Chiefs of Police, Washington, D.C.; James Duke Cameron, Chief Justice, Supreme Court of Arizona, on behalf of the National Conference of Chief Justices, Washington, D.C.; and Jeff Roth, Institute for Law and Social Research, Washington, D.C.

Hearings were recessed subject to call.

NOMINATION

Committee on Rules and Administration: Committee continued hearings on the nomination of John W. McGarry, of Massachusetts, to be a member of the Federal Election Commission, receiving testimony from Reka P. Hoff, Tax Law Consultant to the Committee; James F. Linnehan, Boston; and Stephen Eastham, Vienna, Virginia. The nominee also further testified and answered questions on his own behalf.

Committee will meet again on Friday, August 25.

COMMITTEE BUSINESS

Select Committee on Ethics: Committee held a business meeting where it took the following actions:

(1) Approved a motion to amend Senate Rule 46 so as to clarify the phrase "a political committee" to include a Senator's principal political committee, the Democratic Senatorial Campaign Committee, the National Republican Senatorial Committee, and the national committee of a political party, or the State party committee with which the member is affiliated; and

(2) Agreed that for the purpose of reporting honoraria under Senate Rule 42 and for applying the 15% limit under Senate Rule 44, honoraria are received at the time payment is made. For the purpose of applying the "per appearance limitation", the date the services are rendered is controlling.

Also, committee met in closed session but made no announcements and recessed subject to call.

COMMITTEE BUSINESS

Select Committee on Indian Affairs: Committee ordered favorably reported the following measures:

H.R. 10581, to provide for the distribution of certain judgment funds to the Confederated Tribes and Bands of the Yakima Indian Nation, amended;

S. 2460, to improve the implementation of the Indian Self-Determination Act, amended;

S. 857, to provide Federal financial educational assistance to native Hawaiians, amended; and

S. 1081, to extend until January 1983, the life of the Osage Tribal Council with amendments to include certain provisions of S. 1082–1087 and 1089, which bills amend in several regards the laws pertaining to the Osage Indian Tribe of Oklahoma.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Wednesday, September 6.

Committee Meetings

No meetings were held.

Thursday, August 24, 1978

Senate

Chamber Action

Routine Proceedings, pages 27505–27663

Bills Introduced: Seven bills and two resolutions were introduced, as follows: S. 3456–3462; and S. Res. 546–547. Pages 27596, 27603–27606

Bills Reported: Reports were made as follows:

S.J. Res. 154, authorizing the President to invite the States and foreign nations to participate in the International Petroleum Exposition to be held at Tulsa, Oklahoma, September 10 through September 13, 1979 (S. Rept. 95–1145).

S. 3161, to provide for a National Commission on the International Year of the Child, with an amendment (S. Rept. 95–1146).

S.J. Res. 111, to authorize U.S. participation in parliamentary conferences with Japan, with amendments (S. Rept. 95–1147).

H.R. 2952 and 7162, private relief bills (S. Rept. 95–1148 and 95–1149, respectively).

H.J. Res. 773, requesting the President to proclaim the seven calendar days beginning September 17, 1978, as "National Port Week" (S. Rept. 95–1150).

S. 3460, to authorize the Secretary of Agriculture to purchase and distribute food as needed to assist other nations meet urgent humanitarian and other food needs (S. Rept. 95–1151).

H.R. 7814, to authorize Federal employees and agencies to experiment with flexible and compressed work schedules (without written report).

H.R. 10126, to provide increased Federal employment opportunities for persons unable to work standard working hours (without written report).

S. Res. 546, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3161, to provide for a National Commission on the International Year of the Child (without written report—referred to Committee on the Budget). Page 27595

Bills Passed:

D.C. retirement system: Senate passed H.R. 6536, to establish an actuarially sound basis for financing retirement benefits for D.C. policemen, firemen, teachers, and judges, after striking all after the enacting clause and inserting in lieu thereof the text of Senate companion bill, S. 2316, as reported.

S. 2316 was then indefinitely postponed. Pages 27505–27508, 27509

Elementary and secondary education: By 86 yeas to 7 nays, Senate passed H.R. 15, authorizing funds through fiscal year 1983 for elementary and secondary education programs, after striking all after the enacting clause and inserting in lieu thereof text of Senate companion bill, S. 1753, which had at first been amended by adoption of committee amendment in the nature of a substitute, on which Senate had taken action on additional proposed amendments, as follows:

Adopted:

(1) Hathaway unprinted amendment No. 1761, to make it explicit that the work of the Advisory Panel on Financing Elementary and Secondary Education include both public and private education; Page 27517

(2) Chiles unprinted amendment No. 1762, to provide substitute language for section 401 designed to insure that the paperwork oversight process conforms with provisions of the Federal Reports Act; Page 27517

(3) McIntyre amendment No. 3536, to reduce the definition of a heavily impacted local educational agency from 25 to 20% under section 3(d)(1)(A); Page 27519

(4) Tower unprinted amendment No. 1763, to require notification of noncompliance with Title VI of the Civil Rights Act of 1964 for eligibility under the Emergency School Aid Act; Page 27522

(5) By 57 yeas to 35 nays, Bellmon unprinted amendment No. 1764, to delete requirement in present law for tiered funding, and to allow the Congress to determine annually the funding level for the various tiers in the program; and Page 27526

(6) Gravel unprinted amendment No. 1765, to extend the definition of "limited English proficiency" to include certain individuals who are American Indians and Alaskan native students. Page 27527

Rejected:

(1) By 25 yeas to 65 nays, Helms amendment No. 3538, to restore present law with respect to special curriculum projects; and Page 27523

(2) By 30 yeas to 62 nays, Morgan unprinted amendment No. 3537, to delete from the bill Title II—Basic Skills and Educational Proficiency. Page 27510

Senate insisted on its amendment, requested conference with the House, and appointed as conferees Senators Pell, Randolph, Kennedy, Eagleton, Williams, Stafford, Schweiker, Hayakawa, and Javits.

S. 1753 was then indefinitely postponed. Page 27534

Pages 27510–27534

Civil Service reform: By 87 yeas to 1 nay, Senate passed S. 2640, to reform the Civil Service laws, after agreeing to committee amendments en bloc, and taking action on other proposed amendments, as follows:

Adopted:

(1) Cranston unprinted amendment No. 1766, to strengthen procedural protections relating to preference eligibility for disabled veterans; Page 27551

(2) Cranston unprinted amendment No. 1767, to authorize the employment of reading assistants for blind employees and interpreters for deaf employees; Page 27556

(3) Mathias amendment No. 3533, providing for review by the Merit Systems Protection Board of rules and regulations issued by the Office of Personnel Management; Page 27560

(4) Stevens unprinted amendment No. 1768, to require OPM to review all new performance appraisal systems; Page 27564

(5) Stevens unprinted amendment No. 1769, requiring identification of critical elements in the evaluation of job performance; Page 27565

(6) Stevens unprinted amendment No. 1770, to minimize Federal involvement in State and local personnel matters; Page 27565

(7) Leahy unprinted amendment No. 1772, to allow the Special Counsel to insist that an agency investigate an allegation made by one of its employees; Page 27569

(8) Modified Pell amendment No. 3514, to exempt the Foreign Service from certain provisions of the bill; Page 27571

(9) Heinz unprinted amendment No. 1773, to place a ceiling on dual pay for retired military personnel serving as a civilian Federal employee (motion to table rejected by 32 yeas to 58 nays and 1 present); Page 27575

(10) Hatch unprinted amendment No. 1774. Page 27579

(11) Modified Hatch unprinted amendments No. 1775, en bloc, which would (a) insure secret ballot elections prior to imposing a bargaining obligation on any

agency, (b) decertify any exclusive representative who fails to take action to prevent a strike or slowdown of an agency, and (c) to protect the employee's right to hear both sides of union representation arguments.

Page 27579

(12) Heinz unprinted amendments No. 1776, to reduce the level of compensation of officers and members of the OPM, MSPB, and Federal Labor Relations Authority; Page 27586

(13) Hatch unprinted amendments No. 1777, en bloc, (a) to vest reporting requirement with an independent agency instead with MSPB; (b) to reduce expense of SES executive on paid sabbatical; and (c) clarify manner in which OPM direction intervenes in an MSPB proceeding. Page 27588

(14) Dole unprinted amendments No. 1778, designed to eliminate an inequity in computing annuities of Federal law enforcement officers or fire fighters.

Page 27588

(15) Modified Stevens amendment No. 3416, to provide for judicial review of Federal Labor Relations Authority unfair labor practice decisions. Page 27590

Rejected:

(1) Modified Percy unprinted amendment No. 1771, to allow the Board to make a finding in cases of prohibited personnel practices involving Presidential appointees (tabled by 60 yeas to 31 nays); Page 27565

Pages 27534–27595

Private bill: Senate passed without amendment and cleared for the President H.R. 13235, a private bill.

Pages 27641–27642

Carl Albert Indian Health Facility: Senate passed without amendment and cleared for the House S. 3184, designating the Indian health facility in Ada, Oklahoma, the "Carl Albert Indian Health Facility". Page 27642

Astronomical Ephemeris: Senate passed without amendment and cleared for the President H.R. 3532, to allow the Secretary of the Navy to change the name of the Naval Observatory publication "The American Ephemeris and Nautical Almanac" to the "Astronomical Ephemeris". Page 27642

Girl Scouts of America: Senate passed with amendment and cleared for the House S. 3373, to authorize the Secretary of Defense to provide transportation at no cost to the taxpayers to the Girl Scouts of America in connection with certain events held in foreign countries.

Pages 27642–27643

Retired servicemen's benefits: Senate passed with committee amendment for return to the House H.R. 3702, to make certain changes in the Retired Serviceman's Family Protection Plan and the Survivor Benefit Plan. Pages 27643–24647

Treaty Considered: Convention between United States and Korea for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income (Exec. P, 94th Cong., 2d sess.), was considered as having passed through its various parliamentary stages up to and including presentation of resolution of ratification. Page 27657

Drug Trafficking Control: By unanimous consent it was agreed that at such time Committee on the Judiciary reports S. 3437, proposed Drug Trafficking Control Act, it be referred to Committee on Finance for 30 days.

Page 27505

Bill Placed on Calendar: Committee on the Judiciary was discharged from the further consideration of H.J. Res. 1014, designating Days of Remembrance of Victims of the Holocaust, and the resolution was placed on the Senate Calendar. Pages 27505–27506

Executive Communications: Page 27595

Statements on Introduced Bills: Page 27596

Additional Statements: Pages 27606–27629

Nomination: Senate received the nomination of Stanford G. Ross, of the District of Columbia, to be Commissioner of Social Security, Department of Health, Education, and Welfare. Page 27663

Record Votes: Seven record votes were taken today.

Pages 27525, 27526, 27527, 27534, 27569, 27579, 27592

Recess: Senate met at 9:30 a.m. and recessed at 8:49 p.m.

Page 27663

Committee Meetings

NAVY SHIPBUILDING

Committee on Armed Services: Committee held hearings to receive testimony on a proposal for settling claims of General Dynamics Corporation for ships being built for the Navy. Witnesses heard were Senators Proxmire, Ribicoff, Weicker, and Chafee; Charles W. Duncan, Deputy Secretary of Defense; W. Graham Claytor, Secretary of the Navy; Edward Hidalgo, Assistant Secretary of the Navy for Manpower, Reserve Affairs and Logistics; and Jerome H. Stolarow, Director, Procurement and Systems Acquisition Division, General Accounting Office.

Hearings continue tomorrow.

INTERNATIONAL AIR TRANSPORTATION

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation concluded hearings on S. 3363, to restructure and redirect U.S. international aviation negotiating policy, receiving testimony from William T. Seawell, Pan American World Airways, New York City; Lee Hydeman, American Bar Association, Washington, D.C.; Arthur Frommer, on behalf of the U.S. Tour Operators Association, New York City; Cornish F. Hitchcock, Aviation Consumer Action Project, Washington, D.C.; and Robert M. Beckman, on behalf of Laker Airways Limited, Washington, D.C.

ALASKA LANDS

Committee on Energy and Natural Resources: Committee, in an evening session, continued consideration of the following bills which designate or add certain lands in Alaska to the National Parks, National Wild and Scenic Rivers, and National Wilderness Preservation Systems—S. 499, 1500, 1546, 1787, 2465, 2944, 3016, and H.R. 39.

PACIFIC NORTHWEST POWER

Committee on Energy and Natural Resources: Committee began hearings on S. 3418, proposing establishment of the Pacific Northwest region electric power planning program, receiving testimony from George McIsaac, Assistant Secretary of Energy for Resource Applications; Sterling Munro, Administrator, Bonneville Power Administration, Portland, Oregon; Governor John V. Evans of Idaho; Dean Hartoge for Governor Thomas Judge of Montana; Mayor Neil Goldschmidt, Portland, Oregon; Francis Ivancie, Utilities Commissioner, Portland; Ed Hudson, Puget Sound Council of Governments; Robert Lenaghen, Idaho Public Utilities Commission, Boise; Thomas Schneider, Montana Public Service Commission, Butte; and Gerald Rust, Lane County Board of Commissioners, Eugene, Oregon.

Hearings continue tomorrow.

REVENUE ACT

Committee on Finance: Committee continued hearings on H.R. 13511, to provide reductions in Federal income taxes, receiving testimony from Reginald H. Jones, Washington, D.C., Business Roundtable; Robert M. Brandon, Tax Reform Research Group, Washington, D.C.; Virginia Martin, Parents Without Partners, Washington, D.C.; Professor Murray Wiedenbaum, Washington University, St. Louis, Missouri; Edward I. O'Brien, Securities Industry Association, Washington, D.C.; Richard M. Siemsen, Emerson Electric Co., Washington, D.C.; Paul H. Ozan, American Greetings Co., Washington, D.C.; James Stone, Southwire Co., Carrollton, Georgia; Thomas E. Bundy, American Industrial Development Council, Washington, D.C.; Jack Allen, Independent Petroleum Association of America, Washington, D.C.; Jerry C. Connors, American Automobile Association, Washington, D.C.; Kent M. Klineman, New York City; Robert O. Muller, Council of Vietnam Veterans, Inc., Washington, D.C.; Donald C. Lubick, Assistant Secretary of the Treasury for Tax Policy; Carl L. White, San Antonio, Texas, on behalf of the Municipal Finance Officers Association; C. Willis Ritter, Washington, D.C.; Walter R. Chambers, Public Securities Association, Washington, D.C.; Mayor David Vann, Birmingham, Alabama, and Morris Matsen, Forth Worth, Texas, on behalf of the National League of Cities and the U.S. Conference of Mayors; Jack Giberson, General Land Office, Austin, Texas; John M. Urie, Financial Director of Kansas City, Missouri; and Robert Odell, City Treasurer, Los Angeles.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Foreign Relations: Committee ordered favorably reported S.J. Res. 154, authorizing the President to invite the States and foreign nations to participate in the International Petroleum Exposition to be held at Tulsa, Oklahoma, from September 10 through September 13, 1979.

Also, committee began consideration of S. 2053, to promote the orderly and environmentally sound exploration for and commercial recovery of hard mineral resources of the deep seabed, but did not complete action thereon and will meet again tomorrow.

CONSOLIDATED BANKING

Committee on Governmental Affairs: Committee continued joint hearings with Committee on Banking, Housing, and Urban Affairs on S. 2750, to reorganize and consolidate into a new Federal Bank Commission certain functions in the Office of the Comptroller of the Currency, the Federal Deposit Insurance Corporation, and the Federal Reserve System, receiving testimony from the following State bank commissioners: Robert A. Mampel, of Minnesota, Minneapolis; Muriel F. Siebert, of New York, Albany; and William E. Whitesell, of Pennsylvania, Harrisburg; and Robert Keim, Assistant Bank Commissioner of North Dakota, Bismarck.

Hearings were recessed subject to call.

ARSON

Committee on Governmental Affairs: Permanent Subcommittee on Investigations continued hearings on the subject "arson-for-profit", receiving testimony on its widespread nature and the possible involvement of organized crime in arson schemes. Witnesses heard were Joe Willis, Philadelphia; Joseph Carter, Tampa; Eleanor Hill, Florida Department of Justice, Tampa; James McMullen, Los Angeles; and George Clark, San Francisco.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Human Resources: Committee concluded hearings on the nominations of Richard V. Backley, of Virginia, Frank R. Jestrab, of North Dakota, A. E. Lawson, of Pennsylvania, Marian Pearlman Nease, of Maryland, and Jerome R. Waldie, of Maryland, each to be a Member of the Federal Mine Safety and Health Review Commission, after the nominees testified and answered questions on their own behalf. Senator Cranston introduced Mr. Waldie; Senator Schweiker introduced Mr. Lawson; Senators Young and Burdick in-

troduced Mr. Jestrab; and Senator Stevenson introduced Mr. Backley.

GRAND JURY REFORM

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure resumed hearings on S. 1449 and 3405, to establish certain rules with respect to the appearance of witnesses before grand juries, to provide for independent inquiries by grand juries, and to require periodic reports to the Congress. Witnesses heard were Francis X. Bellotti, Attorney General of Massachusetts, Boston; Jack Anderson, Columnist, Washington, D.C.; Rodney Sager, Richmond, Virginia; Jill Raymond, Mt. Rainier, Md.; Jay Weiner, New York City; and Catherine Tinker, Coalition to End Grand Jury Abuse, Washington, D.C.

Subcommittee recessed subject to call.

INTERSTATE TRUCKING

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly resumed hearings on restrictive entry policies in the interstate trucking industry, receiving testimony from William T. Cassels, American Trucking Association, Washington, D.C.; Gene T. West, Consolidated Freightways, Menlo Park, California; John Christy and Michael Lawrence, I. U. International, Philadelphia; and Wayne Hoffman and Joseph Healy, Flying Tiger Line, Inc., Los Angeles.

Hearings recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Wednesday, September 6.

Committee Meetings

No meetings were held.

Friday, August 25, 1978

Senate

Chamber Action

Routine Proceedings, pages 27753–27957

Bills Introduced: 19 bills and 7 resolutions were introduced, as follows: S. 3463–3481, S. Res. 548–550, S.J. Res. 156–158, S. Con. Res. 105.

Pages 27851–27853, 27872

Bills Reported: Reports were made as follows:

S. 2083, to provide compensation for damages and cleanup costs caused by discharges of oil and hazardous substances, with amendment, together with additional views (S. Rept. 95–1152).

S. 3467, designating the USDA Pecan Field Station in Brownwood, Texas, as the "W. R. 'Bob' Poage Pecan Field Station", and to designate the Meat Animal Research Center located near Clay Center, Nebraska, as the "Roman L. Hruska Meat Animal Research Center" (S. Rept. 95–1153).

S. 3468, to insure that interest rates on price support loans for upland cotton are not less favorable to producers than the interest rates for such loans on other commodities (S. Rept. 95–1154).

S. Res. 538, to authorize the reprinting of Judiciary Committee print entitled "Colonization of the West Bank Territories by Israel" (S. Rept. 95–1155).

S. 976, to establish a maximum Perishable Agricultural Commodities Act license fee of $300, and to provide that the Secretary of Agriculture may assess a single, uniform license fee for all applicants or he may assume a graduated fee based upon the amount or type of business conducted by the applicant, with an amendment (S. Rept. 95–1156).

S. 1081, to extend until January, 1983, the life of the Osage Tribal Council, with an amendment (S. Rept. 95–1157).

H.R. 11092, authorizing an additional $500,000 for expenses of the Navajo and Hopi Indian Relocation Commission, with amendment (S. Rept. 95–1158).

S. 2981, to expand the categories of rail lines eligible for rehabilitation, deferred maintenance, and various alternative facilities, with an amendment (S. Rept. 1159).

H.R. 8112, to abolish the Federal Records Council (S. Rept. 95–1160).

H.R. 12915, to modify the membership of the National Archives Trust Fund by replacing Congressional members with Executive Branch officials (S. Rept. 95–1161).

S. 2376, to authorize the Offices of the Secretary of the Senate and the Architect of the Capitol to withhold from salaries contributions to certain charitable organizations, with amendments (S. Rept. 95–1162).

H.R. 7747, to amend the existing pretrial detention law of the District of Columbia to make it a more effective tool for dealing with demonstrably dangerous or violent repeat criminal offenders, with an amendment (S. Rept. 95–1163).

S.J. Res. 131, changing the name of Copan Dam and Lake in Oklahoma and Kansas to Copan Dam and the Lake of the Delawares (S. Rept. 95–1164).

H.R. 12112, designating Gathright Lake on the Jackson River, Virginia, as Lake Moomaw, with amendments (S. Rept. 95–1165).

S. Res. 469, expressing the sense of the Senate deploring the continued violation of human rights in Cambodia, with an amendment (S. Rept. 95–1166).

S. 3337, to terminate, in 1979, further construction of the Cross-Florida Barge Canal project, and to adjust the boundary of the Ocala National Forest, Florida, with an amendment (S. Rept. 95–1167).

S. 3408, to provide for the development of aquaculture in the United States, with an amendment (S. Rept. 95–1168).

S. 3189, authorizing the Secretary of the Interior to acquire Federal coal leases or rights to Federal coal leases by purchase at fair market value, by exchange for another coal lease, or by condemnation, with an amendment (S. Rept. 95–1169).

S. 3002, clarifying the southern boundary of the Salt River Pima-Maricopa Indian Reservation, with amendments (S. Rept. 95–1170).

S. Res. 536, expressing the sense of the Senate that in determining whether a particular international agreement should be submitted as a treaty, the President should have the timely advice of the Committee on Foreign Relations, with an amendment (S. Rept. 95–1171).

S. Res. 548, to authorize payment of a gratuity to the survivors of a deceased Senate employee (without written report).

S. Res. 549, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2083, to provide compensation for damages and cleanup costs caused by discharges of oil and hazardous substances (without written report—referred to Committee on the Budget).

Pages 27850–27851

Bills Passed:

American Samoan Junior ROTC: Senate passed without amendment and cleared for the President H.R. 7161, to permit the establishment of a Junior Reserve Officers' Training Corps in American Samoa.

Page 27754

U.S.S. Wyoming: Senate passed without amendment and cleared for the President H.R. 8471, to provide for exhibition at the Wyoming State Museum of the nameplate, the ship's bell, and the silver service of the battleship U.S.S. *Wyoming*.

Pages 27754–27755

Printing: Senate agreed to S. Con. Res. 105, to print additional copies of final report and certain executive hearings of Select Committee on Ethics dealing with its Korean influence inquiry.

Page 27765

Government work schedules: Senate passed H.R. 10126, to provide increased employment opportunity by Federal agencies for persons unable to work standard working hours, after striking all after the enacting clause and inserting in lieu thereof text of Senate companion bill, S. 518, which had at first been amended by adoption of committee amendment and Robert C. Byrd unprinted amendment No. 1779.

S. 518 was then indefinitely postponed.

Pages 27766–27768

Judges' retirement annuities: Senate passed with committee amendments H.R. 4320, to discontinue civil service annuity payments for periods of employment as a justice or judge of the United States.

Pages 27768–27770

Arizona Indian lands: Senate passed without amendment and cleared for the President H.R. 8397, to declare certain lands in Arizona a part of the Papago Indian Reservation.

Page 27770

National Port Week: Senate passed without amendment and cleared for the President H.J. Res. 773, requesting the President to proclaim the seven calendar days beginning September 17, 1978, as "National Port Week".

Page 27770

Victims of the holocaust: Senate passed without amendment and cleared for the President H.J. Res. 1014, designating April 28 and 29, 1979, as "Days of Remembrance of Victims of the Holocaust".

Page 27811

Private bills: Senate passed without amendment and cleared for the President H.R. 2952 and 7162, private bills.

Page 27811

CETA: By 66 yeas to 10 nays, Senate passed S. 2570, to authorize funds for programs administered under the Comprehensive Employment and Training Act, after taking action on additional proposed amendments, as follows:

Adopted:

(1) Nelson unprinted amendment No. 1780, to establish a Commission for Employment Policy;

Page 27776

(2) Nelson unprinted amendment No. 1781, calling for Secretary of Labor to facilitate public service employment projects for work on the weatherization of housing;

Page 27781

(3) Nelson unprinted amendment No. 1782, to provide that the so-called "hold-harmless" provisions for standard metropolitan statistical areas be effective through fiscal year 1979;

Page 27781

(4) Nelson unprinted amendment No. 1783, to require publication in the *Federal Register* of any substantive changes in the method of calculating unemployment;

Page 27782

(5) Nelson unprinted amendment No. 1784, making technical and clerical corrections in the bill;

Page 27782

(6) Dole unprinted amendment No. 1785, to prohibit persons who voluntarily terminate full-time employment, without good cause, from being employed in public service jobs;

Page 27783

(7) Dole unprinted amendment No. 1786, to provide for membership on the prime sponsors' planning council of representatives of handicapped individuals;

Page 27785

(8) Bellmon amendment No. 3527, to tighten eligibility requirements for public service employment programs and to improve the opportunities for public assistance recipients to receive employment and training services;

Page 27785

(9) Bentsen unprinted amendment No. 1787, to authorize the Joint Economic Committee to study structural unemployment programs; Page 27792

(10) Bentsen unprinted amendment No. 1788, to reduce the paperwork burden and costs of administering CETA; Page 27793

(11) Inouye unprinted amendment No. 1789, to include Hawaiian natives in programs under Title VII; Page 27794

(12) Chafee unprinted amendment No. 1790, to leave to the Secretary determination of definition of the term "lower wage industries". Page 27796

(13) Hatch unprinted amendment No. 1792, to give preference in CETA training program benefits to the unskilled over college graduates and holders of higher education degrees; Page 27798

(14) Hayakawa unprinted amendment No. 1793, to make unused Title VI funds available for certain other Titles of the bill; Page 27800

(15) Chiles unprinted amendment No. 1794, to require the Secretary of Labor to develop an annual evaluation plan and report to the Congress; Page 27800

(16) Chiles unprinted amendment No. 1795, to place special emphasis on services for workers displaced by technology; Page 27802

(17) Schweiker amendment No. 3526, to provide stronger protection against abuses of the public service employment program; Page 27803

(18) Metzenbaum unprinted amendment No. 1796, to place restrictions on the use of Federal funds to pay retirement benefits for participants in short-term public service jobs; Page 27804

(19) Four Percy amendments, en bloc: (a) Nos. 3528, 3529, and 3530—to increase efforts to reduce artificial barriers to employment; and (b) No. 3531—to insure coordination between the prime sponsor and the resources of the juvenile court system under the Youth Employment and Training Programs; Page 27805

(20) Hatfield of Oregon unprinted amendment No. 1797, to reduce the reporting requirements for prime sponsors; Page 27807

(21) Stevens unprinted amendment No. 1798, to provide greater flexibility in determining wage adjustments; Page 27807

(22) Williams unprinted amendment No. 1799, to permit handicapped individuals over the age of 21 to enroll in the Job Corps, with approval of the Secretary; Page 27809

(23) Williams unprinted amendment No. 1800, establishing September 30, 1981, as date after which previously used methodology for establishing unemployment rates can no longer be used as a basis for distributing any CETA funds; Page 27809

(24) Williams unprinted amendment No. 1801, of a technical and conforming nature regarding educational institutions; Page 27810

(25) Williams unprinted amendment No. 1802, to define conditions under which CETA participants may be employed on the rehabilitation of housing for lower income families; Page 27810

(26) Nelson unprinted amendment No. 1803, clarifying Section 482 dealing with allocation of funds by the Secretary of Labor; Page 27810

(27) Dole unprinted amendment No. 1804, to include the membership of community-based organizations in the private industry councils; Page 27811

(28) Helms amendment No. 3459, to eliminate the Senate's advice and consent waiver respecting the creation of a sixth Assistant Secretary of Labor; Page 27812

(29) Helms unprinted amendment No. 1805, to bar use of CETA funds to promote unionization of persons as a condition of receiving training under CETA programs; Page 27813

(30) Heinz unprinted amendment No. 1806, to assure that at least 90 percent of funds used by private sector opportunities for economically disadvantaged are expended for wages, employment benefits, training, and supportive services; Page 27816

(31) Javits unprinted amendment No. 1808, relating to study to be made by Joint Economic Committee; and Page 27821

Rejected: Heinz unprinted amendment No. 1807, to authorize private employer incentive grant projects (tabled by 47 yeas to 32 nays). Page 27816

Pages 27766, 27770–27831

Excise tax on trucks: Senate passed H.R. 1337, to prohibit the use of a manufacturer's cost as the constructive sale price for purposes of the 10% manufacturer's excise tax on trucks, buses, highway tractors, and trailers, after agreeing to committee amendment and to two additional amendments, as follows:

(1) Cranston unprinted amendment No. 1809, to provide equal treatment in the regulation of the home production of beer and wine; Page 27844

(2) Cranston unprinted amendment No. 1810, to permit California to continue cash payments to SSI recipients in lieu of food stamps; Page 27845

Pages 27837–27838, 27843–27850

Tax refund on damaged alcoholic beverages: Senate passed H.R. 1920, to provide for a refund of taxes on alcoholic beverages which have been lost or rendered unmarketable due to fire or other disaster or vandalism, after agreeing to Long unprinted amendment No. 1812, deleting section providing excise tax exemption for certain trailers designed to be used with light duty vehicles. Page 27850

Document release: Senate agreed to S. Res. 550, authorizing Governmental Affairs Permanent Subcommittee on Investigations to provide the U.S. attorney for the northern district of Georgia with certain information secured by the subcommittee in connection with the murder of Vincent Papa. Page 27948

Congressional Budget: Senate laid down S. Con. Res. 104, revising the Congressional budget for the Federal Government for fiscal year 1979. Page 27949

Pascua Yaqui Indians: Senate agreed to the conference report on S. 1633, to extend certain Federal benefits, services, and assistance to the Pascua Yaqui Indians of Arizona, thereby clearing the measure for the President. Page 27770

Supplemental Appropriations: By 61 yeas to 11 nays, Senate agreed to the conference report on H.R. 13467, making supplemental appropriations for fiscal year 1978. Page 27837

Senate agreed to House amendments to Senate amendments Nos. 18, 29, 51, and 62, and receded from its amendments Nos. 48 and 82, thereby clearing the measure for the President. Page 27837

Customs Reform: Senate agreed to conference report on H.R. 8149, proposed Customs Procedural and Simplification Act of 1978, thereby clearing the measure for further action of the House. Pages 27838–27843

Health Benefits Program: Senate agreed to the House amendments to Senate amendments Nos. 3 and 4 to H.R. 2931, to establish uniformity in benefits and coverage under the Federal employees' health benefits program, thus clearing the measure for the President. Page 27949

Debate Limitation Agreement: By unanimous consent it was agreed that when Senate proceeds to consider S. 2266, to establish a uniform law on the subject of bankruptcies, debate thereon be limited to one hour, 30 minutes on amendments, with the exception of any amendment dealing with railroads, on which there will be no time limitation. Pages 27765–27766

Senate Authorizations: During the forthcoming recess of the Senate, until 10 a.m. on Wednesday, September 6, the President, Vice President, and President pro tempore, are authorized to sign duly-enrolled bills and joint resolutions, and the Secretary of the Senate is authorized to receive and refer messages from the President and the House of Representatives.

Committees are authorized to file reports between the hours of 10 a.m. and 3 p.m. on Thursday, August 31, with the exception of a report on S. 50, the Full Employment and Balanced Growth Act. Page 27948

Bill Recommitted: H.R. 3946, relating to the suspension of duty on wool, and to provide a refundable tax credit for educational expenses, was recommitted to Committee on Finance. Pages 27810–27811

Bill Indefinitely Postponed: S. Res. 524, to waive section 303(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 3946, relating to the suspension of duty on wool, and to provide a refundable tax credit for educational expenses, was indefinitely postponed. Page 27811

Vice Presidential Appointment: The Vice President appointed Senators Stafford and Scott to attend the 65th Interparliamentary Union Conference, to be held in Bonn, Germany, September 2–14, 1978. Page 27946

Statements on Introduced Bills: Pages 27852–27871

Amendments Submitted for Printing: Pages 27872–27876

Additional Statements: Pages 27877–27946

Confirmations: Senate confirmed the following nominations:

Mary S. Olmsted, of Tennessee, Ambassador to Papua New Guinea, to serve concurrently as Ambassador to the Solomon Islands;

Dale D. Myers, of Virginia, to be U.S. Representative to the Twenty-second Session of the General Conference of the International Atomic Energy Agency, and Gerard C. Smith and Roger Kirk, both of the District of Columbia, to be Alternate Representatives to such Conference;

Tyree A. Richburg, to be U.S. marshal for the southern district of Alabama;

Roger A. Markle, of Utah, to be Director of the Bureau of Mines;

Ruth C. Clusen, of Wisconsin, to be an Assistant Secretary of Energy (Environment);

The following-named persons each to be a Member of the Federal Mine Safety and Health Review Commission: Marian Pearlman Nease, of Maryland; Frank F. Jestrab, of North Dakota; A. E. Lawson, of Pennsylvania; Richard V. Backley, of Virginia; and Jerome R. Waldie, of Maryland; Page 27957

Two Navy nominations in the rank of Admiral, and one Air Force in the rank of General; and

Sundry nominations in the Army and Navy.

Treaty Reported: Protocol Amending the International Convention for the High Seas Fisheries of the North Pacific Ocean (Exec. J, 95th Cong., 2d sess.) was reported to the Senate (Exec. Rept. 95–27). Page 27851

Record Votes: Three record votes were taken today. Pages 27821, 27831, 27837

Recess: Senate met at 8:15 a.m. and, in accordance with H. Con. Res. 696, recessed at 6 p.m. Page 27957

Committee Meetings

NAVY SHIPBUILDING

Committee on Armed Services: Committee continued hearings to receive testimony on a proposal for settling

claims of Litton Industries for ships being built for the Navy. Witnesses heard were W. Graham Claytor, Jr., Secretary of the Navy; Edward Hidalgo, Assistant Secretary of the Navy for Manpower, Reserve Affairs and Logistics; and Jerome H. Stolarow, Director, Procurement and Systems Acquisition Division, General Accounting Office.

Committee recessed subject to call.

GOLD MEDALLION

Committee on Banking, Housing, and Urban Affairs: Committee began hearings on S. 2843, providing that if the Department of the Treasury sells gold, part or all of such sale shall be in the form of gold medallions. Witnesses heard were Senators Helms and Hayakawa; C. Fred Bergsten, Assistant Secretary of the Treasury for International Affairs; Joel W. Solomon, Administrator, General Services Administration; Dr. Edward M. Bernstein, EMB, Limited, Washington, D.C.; Frederic S. Bogart, Republic National Bank of New York, New York City; Grover C. Criswell, American Numismatic Association, Fort McCoy, Florida; and Elizabeth Currier, Committee for Monetary Research and Education, Greenwich, Connecticut.

Hearings were adjourned subject to call.

PACIFIC NORTHWEST POWER

Committee on Energy and Natural Resources: Committee continued hearings on S. 3418, proposing establishment of the Pacific Northwest region electric power planning program, receiving testimony from Mayor Charles Royer, Seattle; Randy Revelle, City Councilman, Seattle; John Ellis, Puget Sound Power and Light Co.; James Blomquist, Sierra Club, Seattle; Harry Helton, Direct Service Industries, Tacoma; Kenneth Billington and James Boldt, Seattle, Washington PUD Association; William Hulbert, Snohomist County PUD, Everett; David Piper, Public Power Council, Vancouver; Linsey Hinand and Rosemond Victorino, Peoples Organization for Washington Energy Resources and Washington Association of Community Action Agencies, Tacoma; Kenneth Dyar, Central Lincoln People's Utility District, Seattle; Alex Radin, American Public Power Association, Washington, D.C.; and Roger Beers and Terry Lash, Natural Resources Defense Council, Palo Alto, Calif.

Hearings were recessed subject to call.

BUILDING PROSPECTUSES

Committee on Environment and Public Works: Committee concluded hearings on pending prospectuses for alterations to the Forrestal Federal Office Building, Washington, D.C., and a new Federal building and parking facility in El Paso, Texas, after receiving testimony from Loy Shipp, Assistant Commissioner for Space Management, General Services Administration.

REVENUE ACT

Committee on Finance: Committee continued hearings on H.R. 13511, to provide reductions in Federal income taxes, receiving testimony from William R. Woodbury, Salt Lake City, on behalf of the National Association of Realtors; James H. Shimberg, Tampa, on behalf of the National Association of Home Builders; Kenneth G. Hance, National Realty Committee, Washington, D.C.; Miles H. Tanenbaum, King of Prussia, Pennsylvania, on behalf of the International Council of Shopping Centers; Gardner S. McBride, Building Owners and Managers Association International, Washington, D.C.; William L. Johnston, Council of State Housing Agencies, Trenton; A. Carleton Dukess, National Housing Rehabilitation Association, New York City; William J. Langelier, Coalition for Low and Moderate Income Housing, Boston; Conrad Teitell, New York City; Jack Moskowitz, United Way of America, Alexandria, Virginia; Norman A. Sugarman, representing the Council of Jewish Federations, Washington, D.C.; Herman C. Biegel, Washington, D.C.; Carroll J. Savage, Washington, D.C.; Edwin S. Cohen, New York City; Michael Monroney, TRW, Inc., Washington, D.C.; Converse Murdoch, Wilmington, Delaware; James W. Scott, on behalf of the Equitable Savings and Loan Association of Portland, Oregon; L. G. Skip Smith, Austin, on behalf of the State of Texas Deferred Compensation Plan; James C. Marshall, Washington, D.C., on behalf of the Assembly of Governmental Employees, the U.S. Conference of Mayors, the National League of Cities, the International City Managers' Association, the National Governors' Association, the National Association of Counties, and the National Conference of State Legislators; and Duane Marlan, Lansing, on behalf of the State of Michigan and the Ad Hoc Committee of Administrators.

Hearings were recessed subject to call.

DEEP SEABED

Committee on Foreign Relations: Committee ordered favorably reported with amendments S. 2053, to promote the orderly and environmentally sound exploration for and commercial recovery of hard mineral resources of the deep seabed.

COMMITTEE BUSINESS

Committee on Human Resources: Committee ordered favorably reported the following measures:

S. 3116, to provide Federal assistance to States through formula and project grants for preventive health programs, amended;

S. 2910, to establish programs to assist in preventing unwanted and initial repeat pregnancies among adolescents, amended; and

An original bill extending certain existing refugee assistance programs through fiscal year 1979 and providing assistance to new refugees.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Theodore McMillian, of Missouri, to be U.S. circuit judge for the eighth circuit; Harold A. Baker, to be U.S. district judge for the eastern district of Illinois; Mariana R. Pfaelzer, to be U.S. district judge for the central district of California; Richard S. Arnold, to be U.S. district judge for the eastern and western districts of Arkansas; and Patricia J. E. Boyle and Julian A. Cook, Jr., each to be a U.S. district judge for the eastern district of Michigan, after the nominees testified and answered questions on their own behalf. Senator Eagleton introduced Mr. McMillian; Senator Stevenson introduced Mr. Baker; Senator Cranston introduced Ms. Pfaelzer; Senators Bumpers, Hodges, and Culver introduced Mr. Arnold; and Senator Riegle introduced Ms. Boyle and Mr. Cook.

COMMITTEE BUSINESS

Committee on Rules and Administration: Committee ordered favorably reported the following business items:

The nomination of John W. McGarry, of Massachusetts, to be a Member of the Federal Election Commission;

S. Res. 538, to authorize the reprinting of Judiciary Committee print entitled "Colonization of the West Bank Territories by Israel"; and

An original resolution authorizing the payment of a gratuity to the survivor of a deceased Senate employee.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Wednesday, September 6.

Committee Meetings

No meetings were held.

Wednesday, September 6, 1978

Senate

Chamber Action

Routine Proceedings, pages 27971–28063

Bills Introduced: Three bills and two resolutions were introduced, as follows: S. 3482–3484; and S. Res. 551–552.

Pages 28033, 28039–28040

Bills Reported: Reports were made as follows:

Filed on August 31, 1978

S. 2995, authorizing $60 million to reconvert part of the National Visitor Center to railroad passenger service, with amendments (S. Rept. 95–1172).

S. 691, to provide for the preservation and enhancement of critical habitat in the grasslands area of San Joaquin Valley, California, for migratory waterfowl and other wetlands-dependent migratory birds of the Pacific flyway, with amendments (S. Rept. 95–1173).

H.R. 8394, to provide for payments to local governments based upon acreage of the National Wildlife Refuge System which is within their boundaries, with amendments, together with additional views (S. Rept. 95–1174).

H.R. 2329, to improve the administration of fish and wildlife programs of the Departments of the Interior and Commerce (S. Rept. 95–1175).

Filed today

H.R. 13087, to eliminate the requirement that an undertaking of indemnity be obtained in order to issue a substitute Treasury check (S. Rept. 95–1176).

S. 50, proposed Full Employment and Balanced Growth Act, reported from Committees on Human Resources and Banking, Housing, and Urban Affairs, each with an amendment in the nature of a substitute, together with additional views (S. Rept. 95–1177).

S. Res. 551, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2995 (without written report—referred to Committee on the Budget).

Pages 28032–28033

Bills Passed:

Congressional budget: By 56 yeas to 18 nays, Senate agreed to H. Con. Res. 683, revising the Congressional budget for the Federal government for the fiscal year 1979, after striking all after the resolving clause and inserting in lieu thereof text of the Senate companion measure, S. Con. Res. 104, as reported. Prior to this action, Senate rejected three amendments proposed to S. Con. Res. 104, as follows:

(1) By 25 yeas to 44 nays, Proxmire unprinted amendment No. 1813, reducing from $557.7 billion to $540 billion the level of total new budget authority;

Page 27988

(2) By 35 yeas to 38 nays, modified Roth unprinted amendment No. 1814 (substitute), making reductions in total new budget authority, total budget outlays, the amount of the deficit, and the level of the public debt; and

Page 28007

(3) By 32 yeas to 44 nays, Harry F. Byrd, Jr., unprint-

ed amendment No. 1815, to reduce by $2.4 billion total new budget authority for international affairs;

Page 28013

Also during consideration of this measure today, the Chair sustained a point of order, on grounds of germaneness, against Chiles unprinted amendment No. 1816, to add new language the stated purpose of which would seek to achieve a balanced budget. Page 28018

S. Con. Res. 104 was then indefinitely postponed.

Pages 28030, 27974–28030

Pueblo of Zia Indians: Senate passed with committee amendment and cleared for the House S. 2358, to declare that the United States holds in trust for the Pueblo of Zia certain public domain lands in New Mexico. Pages 28056–28057

Pueblo of Santa Ana Indians: Senate passed with committee amendments and cleared for the House S. 2588, to declare that the United States holds in trust for the Pueblo of Santa Ana certain public domain lands in New Mexico. Pages 28057–28061

Printing: Senate agreed to S. Res. 538, to authorize the reprinting of Judiciary Committee print entitled "Colonization of the West Bank Territories by Israel".

Page 28061

Gratuity: Senate agreed to S. Res. 548, to authorize the payment of a gratuity to the survivors of a deceased Senate employee. Page 28061

Copan Dam: Senate passed without amendment and cleared for the House S.J. Res. 131, changing the name of Copan Dam and Lake in Oklahoma and Kansas to Copan Dam and the Lake of the Delawares.

Page 28061

Lake Moomaw: Senate passed with committee amendment for return to the House H.R. 12112, designating Gathright Lake on the Jackson River, Virginia, as Lake Moomaw. Page 28061

Presidential Messages: During its recess, Senate received two messages from the President, as follows:

On August 31

Transmitting Alternative Plan of the Advisory Committee on Federal Pay recommending a 5.5 percent pay increase for Federal workers—referred to Committee on Governmental Affairs (PM-213); and

On September 1

Transmitting report describing progress made toward a negotiated settlement on Cyprus in the past 60 days—referred to Committee on Foreign Relations (PM-214).

Page 28031

Debate Limitation Agreements: By unanimous consent it was agreed that when Senate proceeds to consider S. 3447, to strengthen the economy of the United States through increased sales abroad of American agricultural products, debate thereon be limited to one hour, with 30 minutes on amendments; and

When it proceeds to consider S. 1423, to establish a Council on Judicial Tenure in the judicial branch of the Government, debate thereon be limited to six hours; one hour on amendments in the first degree; and 30 minutes on amendments in the second degree.

Page 28055

Bill Held at the Desk: H.J. Res. 1088, financial assistance for New York City, was held at the desk for 24 hours pending final disposition. Page 28062

Messages From the President: Page 28031

Messages From the House: Page 28032

Statements on Introduced Bills: Pages 28033–28038

Amendments Submitted for Printing: Page 28040

Additional Statements: Pages 28040–28055

Nominations: Senate received nominations, as follows:

On August 28

Nancy Hays Teeters, of Indiana, to be a Member of the Board of Governors of the Federal Reserve System; and

Bruce S. Jenkins, to be U.S. district judge for the district of Utah;

On September 1

Adolph P. Schuman, of California, to be a Director of the Securities Investor Protection Corporation; and

Today

The following-named persons to be Members of the Board of Directors of the National Corporation for Housing Partnerships: Patricia K. Ritter, of Connecticut; Kennon V. Rothchild, of Minnesota; and Herman J. Russell, of Georgia;

Numerous nominations in the National Oceanic and Atmospheric Administration; and

Four Army in the rank of General, six Navy in the rank of Admiral, and sundry nominations in the Navy, Air Force, and Marine Corps. Pages 28063–28081

Record Votes: Four record votes were taken today.

Pages 28004, 28012, 28017, 28029

Recess: Senate met at 10 a.m. and recessed at 6:35 p.m.

Page 28063

Committee Meetings

CONGREGATE HOUSING

Committee on Appropriations: Subcommittees on Labor, Health, Education, and Welfare and HUD-Independent Agencies held joint hearings on proposals to provide Federal assistance to local housing authorities and nonprofit sponsors of housing for the elderly. Testimony was received from Senators Williams and Domenici; Representative Lundine; Ken Levin and Jim Parham, Deputy Assistant Secretaries of HEW; Lawrence Simons, Assistant Secretary of HUD for Housing; Marie McGuire Thompson, International Center for Social Gerontology, Inc.; James T. Sykes, The National Council on the Aging; Monsignor Charles J. Fahey, The American Association of Homes for the Aging; John B. Martin, National Retired Teachers Association; Melvin J. Adams, Dade County Department of Housing and Urban Development, Miami, Florida; and John F. Jonas, The Consortium Concerned with the Developmentally Disabled Task Force on Housing.

Hearings were adjourned subject to call.

OCEAN SHIPPING

Committee on Commerce, Science, and Transportation: Subcommittee on Merchant Marine and Tourism resumed hearings on S. 2873, to provide for the regulation of rates or charges by certain State-owned carriers in the foreign commerce of the United States, receiving testimony from Gary Hufbauer, Deputy Assistant Secretary of the Treasury for International Trade and Investment Policy; W. J. Amoss, Jr., Council of American Flag Ship Operators, Washington, D.C.; Charles I. Hiltzheimer, Sea-Land Service, Inc., Edison, New Jersey; Robert Hunter, representing Delta Steamship Lines, Inc., New Orleans; George Avery, National Industrial Traffic League, Washington, D.C.; and Herbert Brand, Transportation Institute, Washington, D.C.

Hearings were recessed subject to call.

REVENUE ACT

Committee on Finance: Committee resumed hearings on H.R. 13511, to provide reductions in Federal income taxes, receiving testimony from G. William Miller, Chairman, Board of Governors of the Federal Reserve System.

Committee will begin markup of this legislation tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 21 public bills, H.R. 13975–13995; 6 private bills, H.R. 13996–14001; and 9 resolutions, H.J. Res. 1129 and 1130, and H. Res. 1333–1339 were introduced. Pages 28188–28189

Bills Reported: Reports were filed as follows:

H.R. 13372, to increase the price of migratory-bird hunting and conservation stamps and to suspend the hunting of migratory birds in any State in which there has been a failure to approve an acquisition of wetlands, amended (H. Rept. 95–1518);

H.R. 13745, to authorize appropriations to carry out conservation programs on military reservations and public lands during fiscal years 1979, 1980, and 1981 (H. Rept. 95–1519; preceding reports filed on Friday, August 18);

Report entitled "Justice Department Internal Investigation Policies" (H. Rept. 95–1520);

Report entitled "Search Warrants and the Effects of the Stanford Daily Decision" (H. Rept. 95–1521);

S. 1265, to amend chapter 21, of title 44, United States Code, to include new provisions relating to the acceptance and use of records transferred to the custody of the Administrator of General Services (H. Rept. 95–1522);

H. Res. 1242, to disapprove Reorganization Plan Numbered 3 transmitted by the President on June 19, 1978 (H. Rept. 95–1523; preceding reports filed on Monday, August 21);

H.R. 11861, to establish a Navy-Maritime Advisory Board, amended (H. Rept. 95–1524);

H.R. 12959, to amend the definition of the term "qualified vessel" under a Capital Construction Fund, amended (H. Rept. 95–1525);

H.R. 12603, to amend the Great Lakes Pilotage Act of 1960 in order to relieve the restrictive qualification standards for United States registered pilots on the Great Lakes, amended (H. Rept. 95–1526);

H.R. 13392, to amend the Anadromous Fish Conservation Act to include fish in Lake Champlain that ascend streams to spawn, amended (H. Rept. 95–1527);

H.R. 11658, to amend title XI of the Merchant Marine Act, 1936, to permit the guarantee of obligations for financing Great Lakes vessels in an amount not exceeding 87½ per centum of the actual or depreciated actual cost of each vessel, amended (H. Rept. 95–1528);

H.R. 13767, to amend the Federal Property and Administrative Services Act of 1949 to permit the recovery of replacement cost of motor vehicles and other related equipment and supplies (H. Rept. 95–1529);

H.R. 13688, to authorize the permanent establishment of a system of Federal Information Centers, amended (H. Rept. 95–1530);

H.R. 13778, to establish a Department of Education, amended (H. Rept. 95–1531; preceding reports filed on Friday, August 25);

H.R. 11545, Meat and Livestock Import Amendments of 1978, amended (H. Rept. 95–1532; filed on Wednesday, August 30);

H.R. 13097, to amend certain provisions of title XVIII of the Social Security Act as they relate to the medicare program established by part A of such title (H. Rept. 95–1533);

H.R. 13817, to amend the Social Security Act with respect to the Health programs authorized under it (H. Rept. 95–1534; preceding reports filed on Thursday, August 31);

Conference report on H.R. 12598, Foreign Relations Authorization Act for fiscal year 1979 (H. Rept. 95-1535);

H. Res. 1333, providing for the consideration of H.R. 13471, Financial Institutions Regulatory Act of 1978 (H. Rept. 95-1536);

H.R. 6877, to amend the Internal Revenue Code of 1954 with respect to the tax treatment of small business investment companies electing to be taxed as regulated investment companies, amended (H. Rept. 95-1537);

H.R. 9192, to amend the Internal Revenue Code of 1954 to include the banks for cooperatives among the other financial institutions subject to the provisions of subsection 582(c)(1) and section 595(a) of such Code, amended (H. Rept. 95-1538);

H.R. 10653, to amend the Internal Revenue Code of 1954 with respect to the redemption of United States Railway Association certificates of value issued to railroads in reorganization, amended (H. Rept. 95-1539);

H.R. 12200, to amend section 422 of the Internal Revenue Code of 1954, amended (H. Rept. 95-1540);

H.R. 12606, to provide that annuity contracts purchased by the Uniformed Services University of the Health Sciences shall be entitled to the benefits of section 403(b) of the Internal Revenue Code of 1954 (H. Rept. 95-1541);

H.R. 9333, to authorize the Secretary of the Interior to construct hydroelectric powerplants and various existing water projects, amended (H. Rept. 95-1542);

H.R. 13069, to prohibit discrimination in rates charged by the Southwestern Power Administration, amended (H. Rept. 95-1543); and

S. 1829, to provide for the establishment of the Jean Lafitte National Historical Park and Preserve in the State of Louisiana, amended (H. Rept. 95-1544).

Pages 28187–28188

Presidential Messages: Read the following messages from the President:

Veto of DOD authorization: Announcing his veto of H.R. 10929, Department of Defense Appropriation Authorization Act for fiscal year 1979, and explaining his reasons therefor—ordered printed (H. Doc. 95-377). Pursuant to a special order of August 17, 1978, further consideration of the veto message was postponed until Thursday, September 7;

International technology transfers: Transmitting a report on international transfers of technology required by section 24(c) of the International Security Assistance Act of 1977—referred to the Committee on International Relations;

Federal pay comparability: Transmitting a Federal pay comparability alternative plan—referred to the Committee on Post Office and Civil Service and ordered printed (H. Doc. 95-378); and

Cyprus: Transmitting a report describing the progress that has been made toward a negotiated settlement on Cyprus in the past sixty days—referred to the Committee on International Relations and ordered printed (H. Doc. 95-379).

Pages 28082–28084

Civil Rights Commission: By a voice vote, the House passed H.R. 12432, to extend the Commission on Civil Rights for five years, to authorize appropriations for the Commission, and to effect certain technical changes to comply with changes in the law.

On a demand for a separate vote, agreed to an amendment, previously agreed to in the Committee of the Whole, that prohibits the Commission from appraising, or studying and collecting information about laws and policies of the Federal Government, or any other governmental authority, with respect to the issue of abortion (agreed to by a yea-and-nay vote of 234 yeas to 131 nays, Roll No. 725).

Rejected an amendment that sought to extend the Commission for three years instead of five, and to require the President and the oversight committees of the House and Senate to make studies within the last six months of the Commission's life on its effectiveness (rejected by a division vote of 14 ayes to 27 noes).

Subsequently, this passage was vacated and S. 3067, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

Pages 28087–28098

NYC Financial Assistance: By a yea-and-nay vote of 233 yeas to 132 nays, Roll No. 726, the House passed H.J. Res. 1088, providing financial assistance for the city of New York.

Pages 28098–28101

Education Amendments: House disagreed to the Senate amendment to H.R. 15, to extend and amend expiring elementary and secondary education programs; and agreed to a conference. Appointed as conferees: Representatives Perkins, Ford of Michigan, Andrews of North Carolina, Blouin, Simon, Zeferetti, Mottl, Murphy of Pennsylvania, Le Fante, Weiss, Hoftel, Corrada, Kildee, Miller of California, Quie, Buchanan, Goodling, Purcell, Erlenborn, and Jeffords.

Page 28101

National Climate Program: By a voice vote, the House agreed to the conference report on H.R. 6669, to establish a national climate program—clearing the measure for the President.

Subsequently, agreed to S. Con. Res. 103, to correct the enrollment of H.R. 6669—clearing the measure.

Pages 28119–28121

Foreign Intelligence Surveillance: House completed all general debate and began reading for amendment on H.R. 7308, to amend title 18, United States Code, to authorize applications for a court order approving the use of electronic surveillance to obtain foreign intelligence information; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, September 7.

Pending when the Committee of the Whole rose was the committee amendment in the nature of a substitute.

Agreed To:

An amendment that allows electronic surveillance of foreign persons upon the issuance of a surveillance certificate by the Attorney General and a designated executive branch official in the area of national security appointed by the President and confirmed by the Senate (agreed to by a recorded vote of 178 ayes to 176 noes, Roll No. 727);

A technical amendment;

An amendment that expands the definition of "international terrorism" to include acts dangerous to property as well as to human life; and

An amendment that eliminates language providing for special courts and provides that United States district courts shall have jurisdiction over orders for surveillance (agreed to by a recorded vote of 224 ayes to 103 noes, Roll No. 728).

Rejected:

An amendment that sought to strike the criminal standard for electronic surveillance of United States persons;

An amendment that sought to strike the requirement that any communication common carrier, supplier of communications facilities or devices, landlord, custodian, or other person must assist in electronic surveillance, instead making such assistance voluntary (rejected by a division vote of 6 ayes to 35 noes); and

An amendment that sought to broaden the definition of an agent of a foreign power, other than a United States person, to include a person who there is reason to believe has information which relates to the foreign policy or security interests of the United States.

H. Res. 1266, the rule under which the bill is being considered, was agreed to earlier by a voice vote.

Pages 28121–28175

Late Report: Committee on Ways and Means received permission to file a report by midnight Monday, September 11, on H.R. 13750, Sugar Stabilization Act of 1978.

Page 28175

Referrals: Eleven Senate-passed measures were referred to the appropriate House committees.

Page 28184

Adjournment: Adjourned at 9:25 p.m.

Committee Meetings

DEFENSE AUTHORIZATION VETO

Committee on Armed Services: Met and approved a motion to support Chairman Price in his effort to override the President's veto of H.R. 10929, fiscal year 1979 Defense authorization bill.

KENNEDY ASSASSINATION

Select Committee on Assassinations: Began public hearings on the assassination of President John F. Kennedy. Testimony was heard from former Governor of Texas and Mrs. John B. Connally, and Robert Groden.

Hearings continue tomorrow.

TRUTH-IN-LENDING SIMPLIFICATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs began hearings on Truth-in-Lending simplification. Testimony was heard from FTC Chairman Michael Pertschuk; Philip Coldwell, Federal Reserve Board; Lee Richardson, Office of Consumer Affairs, The White House; and Tom Taylor, Associate Deputy, Comptroller of the Currency.

Hearings continue tomorrow.

COMMITTEE FUNDS

Committee on House Administration: Subcommittee on Accounts met and referred to full committee without recommendation H. Res. 1276, providing for the further expenses of the Select Committee on Assassinations; and deferred action on other pending matters.

FINANCIAL INSTITUTIONS REGULATORY ACT

Committee on Rules: Granted an open rule providing one hour of general debate; providing that the bill be considered for amendment by titles instead of by sections; and providing after the passage of H.R. 13471, the Committee on Banking, Finance and Urban Affairs shall be discharged from the further consideration of the bill S. 71, and it shall then be in order in the House to strike out all after the enacting clause of the said Senate bill and insert in lieu thereof the text of H.R. 13471 as passed by the House, Financial Institutions Regulatory Act of 1978. Testimony was heard from and statements for the record were submitted by Representatives St Germain, Rousselot and Livingston.

TECHNOLOGY TRANSFER TO MEMBERS OF OPEC

Committee on Science and Technology: Subcommittee on DISPAC began hearings on technology transfer to members of the Organization of Petroleum Exporting Countries (OPEC). Testimony was heard from Gary C. Hufbauer, Deputy Assistant Secretary for Trade and Investment Policy, Department of the Treasury; and public witnesses.

Hearings continue tomorrow.

SUGAR STABILIZATION ACT

Committee on Ways and Means: Met and ordered reported favorably to the House H.R. 13750 as amended, Sugar Stabilization Act of 1978.

Résumé of Congressional Activity

SECOND SESSION OF THE NINETY-FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 19 through August 31, 1978

	Senate	House	Total
Days in session	126	121	
Time in session	1022 hrs., 37′	747 hrs., 29′	
Congressional Record:			
Pages of proceedings	14,600	8,972	23,572
Extension of Remarks	..		
Public bills enacted into law	43	88	131
Private bills enacted into law	6	17	23
Bills in conference	8	30	38
Bills through conference	5	23	28
Measures passed, total	537	506	
Senate bills	173	51	
House bills	153	245	
Senate joint resolutions	14	8	
House joint resolutions	20	22	
Senate concurrent resolutions	13	5	
House concurrent resolutions	18	23	
Simple resolutions	146	152	
Measures reported, total	•610	•626	
Senate bills	260	27	
House bills	142	402	
Senate joint resolutions	11	4	
House joint resolutions	12	26	
Senate concurrent resolutions	9	1	
House concurrent resolutions	10	11	
Simple resolutions	166	155	
Special reports	32	36	
Conference reports	6	31	
Measures pending on calendar	112	208	
Measures introduced, total	1,438	4,648	
Bills	1,094	3,562	
Joint resolutions	56	447	
Concurrent resolutions	43	253	
Simple resolutions	245	386	
Quorum calls	10	86	
Yea-and-nay votes	368	412	
Recorded votes		225	
Bills vetoed		3	3
Vetoes overridden			

•These figures include all measures reported, even if there was no accompanying report. A total of 561 reports have been filed in the Senate, a total of 693 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 19 through August 31, 1978

Army nominations, totaling 10,299, disposed of as follows:	
Confirmed	9,905
Unconfirmed	393
Withdrawn	1
Navy nominations, totaling 21,603, disposed of as follows:	
Confirmed	21,587
Unconfirmed	16
Air Force nominations, totaling 9,312 disposed of as follows:	
Confirmed	9,264
Unconfirmed	48
Marine Corps nominations, totaling 1,965, disposed of as follows:	
Confirmed	1,965
Civilian nominations, totaling 2,364, disposed of as follows:	
Confirmed	2,260
Unconfirmed	100
Withdrawn	4

Summary

Total nominations received	45,543
Total confirmed	44,981
Total unconfirmed	557
Total withdrawn	5

Thursday, September 7, 1978

Senate

Chamber Action

Routine Proceedings, pages 28250–28342

Bills Introduced: Four bills and one resolution were introduced, as follows: S. 3485–3488; and S. Res. 553. Page 28324

Bills Reported: Reports were made as follows:

S. 2502, to authorize States and Indian tribes to enter into mutual agreements respecting jurisdiction and governmental operations in Indian country, with amendments (S. Rept. 95–1178).

H.R. 2852, to extend the antirecession assistance program and to establish a supplementary fiscal assistance program for State and local governments which continue to have high unemployment, with amendment (S. Rept. 95–1179).

S. Res. 553, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 2852 (without written report—referred to Committee on the Budget). Page 28324

Bills Passed:

Uniform bankruptcy law: Committee on the Judiciary was discharged from the further consideration of H.R. 8200, to establish a uniform law on the subject of bankruptcies, and the bill was then passed after striking all after the enacting clause and inserting in lieu thereof text of Senate companion bill, S. 2266, which had at first been amended by adoption of committee amendments and the following four additional amendments:

(1) DeConcini unprinted amendment No. 1818, making technical and conforming changes to certain tax-related provisions of the bill; Page 28259

(2) DeConcini unprinted amendment No. 1819, to add to Subchapter IV—Commodity Broker Liquidations, definitions of "forward contract" and "forward contract merchant"; Page 28259

(3) DeConcini unprinted amendment No. 1820, to clarify certain provisions of Section (365) dealing with Executory contracts and unexpired leases; and Page 28260

(4) By 51 yeas to 20 nays, modified Bartlett unprinted amendment No. 1821, to allow a bankrupt to rescind any revival or reaffirmation within 30 days of such action. Page 28261

Senate insisted on its amendment, requested conference with the House, and the appointment of conferees was deferred at the pleasure of the Chair. Page 28284

S. 2266 was then indefinitely postponed. Page 28284
Pages 28254, 28258–28284

Judicial tensure: By 43 yeas to 32 nays, Senate passed S. 1423, to establish within the Judicial branch a system for investigating and resolving allegations that the condition or conduct of Federal judges is or has been inconsistent with the good behavior required by the Constitution, after agreeing to committee amendment in the nature of a substitute bill and to DeConcini unprinted amendment No. 1822, making two technical changes in the bill. Page 28320

Prior to passage of this bill Senate, by 43 yeas to 33 nays, tabled motion to recommit this bill. Page 28320
Pages 28254, 28284–28316, 28319–28322

Air Force officers: Senate passed and cleared for the House S. 3454, to extend for one year authorized numbers for the grades of Lieutenant Colonel and Colonel in the Air Force, and to extend certain other current military practices, after agreeing to Robert C. Byrd unprinted amendment No. 1823, to make certain technical changes in the bill. Pages 28337–28340

International Petroleum Exposition: Senate passed without amendment and cleared for the House S.J. Res. 154, authorizing the President to invite the States and foreign nations to participate in the International Petroleum Exposition to be held at Tulsa, Oklahoma, September 10–13, 1979. Page 28340

USDA facilities designation: Senate passed without amendment and cleared for the House S. 3467, designating the USDA Pecan Field Station in Brownwood, Texas, as the "W. R. 'Bob' Poage Pecan Field Station", and to designate the Meat Animal Research Center located near Clay Center, Nebraska, as the "Roman L. Hruska Meat Animal Research Center". Pages 28340–28341

Foreign Investments Survey: Senate agreed to the House amendments to S. 2928, authorizing funds through fiscal year 1981 for programs administered under the International Investment Survey Act for the collection and dissemination of information on foreign investments in the United States and American investment overseas, thereby clearing the measure for the President. Page 28341

Bill Held at the Desk: H.J. Res. 1088, financial assistance for New York City, was held at the desk for 24 hours pending final disposition.

Messages From the House: Page 28322

Communications: Pages 28322–28323

Statements on Introduced Bills: Pages 28324–28327

Additional Statements: Pages 28328–28336

Record Votes: Three record votes were taken today. Pages 28242, 28320, 28321

Recess: Senate met at 10 a.m. and recessed at 6:16 p.m. Page 28342

Committee Meetings

MOTOR CARRIER LENGTHS

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation held oversight hearings on the lengths of motor tractor trailers, receiving testimony from Joan Claybrook, Administrator, National Highway Traffic Safety Administration, Department of Transportation; Mike Parkhurst, Los Angeles; Dr. Susan Baker, Johns Hopkins University, Baltimore; Howard W. Dickerson, Cleveland, Ohio; and R. V. Durham, International Brotherhood of Teamsters, Susan Ginsberg, Professional Drivers Council, Bennett C. Whitlock, President, American Trucking Associations, William J. Morgan, Private Truck Council of America, Inc., Donald F. Kuster, The National Industrial Traffic League, Peter Griskivich, Motor Vehicle Manufacturers Association, and C. H. Fields, American Farm Bureau Federation, all of Washington, D.C.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation concluded hearings on the nominations of William K. Smith, of Minnesota, to be Chairman and the following named persons to be Members of the Board of Directors of the U.S. Railway Association: James E. Burke, of New Jersey, who was introduced by Senator Williams; Nathaniel Welch, of Georgia, who was introduced by Senator Nunn; Stanton P. Sender, of Washington, D.C.; and Robert G. Flannery, of California. The nominees testified and answered questions on their own behalf.

REVENUE ACT

Committee on Finance: Committee began markup of H.R. 13511, to provide reductions in Federal income taxes, but did not complete action thereon and will meet again tomorrow.

ERISA

Committee on Governmental Affairs: Committee concluded hearings on the President's proposed Reorganization Plan No. 4, to simplify the administrative requirements of the Employee Retirement Income Security Act, after receiving testimony from Harrison Wellford, Executive Associate Director, Office of Management and Budget.

NOMINATION

Committee on Human Resources: Committee concluded hearings on the nomination of Howard Jenkins, Jr., of Maryland, to be a Member of the National Labor Relations Board, after receiving testimony from NLRB Chairman John H. Fanning. The nominee testified and answered questions on his own behalf.

FEDERAL REGULATORY FLEXIBILITY

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure approved for full committee consideration S. 1974, to provide greater flexibility in Federal rulemaking practice, with an amendment in the nature of a substitute embodying a modified version of S. 3330, a similar bill.

Subcommittee also discussed S. 3405, proposed Jury Reform Act, but did not complete action thereon and will meet again Thursday, September 14.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 14002–14017; 1 private bill, H.R. 14018; and 5 resolutions, H.J. Res. 1131, H. Con. Res. 705–707, and H. Res. 1340 were introduced.

Pages 28454–28455

Bills Reported: Reports were filed as follows:

Conference report on H.R. 12222, International Development and Food Assistance Act of 1978 (H. Rept. 95-1545);

Conference report on S. 3075, International Security Assistance Act of 1978 (H. Rept. 95-1546);

S. 409, to designate the Meat Animal Research Center located near Clay Center, Nebraska, as the "Roman L. Hruska Meat Animal Research Center" (H. Rept. 95-1547);

H.R. 7432, to designate the United States Department of Agriculture's Bee Research Laboratory in Tucson, Arizona, as the "Carl Hayden Bee Research Center" (H. Rept. 95-1548);

H.R. 11123, to designate the United States Department of Agriculture's Pecan Field Station in Brownwood, Texas, as the "W. R. 'Bob' Poage Pecan Field Station" (H. Rept. 95-1549);

H.R. 11079, to amend the Farm Credit Act of 1971 (85 Stat. 583) to extend the term for production credit association bans to producers or harvesters of aquatic products, amended (H. Rept. 95-1550);

H.R. 13675, to amend section 103(f)(1) of the Agricultural Act of 1949 by deleting the third sentence thereof in order to insure that interest rates on price support loans for upland cotton are not less favorable to producers than the interest rates for such loans on other commodities (H. Rept. 95-1551);

S. 2946, to authorize the Secretary of Agriculture to relinquish exclusive legislative jurisdiction over lands or interests under his control (H. Rept. 95-1552);

S. 2951, to authorize the Secretary of Agriculture to accept and administer on behalf of the United States gifts or devises of real and personal property for the bene-

fit of the Department of Agriculture or any of its programs (H. Rept. 95-1553);

H.R. 13331, to amend title 28 of the United States Code to make certain changes in the places of holding Federal district courts, in the divisions within judicial districts, and in judicial district dividing lines, amended (H. Rept. 95-1554); and

H. Res. 1276, providing for the further expenses of the Select Committee on Assassinations (H. Rept. 95-1555).

Page 28454

DOD Authorization: By a yea-and-nay vote of 191 yeas to 206 nays, Roll No. 730, the House sustained the President's veto of H.R. 10929, Department of Defense Appropriations Authorization Act for fiscal year 1979. Subsequently, the bill and the Presidential veto message were referred to the Committee on Armed Services.

Pages 28343–28362

Treasury-Postal Service Appropriations: House disagreed to the Senate amendments to H.R. 12930, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1979; and agreed to a conference. Appointed as conferees: Representatives Steed, Addabbo, Roybal, Patten, Boland, Slack, Mahon, Miller of Ohio, McEwen, and Cederberg.

By a year-and-nay vote of 194 yeas to 201 nays, Roll No. 731, rejected a motion to instruct the Managers on the part of the House to agree to Senate amendment No. 7 to the aforesaid bill, prohibiting the imposition of oil import fees.

Pages 28362–28371

SEC Authorization: House agreed, with amendment, to the Senate amendment to the text of H.R. 11567, to amend the Securities Exchange Act of 1934 to authorize appropriations for the Securities and Exchange Commission for fiscal years 1979–1981—returning the measure to the Senate. Agreed to the Senate amendment to the title.

Page 28395

Foreign Intelligence Surveillance: By a yea-and-nay vote of 246 yeas to 128 nays, Roll No. 737, the House passed H.R. 7308, to amend title 18, United States Code, to authorize applications for a court order approving the use of electronic surveillance to obtain foreign intelligence information.

Rejected a motion to recommit the bill to the Select Committee on Intelligence with instructions to report it back forthwith containing an amendment that would allow warrantless surveillance of official foreign powers (rejected by a yea-and-nay vote of 164 yeas to 207 nays, Roll No. 736).

By a yea-and-nay vote of 176 yeas to 200 nays, Roll No. 735, on a demand for a separate vote, rejected an amendment that sought to allow electronic surveillance of foreign persons upon the issuance of a surveillance certificate by the Attorney General and a designated

executive branch official in the area of national security appointed by the President and confirmed by the Senate, rather than requiring a warrant. This amendment had been previously agreed to in the Committee of the Whole on Wednesday, September 6, by a recorded vote of 178 ayes to 176 noes; and

On a demand for a separate vote, rejected a conforming amendment previously agreed to in the Committee of the Whole.

Agreed to the committee amendment in the nature of a substitute, as amended.

Agreed To:

An amendment that makes the bill the exclusive "statutory" means by which electronic surveillance may be conducted;

An amendment that allows the President to authorize warrantless electronic surveillance to acquire foreign intelligence information for up to one year during a war declared by Congress;

An amendment that gives the House and Senate Intelligence Committees the right to inform United States persons who have been under surveillance if the committees determine that no foreign intelligence information was obtained and that such notification would not harm national security;

A conforming amendment;

An amendment that requires a warrant application to include a certification by the Assistant to the President for National Security Affairs and an executive branch official confirmed by the Senate;

An amendment that deletes the criminal penalties for intentional disclosure of information obtained and for violation of the minimization standards; and

A clarifying amendment.

Rejected:

An amendment that sought to require a quarterly, rather than a semiannual, report from the Attorney General to the House and Senate Intelligence Committees concerning all electronic surveillance;

An amendment that sought to broaden the definition of "agent of a foreign power";

An amendment that sought to require the President to inform the House and Senate Intelligence Committees when he has reason to believe that an individual with diplomatic immunity is engaging in electronic surveillance in the United States, and to also inform the target of the surveillance and the foreign power if he determines that to do so would not cause serious damage to national security (rejected by a recorded vote of 154 ayes to 230 noes, Roll No. 733);

An amendment that sought to prohibit the bill from becoming effective until the President certifies that no individual with diplomatic immunity is engaged in electronic surveillance in the United States;

An amendment that sought to terminate the provi-

sions in the bill five years after the date of enactment (rejected by a division vote of 21 ayes to 28 noes);

An amendment in the nature of a substitute to the committee substitute (text of H.R. 13442) that, among other things, sought to strike the requirement for obtaining a warrant for electronic surveillance; strike the criminal standard for surveillance of United States persons; and allow surveillance of a United States person if it was certified by the President, the Attorney General, and an executive branch office confirmed by the Senate (rejected by a recorded vote of 128 ayes to 249 noes, Roll No. 734); and

An amendment to the previous substitute that sought to require an annual report by the Attorney General on the total number of applications for orders approving electronic surveillance and the total number of orders granted or denied; and to require a report to the appropriate Member of Congress or congressional committee of any foreign government's attempt to improperly influence Congress, suborn individual Members, or threaten a Member. A point of order against this amendment was overruled.

Agreed to amend the title.

Subsequently, this passage was vacated and S. 1566, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

The Clerk was authorized to correct section numbers, cross references, and punctuation in the engrossment of the House amendments to S. 1566. Pages 28396–28432

District of Columbia Retirement: House disagreed to the Senate amendment to H.R. 6536, to establish an actuarially sound basis for financing retirement benefits for policemen, firemen, teachers, and judges of the District of Columbia and to make certain changes in such benefits; and asked a conference. Appointed as conferees: Representatives Diggs, Dellums, Fauntroy, Mazzoli, McKinney, and Whalen. Page 28432

Second Budget Resolution: House disagreed to the Senate amendment to H. Con. Res. 683, revising the congressional budget for the United States Government for the fiscal year 1979; and asked a conference. Appointed as conferees: Representatives Giaimo, Wright, Leggett, Mitchell of Maryland, Burleson of Texas, Derrick, Obey, Simon, Mineta, Latta, Conable, Duncan of Tennessee, and Regula. Page 28432

Excise Tax on Certain Trucks and Buses: Objection was heard to a unanimous-consent request to agree, with amendments, to the Senate amendment to the text of H.R. 1337, to amend the Internal Revenue Code of 1954 with respect to excise tax on certain trucks, buses, tractors, et cetera; and to agree to the Senate amendment to the title. Pages 28432–28436

Civil Service Reform: House began reading for amendment on H.R. 11280, to reform the civil service laws; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Monday, September 11.

Pending when the Committee of the Whole rose was the committee amendment in the nature of a substitute.

By a yea-and-nay vote of 307 yeas to 10 nays with 1 voting "present", Roll No. 738, the House agreed to resolve itself into the Committee of the Whole. Subsequently, agreed to table a motion to reconsider the previous vote (agreed to by a yea-and-nay vote of 296 yeas to 18 nays, Roll No. 739).

Rejected an amendment that sought to prohibit certain political job recommendations from Members of Congress, congressional employees, White House officials, and executive branch political appointees in hiring, promotions, and other personnel matters involving career civil service employees (rejected by a division vote of 11 ayes to 57 noes).

A point of order was sustained against title 9 (Political Activities) and title 10 (Firefighters) of the bill.

Pages 28436–28444

Committees To Sit: Select Committee on Assassinations received permission to sit during proceedings of the House under the 5-minute rule on Friday, September 8, and during the week of September 11; and

Subcommittee on Oversight and Investigations of the Committee on Interstate and Foreign Commerce received permission to sit during proceedings of the House under the 5-minute rule on Friday, September 8.

Pages 28444–28445

Adjournment: Adjourned at 9:08 p.m.

Committee Meetings

AGRICULTURE MISCELLANY

Committee on Agriculture: Met and ordered reported favorably to the House the following bills:

H.R. 12917 amended, directing the Secretary of Agriculture to compile and publish certain information relating to the adequacy of a transportation system to meet the needs of agriculture and rural development in the United States;

H.R. 12559 amended, Native Latex Commercialization Act;

S. 286, to repeal certain requirements relating to notice of animal and plant quarantines;

H.R. 12556, a private bill;

H.R. 13845 amended, Perishable Agricultural Commodities Act Amendments; and

H.R. 13989, to modify the formula for distribution of funds for agricultural research.

EFFECT OF SMOKING ON NON-SMOKERS

Committee on Agriculture: Subcommittee on Tobacco held a hearing on the effect of smoking on non-smokers. Testimony was heard from public witnesses.

KENNEDY ASSASSINATION

Select Committee on Assassinations: Continued hearings on the assassination of President John F. Kennedy with Testimony from public witnesses.

Hearings continue tomorrow.

BANKING MISCELLANY

Committee on Banking, Finance and Urban Affairs: Met and ordered reported favorably to the House the following bills:

H.R. 12728 amended, Susan B. Anthony Dollar Coin Act of 1978;

H.R. 12900, Historic Properties Improvement Loan Insurance Act of 1978; and

H.R. 9937, to amend the One Bank Holding Company Act of 1970.

TRUTH-IN-LENDING SIMPLIFICATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs continued hearings on simplification of the Truth-in-Lending Act. Testimony was heard from a panel of industry witnesses.

Hearings continue tomorrow.

HOUSING SOLUTIONS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on innovations, remedies and solutions. Testimony was heard from Representative Patterson of California.

COMMITTEE FUNDS

Committee on House Administration: Met and ordered reported favorably to the House by vote of 9 to 8, H. Res. 1276, providing for the further expenses of the Select Committee on Assassinations.

PACIFIC NORTHWEST ELECTRIC POWER CONSERVATION

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources began hearings on H.R. 13931, Pacific Northwest Electric Power Planning and Conservation Act. Testimony was heard from Representatives Marlenee, Ullman and Bonker; George McIsaac, Assistant Secretary, Department of Energy; Sterling Munro, Administrator, Bonneville Power Administration; Bob Anderson, representing Governor Judge of Montana; and Francis Ivancie, Utility Commissioner, Portland, Oregon.

Hearings continue tomorrow.

EASTERN EUROPE

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on Eastern Europe. Testimony was heard from Deputy Assistant Secretary of State for European Affairs William H. Luers.

U.S. PRIVATE INVESTMENT IN SOUTH AFRICA

Committee on International Relations: Subcommittees on Africa and on International Economic Policy and Trade continued hearings on U.S. private investment in South Africa. Testimony was heard from public witnesses.

INTERNATIONAL TERRORISM

Committee on the Judiciary: Subcommittee on Criminal Justice began but did not complete markup of H.R. 13387, Act to Combat International Terrorism, and will resume tomorrow.

MEAT IMPORT ACT

Committee on Rules: Granted an open rule providing one hour of general debate; making the committee amendment in order as an original bill for the purpose of amendment and providing one motion to recommit with or without instructions on H.R. 11545, Meat Import Act of 1978. Testimony was heard from Chairman Ullman and Representatives Vanik and Steiger.

CHANGE PERIOD FOR PAYMENT OF CERTAIN TAXES

Committee on Rules: Held a hearing but took no action on H.R. 6853, to change the period for the payment of certain taxes. Testimony was heard from Representative Jones of Oklahoma.

TECHNOLOGY TRANSFER TO OPEC

Committee on Science and Technology: Subcommittee on DISPAC continued hearings on technology transfer to members of the Organization of Petroleum Exporting Countries (OPEC). Testimony was heard from F. Lisle Widman, Deputy Secretary for International Monetary Affairs, Department of the Treasury; Christopher Story, Editor and Publisher, International Currency Review, London, England; and other public witnesses.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met for consideration of pending business.

Joint Committee Meeting

SBA PROGRAMS

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 11445, authorizing funds for programs administered by the Small Business Administration, but did not complete action thereon and will meet again Tuesday, September 12.

Friday, September 8, 1978

Senate

Chamber Action

Routine Proceedings, pages 28544–28595

Bills Introduced: Two bills and five resolutions were introduced, as follows: S. 3489–3490; S.J. Res. 159; and S. Res. 554–557. Pages 28573–28574

Bills Passed:

International agreements consultation: Senate agreed to S. Res. 536, to facilitate the implementation of the "advice" portion of the treaty clause to the extent that it is applicable to the question of whether an international agreement should be submitted as a treaty. Pages 28545–28546

Agricultural exports: By 65 yeas to 1 nay, Senate passed S. 3447, to strengthen the economy of the United States through increased sales abroad of American agricultural products, after agreeing to amendments proposed thereto, as follows:

(1) Hodges unprinted amendment No. 1824, to require a waiting period prior to effectuation of any Commodity Credit Corporation-financed intermediate credit agreement for the establishment of reserve stocks; Page 28552

(2) Dole unprinted amendment No. 1825, to require that a minimum aggregate quantity of seven million metric tons of United States farm commodities shall be exported under titles I, II, and III of the Agricultural Trade Development and Assistance Act during each of the next four years; Page 28553

(3) Morgan amendment No. 3580, to require that the 16 senior Department of Agriculture representatives designated as Agricultural Counselors be designated as such within three years after the date of enactment of the bill; and Page 28554

(4) Stone unprinted amendment No. 1826, to make certain technical and clerical corrections in the bill. Page 28556

Pages 28546–28561

Perishable agricultural commodities: Senate passed and cleared for the House S. 976, to amend in several regards the Perishable Agricultural Commodities Act with respect to practices in the marketing of such commodities, after agreeing to Clark unprinted amendment No. 1827, to exempt from the Farm Labor Contractor Registration Act segments of the seed industry, including the hybrid seed corn industry. Pages 28563–28570

Middle East Summit Conference: Senate agreed to S. Res. 554, urging people of all faiths to pray for a successful outcome of the Middle East Summit Conference. Pages 28561–28562

Cotton: Senate passed without amendment and cleared for the House S. 3468, to insure that interest rates on price support loans for upland cotton are not less favorable to producers than the interest rates for such loans on other commodities. Page 28570

Osage Tribal Council: Senate passed with committee amendment and cleared for the House S. 1081, to amend in several regards the law as it pertains to the Osage Indians of Oklahoma, including extension of the life of the Osage Tribal Council. Pages 28570–28572

California grasslands: Senate passed without amendment and cleared for the House S. 691, to provide for the preservation and enhancement of critical habitat in the grasslands area of the San Joaquin Valley for migratory waterfowl and other wetlands-dependent migratory birds of the Pacific flyway. Pages 28592–28593

Appointment of Conferees: Senate insisted on its amendment to H. Con. Res. 683, revising the Congressional budget for the Federal government for the fiscal year 1979, agreed to conference with the House, and appointed as conferees Senators Muskie, Magnuson, Hollings, Cranston, Chiles, Abourezk, Bellmon, Dole, McClure, and Heinz. Page 28573

Senate Authorizations: During the forthcoming recess of the Senate until 11 a.m. on Monday, September 11, the Secretary of the Senate is authorized to receive and refer messages from the President and House of Representatives, and the Vice President, President pro tempore, and acting President pro tempore are authorized to sign duly-enrolled bills and joint resolutions. Page 28594

Message From the House: Pages 28572–28573

Bill Referred: H.J. Res. 1088, financial assistance for New York City, was referred to Committee on Appropriations. Page 28573

Communications: Page 28573

Statements on Introduced Bills: Pages 28574–28576

Additional Statements: Page 28577

Nominations: Senate received four Army, one Air Force, and two Marine Corps nominations, all in the rank of General. Pages 28595–28596

Record Vote: One record vote was taken today. Page 28558

Recess: Senate met at 9:30 a.m. and recessed at 1:09 p.m. Page 28595

Committee Meetings

TRUCK SAFETY

Committee on Commerce, Science, and Transportation: Committee held hearings on S. 2970, proposed Truck Safety Act, receiving testimony from James King, Chairman, National Transportation Safety Board; John S. Hassell, Jr., Deputy Administrator, Federal Highway Administration; Harold A. Shay, American Trucking Association, Inc.; Bartley O'Hara, International Brotherhood of Teamsters; Susan Ginsburg and Arthur L. Fox, Professional Drivers Council; C. H. Fields, American Farm Bureau; and John Kauffman, American Paper Institute and National Forest Product Association, all of Washington, D.C.; Heber Hardy, Nevada Public Service Commission, Carson City; and Hugh F. Lacey, Private Truck Council of America, Inc., Chicago.

Hearings were recessed subject to call.

PUBLIC LANDS

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Resources concluded hearings on S. 876, to provide relief to the residents of the Vermejo Conservancy District, New Mexico, after receiving testimony from Assistant Commissioner Clifford Barrett, Bureau of Reclamation, Department of the Interior; and on several land conveyance bills (H.R. 6463, 10160, 3121, 4243, 6997, 7588, 7971, 10029, 7849, S. 3445, 1634, 3175, 3245, 2254, and 2489), having as its witnesses James Monroe, Assistant Director for Legislation and Plans, Department of the Interior; Raymond M. Housley, Assistant Deputy Chief, U.S. Forest Service, Department of Agriculture; and Calvin L. Rampton, Constitution Petroleum Co., Salt Lake City.

REVENUE ACT

Finance Committee: Committee continued markup of H.R. 13511, to provide reductions in Federal income taxes, but did not complete action thereon and will meet again on Monday, September 11.

AGE DISCRIMINATION IN EMPLOYMENT

Special Committee on Aging: Committee resumed oversight hearings on the implementation of Public Law 95–256, to increase from 65 to 70 years age limit for retirement under the Age Discrimination in Employment Act. Witnesses heard were Anne E. Blakeley, National Indian Council on Aging; Cyril F. Brickfield, National Retired Teachers Association/American Association of Retired Persons; Rudolph T. Danstedt, National Council of Senior Citizens; Dolores Davis, National Center for Black Aged; Bernard I. Foreman, Gray Panthers; Ed Kaskowitz, Gerontological Society; and Charles L. Merin, National Association of Retired Federal Employees, all of Washington, D.C.; Robert Ahrens, National Council on Aging, Chicago; Carmela Lacayo, National Association for Spanish-Speaking Elderly, Los Angeles; and Mildred Seltzer, Association for Gerontology in Higher Education, Miami University, Oxford, Ohio.

Hearings were adjourned.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 14019–14033; 1 private bill, H.R. 14034; and 2 resolutions, H.J. Res. 1132, and H. Con. Res. 708 were introduced. Pages 28543–28544

Bills Reported: Reports were filed as follows:

H.R. 11002, Contract Disputes Act of 1978, amended (H. Rept. 95–1556); and

Conference report on H.R. 3816, Federal Trade Commission Amendments of 1977 (H. Rept. 95–1557). Page 28543

Agriculture Appropriations: House disagreed to the Senate amendments to H.R. 13125, making appropriations for the Department of Agriculture, Rural Development and Related Agencies programs for the fiscal year ending September 30, 1979; and agreed to a conference. Appointed as conferees: Representatives Whitten, Evans of Colorado, Burlison of Missouri, Baucus, Traxler, Alexander, McHugh, Sikes, Natcher, Mahon, Andrews of North Dakota, Robinson, John T. Myers, and Cederberg. Pages 28490–28491

State-Justice-Commerce-Judiciary Appropriations: House disagreed to the Senate amendments to H.R. 12934, making appropriations for the Departments of State, Justice, and Commerce, the Judiciary, and related agencies for the fiscal year ending September 30, 1979; and agreed to a conference. Appointed as conferees: Representatives Slack, Smith of Iowa, Flynt, Alexander, Burke of California, Early, Mahon, Cederberg, Andrews of North Dakota, and Miller of Ohio. Page 28491

Hawaiian Native Claims: By a yea-and-nay vote of 190 yeas to 148 nays, Roll No. 741, the House agreed to a motion to recommit S.J. Res. 4, establishing the Aboriginal Hawaiian Claims Settlement Study Commission, to the Committee on Interior and Insular Affairs.

Previously, the House had agreed to committee amendment No. 1; committee amendments Nos. 2–9 en bloc; and the committee amendments to the preamble.

H. Res. 1265, the rule under which the bill was considered, was agreed to earlier by a voice vote. Pages 28493–28506

Bankruptcy: By a voice vote, the House passed S. 3107, to amend the Bankruptcy Act to provide for uniform supervision and control of employees of referees in bankruptcy—clearing the measure for the President. Pages 28506–28507

Adjustment Assistance Programs: By a yea-and-nay vote of 261 yeas to 24 nays, Roll No. 743, the House passed H.R. 11711, to improve the operation of the adjustment assistance programs for workers and firms under the Trade Act of 1974.

Agreed To:

Committee amendment No. 1, that provides for an alternative eligibility requirement which permits workers to qualify on the basis of 40 weeks of employment in one or more trade-impacted firms in the preceding two years (agreed to by a recorded vote of 206 ayes to 110 noes, Roll No. 742);

Committee amendment No. 2;

Committee amendment No. 3;

An amendment that makes sundry technical and conforming amendments; and

An amendment to the previous amendment that makes the provisions of Committee amendment No. 2, providing an additional 26 weeks of benefits to workers over age 60, eligible to workers receiving trade readjustment allowances on the effective date to assist them in completing an approved training program, as well as workers separated after the effective date.

Rejected:

An amendment to the agreed-to amendment making technical and conforming amendments that sought to make the provisions of committee amendment No. 1 apply to workers separated during the two years before the effective date of the bill, as well as to workers separated after the effective date (rejected by a division vote of 7 ayes to 38 noes); and

An amendment that sought to provide for Federal reimbursement to States for unemployment insurance paid to individuals certified as eligible for trade adjustment allowances (rejected by a recorded vote of 20 ayes to 31 noes).

H. Res. 1288, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 333 yeas to 2 nays with 3 voting "present", Roll No. 740.

Pages 28507–28528

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 3816, Federal Trade Commission Amendments of 1977.

Pages 28528–28535

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of September 13. Page 28536

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 28543

Adjournment: Adjourned at 3:20 p.m.

Committee Meetings

BUILDING NAME—WOOD RESIDUE UTILIZATION ACT

Committee on Agriculture: Subcommittee on Forests met and approved for full committee action the following bills:

S. 2801, to designate the building known as the Ozark National Forest Headquarters Building in Russellville, Arkansas, as the "Henry R. Koen Forest Service Building"; and

H.R. 13832 amended, Wood Residue Utilization Act of 1978.

KENNEDY ASSASSINATION

Select Committee on Assassinations: Continued hearings on the assassination of President John F. Kennedy with testimony from public witnesses.

Hearings continue Monday, Sept. 11.

TRUTH-IN-LENDING ACT SIMPLIFICATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs continued hearings on simplification of the Truth-in-Lending Act. Testimony was heard from Representative AuCoin; and a panel representing Texas Consumers Association, Consumers Union, and National Consumer Law Center.

FEDERAL RESERVE ACT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Met for markup of H.R. 13847, Federal Reserve Act Amendments of 1978, and will resume on Monday, Sept. 11.

COST OF HOUSING

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development, Task Force on Home Ownership held a round table discussion on Government regulations and the cost of housing with Representative Hannaford as principal speaker.

PACIFIC NORTHWEST ELECTRIC POWER CONSERVATION

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources continued hearings on H.R. 13931, Pacific Northwest Electric Power Planning and Conservation Act. Testimony was heard from public witnesses.

FDA'S REGULATION OF MAN-IN-THE-PLANT

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations held a hearing on the Food and Drug Administration's regulation of man-in-the-plant. Testimony was heard from Mary McEniry and Dr. Marvin Seife, Food and Drug Administration.

INTERNATIONAL TERRORISM

Committee on the Judiciary: Subcommittee on Criminal Justice met and approved for full committee action H.R. 13387 amended, Act to Combat International Terrorism.

TECHNOLOGY TRANSFER TO OPEC

Committee on Science and Technology: Subcommittee on DISPAC continued hearings on technology transfer to members of the Organization of Petroleum Exporting Countries (OPEC). Testimony was heard from Jack Blum, Esq., Blum, Parker and Nash, Washington, D.C.; and Lewis Bowden, Director, Office of Saudi Affairs, Department of Treasury.

Joint Committee Meetings

NAVY SHIPBUILDING CLAIMS

Joint Economic Committee: Subcommittee on Priorities and Economy in Government concluded hearings on economic and budgetary effects of the proposed claims settlements on shipbuilding and Navy procurement, after receiving testimony from W. Graham Claytor, Secretary of the Navy, and Edward Hidalgo, Assistant Secretary of the Navy for Manpower Reserve Affairs and Logistics.

SECOND CONGRESSIONAL BUDGET RESOLUTION

Conferees met to resolve the differences between the Senate- and House-passed versions of H. Con. Res. 683, revising the Congressional budget for the Federal government for fiscal year 1979, but did not complete action thereon and will meet again on Monday, September 11.

Monday, September 11, 1978

Senate

Chamber Action

Routine Proceedings, pages 28621–28695

Bills Introduced: One bill and three resolutions were introduced, as follows: S. 3491; S.J. Res. 160; and S. Res. 558–559. Pages 28666, 28669

Bills Reported: Reports were made as follows:

S. 2053, to promote the orderly and environmentally sound exploration for and commercial recovery of hard mineral resources of the deep seabed, with an amendment (S. Rept. 95–1180).

S.J. Res. 160, to initiate preliminary studies for the restoration of the Pension Building in Washington, District of Columbia, to house a Museum of the Building Arts (S. Rept. 95–1181).

H.R. 1445, a private bill, with an amendment (S. Rept. 95–1182).

S. Res. 558, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 2329, to improve the administration of fish and wildlife programs of the Departments of the Interior and Commerce (without written report—referred to Committee on the Budget). Page 28666

Bills Passed:

Federal Records Council: Senate passed without amendment and cleared for the President H.R. 8112, to abolish the Federal Records Council. Page 28683

National Archives Trust Fund Board: Senate passed without amendment and cleared for the President H.R. 12915, to modify the membership of the National Archives Trust Fund by replacing Congressional Members with Executive Branch officials. Page 28683

Senate payroll deductions: Senate passed with committee amendments and cleared for the House S. 2376, to authorize the Offices of the Secretary of the Senate and the Architect of the Capitol to withhold from salaries contributions to certain charitable organizations.

Pages 28683–28684

Indian lands: Senate passed with committee amendments and cleared for the House S. 3002, to modify a portion of the south boundary of the Salt River Pima-Maricopa Indian Reservation in Arizona.

Pages 28684–28686

Victims of crime: Committee on the Judiciary was discharged from the further consideration of H.R. 7010, to provide for grants to States for payment of compensation to persons injured by certain criminal acts and omissions, and the bill was then passed after striking all after the enacting clause and inserting in lieu thereof text of Senate companion bill, S. 551, which had at first been amended by adoption of committee amendment in the nature of a substitute, as amended by Kennedy unprinted amendment No. 1828, to provide substitute language for Section 4—"Qualifications of State Programs".

Page 28694

Senate insisted on its amendment, requested conference with the House, and appointed as conferees Senators Kennedy, Bayh, Biden, Metzenbaum, Humphrey, Thurmond, Hatch, and Wallop. Page 28694

S. 551 was then indefinitely postponed.

Pages 28686–28694

International Security Assistance: Senate agreed to the conference report on S. 3075, authorizing funds for international security assistance programs for fiscal year 1979, thereby clearing the measure for action of the House. Pages 28623–28625

Federal Trade Commission: Senate agreed to conference report on H.R. 3816, authorizing funds for the Federal Trade Commission for fiscal year 1978, thereby clearing the measure for action of the House.

Page 28682

Natural Gas Pricing: Senate began consideration of conference report on H.R. 5289, to establish a comprehensive natural gas pricing policy. Pages 28632–28665

Messages From the House: Page 28666

Bill Referred: H.R. 11711, trade adjustment assistance for workers and firms, was referred to Committee on Finance. Page 28666

Statements on Introduced Bills: Pages 28666–28669

Amendments Submitted for Printing: Pages 28669–28670

Additional Statements: Pages 28670–28682

Nominations: Senate received the following nominations:

Richard T. Mulcrone, of Minnesota, to be a Member of the United States Parole Commission (received on Friday, September 8);

Thomas R. Pickering, of New Jersey, to be an Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs; and

The following-named persons to be U.S. Representatives to the Thirty-third Session of the U.N. General Assembly: Andrew J. Young, of Georgia; James F. Leonard, Jr., of New York; Senators Ribicoff and Pearson; and Set Charles Momjian, of Pennsylvania; and the following-named persons to be Alternate U.S. Representatives: Donald F. McHenry, of Illinois; Melissa F. Wells, of New York; Angelique O. Stahl, of Florida; John W. Hechinger, of the District of Columbia; and Richard W. Petree, of Virginia. Page 28695

Recess: Senate met at 11 a.m. and recessed at 6:02 p.m. Page 28695

Committee Meetings

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nomination of Nancy Hays Teeters, of Indiana, to be a Member of the Board of Governors of the Federal Reserve System, after the nominee, who was introduced by Senator Bayh, testified and answered questions on her own behalf.

SURFACE MINING

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Resources began hearings on proposed Interior Department regulations to implement the Surface Mining and Reclamation Act (Public Law 95-87), receiving testimony from Governor John D. Rockefeller, IV, of West Virginia; Walter N. Heine, Director, Office of Surface Mining, Reclamation and Enforcement, Department of the Interior; Benjamin Lusk, Mining and Reclamation Council of America, Washington, D.C.; and John Paul, Joint National Coal Association/American Mining Congress, Committee on Surface Mining Regulations, Indianapolis.

Hearings were recessed subject to call.

REVENUE ACT

Committee on Finance: Committee continued to mark up H.R. 13511, to provide reductions in Federal income taxes, but did not complete action thereon and will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 14035–14049; 6 private bills, H.R. 14050–14055; and 6 resolutions, H.J. Res. 1133–1135, H. Con. Res. 709 and 710, and H. Res. 1341 were introduced. Page 28813

Bill Reported: One report was filed as follows: H.R. 9158, to provide for grants to tribally controlled community colleges, amended (H. Rept. 95–1558). Page 28813

Retirement Credit for Japanese Americans: House cleared for the President H.R. 9471, to amend title 5, United States Code, to provide that Japanese-Americans shall be allowed civil service retirement credit for time spent in World War II internment camps; by agreeing to the Senate amendment thereto. Page 28696

Civil Service Reform: House continued consideration of H.R. 11280, to reform the civil service laws; but came to no resolution thereon. Proceedings under the 5-minute rule will continue at a later date.

By a yea-and-nay vote of 31 yeas to 4 nays with 2 voting "present", Roll No. 744, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

An amendment, as amended by a substitute, as amended, that exempts the FBI from the provisions of the bill concerning the Senior Executive Service and research and demonstration projects, and in relation to merit system principles, requires that disclosures of information be made to the Attorney General and that the Attorney General shall issue rules and regulations to protect applicants and employees from reprisals from such disclosures;

An amendment that clarifies that the nondiscrimination principles of the Equal Pay Act, prohibiting discrimination on the basis of sex, are part of the provisions of this bill;

An amendment that requires that GAO report annually to the President and Congress on the activities of the Merit Systems Protection Board and the Office of Personnel Management;

An amendment that prohibits the Director of Office of Personnel Management from delegating open competitive examination authority, except in certain cases; insures that it is the Director's responsibility to enforce compliance with laws and regulations; requires the Merit System Protection Board to submit annual appropriation requests to OMB and Congress; requires the Board to conduct studies as to whether the public interest in a civil service free of prohibited personnel practices is being protected; and requires the Director of OMB to publish proposed rules in the Federal Register at least 60 days before their effective date;

An amendment that gives the MSPB the power to review provisions of rules and regulations issued by the OMB and to declare such provisions invalid if they require employees to violate personnel practices or are contrary to merit system principles;

An amendment that limits the authority to issue subpenas to members of the Merit System Protection Board, the Special Counsel, or any administrative law judge appointed by the Board;

Three technical clarifying amendments;

An amendment that insures that all intelligence and foreign intelligence related information does not fall under the jurisdiction of the Special Counsel of the MSPB;

An amendment that provides that discourteous treatment of the public shall be grounds for discipline;

An amendment that provides that any Federal employee can make up time missed for religious reasons by working overtime;

An amendment that retains existing veterans preference standards (agreed to by a recorded vote of 281 ayes to 88 noes, Roll No. 747);

An amendment that sets a statutory ceiling on the total number of Federal employees in the executive branch (agreed to by a recorded vote of 251 ayes to 96 noes, Roll No. 749);

An amendment that gives the President the authority to except positions from the competitive service and that requires the President to report to Congress on such changes as he considers appropriate to exceptions made by or under statute;

A perfecting amendment relating to dual pay for retired members of the uniformed services;

An amendment that expands provisions of current law with respect to the employment of reading assistants for blind employees and interpreting assistants for deaf employees;

A technical clarifying amendment;

An amendment that insures that qualification review boards which certify Senior Executive Service candidates are made up of at least one-half career appointees and up to one-half from outside the civil service (agreed to by a division vote of 59 ayes to 11 noes);

An amendment that makes the reduction of paperwork a part of civil service reform; and

An amendment that provides for a flexitime program for Federal workers.

Agreed to a motion that debate on title 7, Federal service labor management relations, and all amendments thereto, be limited to two hours.

Rejected:

An amendment that sought to require that each agency should establish a personnel office and appoint a chief personnel officer who is a career civil service person (rejected by a recorded vote of 16 ayes to 336 noes, Roll No. 745);

An amendment that sought to exempt the Foreign Service from merit system and research and demonstration provisions in the bill;

An amendment that sought to provide for pretermination hearings (rejected by a division vote of 15 ayes to 23 noes);

An amendment that sought to require that one member of the Merit System Protection Board be selected from individuals who have served in the competitive service;

An amendment that sought to vest powers of the Office of Personnel Management in three commissioners, rather than one director;

An amendment that sought to strike "inefficiency" as one of the grounds for removal of members of the MSPB by the President (rejected by a division vote of 5 ayes to 20 noes);

An amendment that sought to reduce the pay levels recommended in the bill for certain positions;

An amendment that sought to require the election of the Chairman and Vice Chairman of the MSPB every two years by Board members;

An amendment that sought to continue the Civil Service Commission as the personnel policy making body and delegate the execution of policy to the Office of Personnel Management;

A perfecting amendment that sought to extend veterans preference for Vietnam-era veterans for 15 years from the date of separation or until December 31, 1985, for Vietnam-era veterans who served in the Vietnam theater (rejected by a recorded vote of 149 ayes to 222 noes, Roll No. 746);

A substitute to the previous amendment that also sought the same extension for veterans who served in a theater of war during the Korean conflict;

An amendment that sought to provide a preference to women within the civil service system in filling positions in an agency in which a minority recruitment program for women is being carried out;

An amendment that sought to require that a person eligible for veterans preference be notified within 15 days when he is passed over by OPM;

An amendment that sought to provide category ratings for job applicants for positions in which the qualifications of applicants are determined without written examinations (rejected by a division vote of 12 ayes to 18 noes);

An amendment that sought to place a limitation on the number of executive positions in grades GS 13 and above by September 30, 1981 (rejected by a division vote of 14 ayes to 24 noes);

An amendment that sought to extend the hazardous duty retirement rate to law enforcement officers and fire-

fighters who retire with between 5 and 20 years of service;

An amendment that sought to substitute new language for provisions concerning the Senior Executive Service, to ensure that the SES is established on a career basis, barring political appointees;

An amendment that sought to terminate SES provisions in two years unless both Houses of Congress adopt a resolution favoring the continuation of the SES;

An amendment that sought to permit the FBI to place 140 positions in GS 16–18 without regard to the provisions placing limitations on executive-level positions (rejected by a recorded vote of 124 ayes to 217 noes with 1 voting "present", Roll No. 750);

An amendment that sought, among other things, to prohibit involuntary reassignment of career appointees during the 120 days after an appointment of a new agency head or noncareer supervisor; to require written notice of reassignment to other SES positions or reduction in pay; and to permit transfers only if the career employee consents to the transfer and for the purpose of promotion;

An amendment that sought to require the Director of OPM to establish the number of positions in SES that are to be career positions, not to be less than the number before the date of enactment of this bill; and to designate as career reserved positions all positions for the Fish and Wildlife Service, the Bureau of Land Management, the Park Service, the Forest Service, and Soil Conservation Service;

An amendment that sought to insure that the 90/10 percent ratio of career to noncareer appointees in the SES be preserved;

An amendment that sought to provide for an experimental application of the merit pay system in 3 executive departments designated by the Director of OPM; and to initiate the system on a government-wide basis after two years unless both Houses of Congress disapprove its continuation (rejected by a division vote of 9 ayes to 38 noes); and

An amendment that sought to strike the labor-management and employee relations language from the bill (rejected by a recorded vote of 125 ayes to 217 noes, Roll No. 751).

Rejected a motion that the Committee of the Whole rise and report the bill back to the House with the recommendation that the enacting clause be stricken (rejected by a recorded vote of 46 ayes to 286 noes, Roll No. 752). Pages 28696–28801

Small Business Programs: The Speaker appointed Representatives Thompson, Gaydos, and Buchanan as additional conferees in the conference on H.R. 11445, to amend the Small Business Act and the Small Business Investment Act of 1958, solely for the consideration of sections 117 and 118 of the Senate amendment thereto. Page 28802

District of Columbia Business: It was made in order that District Day business be in order on Tuesday, September 12. Page 28802

Referrals: Two Senate-passed measures were referred to the appropriate House committees. Page 28812

Adjournment: Adjourned at 11:51 p.m.

Committee Meetings

KENNEDY ASSASSINATION

Select Committee on Assassinations: Continued hearings on the assassination of President John F. Kennedy. Testimony was heard by Dr. William Hartmann, scientist—photographic analysis; Dr. James E. Barger and Dr. David Green, acoustical experts.

Hearings continue tomorrow.

COMMUNICATIONS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on H.R. 13015, Communications Act of 1978. Testimony was heard from Assistant Secretary of Commerce Henry Geller; FCC Chairman Ferris and Commissioners Washburn and White; and public witnesses.

Hearings continue tomorrow.

JUDICIARY MISCELLANY

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice met and approved for full committee action the following bills:

H.R. 13892, to provide that the requirement that each U.S. attorney and U.S. marshal reside in the district for which he is appointed shall not apply to an individual appointed to such a position for the Northern Mariana Islands if such individual is at the same time serving in the same capacity in another district;

S. 2411, to authorize payment of transportation expenses by U.S. marshals for persons released in one court for appearance in another; and

A clean bill in lieu of H.R. 13607, to provide for the holding of court for the Southern District of New York in White Plains, New York, to provide for the holding of court for the Western District of Pennsylvania in Johnstown, Pennsylvania, and further, to establish a Lufkin Division in the Eastern District of Texas.

The Subcommittee deferred action on H.R. 3327, Judicial retirement; and

Continued markup of S. 957, Consumer Controversies Resolution Act, and will resume on Wednesday, September 13.

ENDANGERED SPECIES ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment met for markup of H.R. 13807, to amend the Endangered Species Act, and will resume tomorrow.

Joint Committee Meetings

APPROPRIATIONS—STATE JUSTICE

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 12934, making appropriations for fiscal year 1979 for the Departments of State, Justice, Commerce, the Judiciary, and certain related agencies, but did not complete action thereon and will meet again tomorrow.

SECOND CONGRESSIONAL BUDGET RESOLUTION

Conferees continued to resolve the differences between the Senate- and House-passed versions of H. Con. Res. 683, revising the Congressional budget for the Federal government for fiscal year 1979, but did not complete action thereon and will meet again tomorrow.

Tuesday, September 12, 1978

Senate

Chamber Action

Routine Proceedings, pages 28850–28918

Bills Introduced: Three bills were introduced as follows: S. 3492–3494. Page 28901

Bills Reported: Reports were made as follows:

S. 1147, to relieve six Pennsylvania hospitals from liability of repaying $561,066 which they received as disaster payments as a result of Hurricane Agnes, with amendments (S. Rept. 95–1183).

H.R. 1427, 3460, 5097, and 6760, private bills (S. Rept. 95–1184 to 95–1187, respectively). Page 28901

Conference Report on S. 1678, to amend and extend for two years through fiscal year 1979 the Federal Insecticide, Fungicide, and Rodenticide Act (S. Rept. 95–1188). Page 28901

Bills Passed:

Aquaculture: Committee on Commerce, Science, and Transportation was discharged from the further consideration of H.R. 9370, to provide for the development of aquaculture in the United States, and the bill was then passed after striking all after the enacting clause and inserting in lieu thereof text of Senate companion bill, S. 3408, as reported. Page 28850

S. 3408 was then indefinitely postponed. Pages 28850–28858

Federal Information Centers: Senate passed and cleared for the House S. 3259, to authorize funds to establish a system of Federal Information Centers, after agreeing to Robert C. Byrd (for Chiles) unprinted amendment No. 1829, making technical and clerical corrections in the bill. Pages 28893–28894

Substitute Treasury checks: Senate passed without amendment and cleared for the President H.R. 13087, to authorize the issuance of substitute Treasury checks without undertakings of indemnity, except as the Secretary of the Treasury may require. Pages 28894–28895

Private bill: Senate passed with committee amendment for return to the House H.R. 1445, a private bill. Page 28895

Natural Gas Pricing: Senate continued consideration of conference report on H.R. 5289, to establish a comprehensive natural gas pricing policy. Pages 28860–28893

Electronic Surveillance: Senate disagreed to the House amendments to S. 1566, to establish procedures for electronic surveillance to obtain intelligence information. Pages 28895–28900

Presidential Message: Senate received a message from the President transmitting a proposed reduction in the fiscal year 1978 supplemental appropriations in the amount of $200 million, and a request for appropriations for fiscal year 1979 in the amount of $1.831 billion for International Monetary programs—referred to Committee on Appropriations and ordered printed as S. Doc. 95–123. Page 28901

Appointment: Clement J. Sobotka, Jr., was appointed to the Board of Trustees of the American Folklife Center, effective January 3, 1979, for the remainder of the term which expires March 1982. Page 28917

Messages From the House: Page 28900

Communications: Pages 28900–28901

Statements on Introduced Bills: Pages 28901–28904

Amendments Submitted for Printing: Pages 28905–28907

Additional Statements: Pages 28907–28917

Nominations: Senate received the following nominations:

G. William Miller, of California, to be U.S. Alternate Governor of the International Monetary Fund;

Marvin S. Cohen, of Arizona, to be a Member of the Civil Aeronautics Board;

Armando M. Rodriguez, of California, to be a Member of the Equal Employment Opportunity Commission; and

Ambler H. Moss, Jr., of Virginia, to be Ambassador to Panama. Page 28918

Recess: Senate met at 9:30 a.m. and recessed at 6:33 p.m. Page 28918

Committee Meetings

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations approved for full committee consideration with amendments H.R. 12931, making appropriations for fiscal year 1979 for foreign assistance programs.

REVENUE ACT

Committee on Finance: Committee continued to mark up H.R. 13511, to provide reductions in Federal income taxes, but did not complete action thereon and will meet again on Thursday, September 14.

WELFARE BLOCK GRANT

Committee on Finance: Subcommittee on Public Assistance began hearings on S. 3470, to eliminate the present funding mechanism for aid to families with dependent children and utilization of the block grant approach for such funding, receiving testimony from Senator Cranston; Frank Jungas, on behalf of the National Association of Counties, Washington, D.C.; Mary Marshall, Member Virginia House of Delegates, on behalf of the Conference of State Legislatures; Stephen B. Farber, National Governors Association, Washington, D.C.; Barry VanLare, Associate Commissioner for Family Assistance, Social Security Administration, accompanied by Daniel Marcus, Deputy General Counsel, both of the Department of Health, Education, and Welfare; Professor Nathan Glazer, Harvard University, Cambridge; John J. Affleck, on behalf of the American Public Welfare Association, Washington, D.C.; Rev. Msgr. Lawrence Corcoran, National Conference of Catholic Charities, Washington, D.C.; Dr. Blanche Bernstein, New York City Human Resources Administration; Theresa Funiciello, Downtown Welfare Advocate Center, New York City; and Leonard Lesser, Center for Community Change, Washington, D.C.

Subcommittee recessed subject to call.

COMMITTEE BUSINESS

Committee on Foreign Relations: Committee ordered favorably reported the nominations of Edith Dobelle, of Massachusetts, for the rank of Ambassador during her tenure of service as Chief of Protocol for the White House, and William H. Luers, of Illinois, to be Ambassador to Venezuela. Prior to this action, committee held hearings on these nominations where the nominees testified and answered questions on their own behalf, and Senator Stevenson introduced Mr. Luers.

Also, committee held hearings on S. 3309, to provide assistance to new refugees from Indochina, receiving testimony from H. B. Cushing, Acting Director, Office of Refugee and Migration Affairs, Department of State; and Nancy Amidei, Deputy Assistant Secretary of Health, Education, and Welfare for Legislation.

Committee recessed subject to call.

FAIR TRADE IN PROCUREMENT

Committee on Governmental Affairs: Subcommittee on Federal Spending Practices and Open Government began hearings on S. 3284, to establish a reasonable and fair preference for domestic products and materials in Government procurement, receiving testimony from Lester A. Fettig, Administrator, Office of Federal Procurement, Office of Management and Budget; Bruce Davis, Bethlehem, Pennsylvania, representing the American Iron and Steel Institute; and David J. Steinberg, U.S. Council for an Open World Economy, Washington, D.C.

Hearings were recessed subject to call.

REGULATORY REFORM

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure began hearings on S. 2011, proposing establishment of a uniform procedure for Congressional review of Executive Branch rules, receiving testimony from Senators Schmitt and Tower; Representative Archer; A. Daniel O'Neal, Chairman, Interstate Commerce Commission; Dr. Richard Vaughan, Albuquerque; Herman Smith, National Association of Home Builders, Washington, D.C.; Mark Smith, Chamber of Commerce of Las Vegas; Harold W. Eppers, New Mexico Grazing Association, Roswell; Barbara Keating, Consumer Alert, Darien, Connecticut; and Carol Belardo. Fashion Gallery, Las Vegas.

Hearings continue tomorrow.

AMERICAN LEGION LEGISLATIVE RECOMMENDATIONS

Committee on Veterans' Affairs: Committee held hearings to receive the legislative recommendations for fiscal year 1979 from the National Commander of the American Legion, John M. Carey, who was accompanied by several of his associates.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 9 public bills, H.R. 14056–14064; 2 private bills, H.R. 14065 and 14066; and 4 resolutions, H.J. Res. 1136, and H. Res. 1342–1344 were introduced. Page 29052

Bills Reported: Reports were filed as follows:

S. 1029, to authorize the Smithsonian Institution to construct museum support facilities, amended (H. Rept. 95–1559);

Conference report on S. 1678, to amend the Federal Insecticide, Fungicide, and Rodenticide Act, as amended (H. Rept. 95–1560);

H.R. 12352, to amend the Internal Revenue Code of 1954 to provide that income from certain railroad rolling stock shall be treated as income from sources within the United States, amended (H. Rept. 95–1561);

H. Res. 1343, providing for the consideration of H.R. 11545, Meat Import Act of 1978 (H. Rept. 95–1562);

H.R. 12556, amended; a private bill (H. Rept. 95–1563);

H.R. 13835, to authorize the establishment of an international emergency wheat reserve (H. Rept. 95–1564); and

Conference report on H.R. 12934, making appropriations for the Departments of State, Justice, and Commerce, the Judiciary, and related agencies for the fiscal year ending September 30, 1979 (H. Rept. 95–1565). Page 29052

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 12934, making appropriations for the Departments of State, Justice, and Commerce, the Judiciary, and related agencies for the fiscal year ending September 30, 1979. Page 28919

HUD Appropriations: House disagreed to the Senate amendments to H.R. 12936, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1979; and agreed to a conference. Appointed as conferees: Representatives Boland, Traxler, Baucus, Stokes, Bevill, Boggs, Burlison of Missouri, Alexander, Mahon, Coughlin, McDade, Young of Florida, and Cederberg. Page 28919

Air Force Officers: By a voice vote, the House passed S. 3454, to amend the Act of August 29, 1974 (88 Stat. 795: 10 U.S.C. 8202 note), relating to the authorized numbers for the grades of lieutenant colonel and colonel in the Air Force to authorize the President to suspend certain provisions of law when he determines that the needs of the Armed Forces so require—clearing the measure for the President. Pages 28919–28921

Suspensions: House voted to suspend the rules and pass the following:

Rhode Island Indian claims: H.R. 12860, to settle Indian land claims within the State of Rhode Island and Providence Plantations (passed by a yea-and-nay vote of 249 yeas to 122 nays, Roll No. 754). Objection was heard to a unanimous-consent request for the subsequent consideration of S. 3153, a similar Senate-passed bill; Pages 28921–28928, 28960

Port safety and tank vessel safety: H.R. 13311, amended, to amend the Ports and Waterways Safety Act of 1972 (passed by a yea-and-nay vote of 366 yeas to 6 nays, Roll No. 755). Subsequently, this passage was vacated and S. 682, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed; Pages 28928–28943, 28961–28966

Indian Peaks Wilderness Area: H.R. 12026, amended, to create the Indian Peaks Wilderness Area and the Arapaho National Recreation Area and to authorize the Secretary of the Interior to study the feasibility of revising the boundaries of the Rocky Mountain National Park (passed by a yea-and-nay vote of 360 yeas to 9 nays, Roll No. 756). Agreed to amend the title; Pages 28943–28947, 28966–28967

Miscellaneous Revenue Act: H.R. 12578, amended, to amend the Internal Revenue Code of 1954 to make certain technical changes; Pages 28947–28949

Duty suspension on waste metals: H.R. 12165, amended, to extend until the close of June 30, 1981, the existing suspension of duties on certain metal waste and scrap, unwrought metal, and other articles of metal (passed by a division vote of 13 ayes to 1 no); Pages 28949–28950

Excise tax on trucks and buses: H. Res. 1342, providing that the House agree, with amendments, to the Senate amendment to the text; and agree to the Senate amendment to the title to H.R. 1337, to amend the Internal Revenue Code of 1954 with respect to excise tax on certain trucks, buses, tractors, et cetera (agreed to by a yea-and-nay vote of 304 yeas to 69 nays, Roll No. 758); and Pages 28954–28957, 28967–28968

Federal district courts: H.R. 13331, amended, to amend title 28 of the United States Code to make certain changes in the places of holding Federal district courts, in the division within judicial districts, and in judicial district dividing lines (passed by a yea-and-nay vote of 362 yeas to 9 nays, Roll No. 759). Subsequently, this passage was vacated and S. 3375, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Pages 28957–28960, 28968–28970

Suspension Failed: By a yea-and-nay vote of 205 yeas to 166 nays, Roll No. 757 (two-thirds of those present not

voting in favor), the House failed to suspend the rules and pass H.R. 5265, amended, to provide for the temporary suspension of duty on the importation of fluorspar. Previously, the bill had been passed by a division vote of 8 ayes to 4 noes. Page 28967

Committee To Sit: Committee on the Judiciary received permission to sit during proceedings of the House under the 5-minute rule until 12 noon on Wednesday, September 13, and Thursday, September 14.

Pages 28983–28984

District of Columbia Legislation: Pursuant to a special order of September 11, 1978, consideration of legislation pertaining to the District of Columbia was in order, and the following bills were called up, considered, and passed:

Transfer of real property: S. 3119 (in lieu of H.R. 13224), to transfer certain real property of the United States to the District of Columbia Redevelopment Land Agency (passed by a yea-and-nay vote of 354 yeas to 1 nay, Roll No. 760)—clearing the measure for the President;

Home Rule Act amendments: H.R. 12116, to amend the District of Columbia Self-Government and Governmental Reorganization Act to repeal the authority of the President to sustain vetoes by the Mayor of the District of Columbia of acts passed by the Council of the District of Columbia and repassed by two-thirds of the Council, and to change the period during which acts of the Council of the District of Columbia are subject to congressional review;

Financial Oversight Commission: S. 3120, to enhance the flexibility of contractual authority of the Temporary Commission on Financial Oversight of the District of Columbia—clearing the measure for the President;

Revenue bonds for housing finance agency: H.R. 13243, to amend the District of Columbia Self-Government and Governmental Reorganization Act to authorize the Council of the District of Columbia to delegate its authority to issue revenue bonds for undertakings in the area of housing to any housing finance agency established by it and to provide that payments of such bonds may be made without further approval;

Reciprocal tax collection: S. 1103, amended, to permit States the reciprocal right to sue in the Superior Court of the District of Columbia to recover taxes due the State. Agreed to amend the title;

Pretrial Services Agency: S. 2556, amended, to change the name of the District of Columbia Bail Agency. Agreed to amend the title; and

Redevelopment Act amendments: H.R. 10311, to amend the District of Columbia Redevelopment Act of 1945. Pages 28984–28997

International Security Assistance Authorization: By a yea-and-nay vote of 225 yeas to 126 nays, Roll No. 761, the House agreed to the conference report on S. 3075, to amend the Foreign Assistance Act of 1961 and the Arms Export Control Act—clearing the measure for the President. Pages 28997–29002

Fuels Transportation Safety: By a voice vote, the House passed H.R. 11622, Fuels Transportation Safety Amendments Act of 1978.

Agreed to the committee amendment in the nature of a substitute, as amended by:

A technical clarifying amendment; and

An amendment that requires DOT to conduct a study on the effects of including within the coverage of this Act storage of gas in underground storage facilities.

Subsequently, this passage was vacated and S. 1895, a Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title.

The Clerk was authorized to correct section numbers, punctuation, and cross references in the engrossment of the House amendment to S. 1895.

H. Res. 1311, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 29002–29021

Adjournment: Adjourned at 9:02 p.m.

Committee Meetings

KENNEDY ASSASSINATION

Select Committee on Assassinations: Continued hearings on the assassination of President John F. Kennedy. Testimony was heard from Thomas Canning and Calvin McCamy, scientists—photographic analysis.

Hearings continue tomorrow.

FEDERAL RESERVE ACT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Concluded markup of H.R. 13847, Federal Reserve Act Amendments of 1978, and will meet on Thursday, September 14, to vote out the bill.

ASSISTED HOUSING

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development, Task Force on Assisted Housing held a panel discussion, and will resume tomorrow.

REORGANIZATION PLAN NO. 4

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on Reorganization Plan No. 4 of 1978, to simplify regulation of private pension plans under ERISA. Testimony was heard from Harrison Welford, Assistant Director, OMB; and Representative Pickle.

EQUAL CREDIT AND FAIR HOUSING ACTS ENFORCEMENT

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs held a hearing on the financial regulatory agencies' enforcement of the Equal Opportunity Act and the Fair Housing Act. Testimony was heard from Carol Greenwald, Banking Commissioner, State of Massachusetts; and public witnesses.

Hearings continue tomorrow.

PRINTING RESOLUTIONS

Committee on House Administration: Subcommittee on Printing met and approved for full committee action by unanimous consent the following resolutions:

S. Con. Res. 90, to authorize the printing of additional copies of Volumes 1 and 2 of the committee print entitled "A Legislative History of the Water Pollution Control Act Amendments of 1972";

S. Con. Res. 96, to authorize the reprinting of Book 2 of the Senate report entitled "Intelligence Activities and the Rights of Americans";

S. Con. Res. 97, to authorize the printing of additional copies of the committee print entitled "Preliminary Guide to Export Opportunities to Japan";

S. Con. Res. 105, to authorize the printing of additional copies of the final report and of Volume 2 of the executive session hearings on the Korean influence inquiry;

H. Res. 1285, to provide for the printing of the proceedings incident to the presentation of a portrait of the Honorable Al Ullman; and

H. Res. 1338, providing for the printing of the report entitled "Freedom of Information Requests for Business Data and Reverse—FOIA Lawsuits".

COMMITTEE BUSINESS

Select Committee on Intelligence: Met to discuss conferees for S. 1566, Foreign Intelligence Surveillance Act.

ALASKA NATIVE CLAIMS SETTLEMENT ACT AMENDMENTS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held a hearing on H.R. 12529, to amend the Alaska Native Claims Settlement Act to provide an equitable distribution of land to the 13th Regional Corporation. Testimony was heard from Assistant Secretary of Interior Forest Gerard; Billy Johnson, Chairman, Frank Price, Board of Directors, and Dennis Small, President, 13th Regional Corporation; and Douglas Riggs, Special Counsel to Governor of Alaska Hammond.

EASTERN EUROPE

Committee on International Relations: Subcommittee on Europe and the Middle East continued hearings on Eastern Europe with testimony from public witnesses.

INTERNATIONAL TERRORISM

Committee on International Relations: Subcommittee on International Security and Scientific Affairs held a hearing on international terrorism. Testimony was heard from representatives of Departments of State and Justice; Federal Aviation Administration and Arms Control and Disarmament Agency.

COMMUNICATIONS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on H.R. 13015, Communications Act of 1978. Testimony was heard from FCC Commissioners Robert E. Lee, Tyrone Brown and Joseph R. Fogarty; Gene Jankowski, CBS; Nolan Bowie, Citizens' Communications Center; Jack Valenti, Motion Picture Association of America, and other public witnesses.

Hearings continue tomorrow.

FDA'S REGULATION OF MAN IN THE PLANT

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on FDA's regulation of man in the plant. Testimony was heard from Michael Karper and Orton Cartwright, FDA.

COMMITTEE BUSINESS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations met for consideration of private claims bills and pending legislation.

ENDANGERED SPECIES ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment continued markup of H.R. 13807, to amend the Endangered Species Act of 1973, and will resume tomorrow.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session on committee business.

AMERICAN LEGION LEGISLATIVE GOALS

Committee on Veterans' Affairs: Held a hearing on American Legion legislative goals for 1979 with testimony from Commander John M. Carey.

WAYS AND MEANS MISCELLANY

Committee on Ways and Means: Met and ordered reported favorably to the House the following bills:

H.R. 11741, to clarify the treatment of contributions in aid of construction to regulated electric or gas public utilities;

H.R. 12592 as amended, to amend section 4941 of the Internal Revenue Code of 1954;

H.R. 12828, to amend the Internal Revenue Code of 1954 to exclude from the definition of an unrelated trade or business qualified convention and trade show activities carried out by an organization described in section 501(c)(3); and

H.R. 13167, to insure that the deduction for contributions to a black lung benefit trust be allowed for any such contributions which are made for the purpose of satisfying unfunded future liability.

Joint Committee Meetings

SBA AUTHORIZATION

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 11445, authorizing funds for programs administered by the Small Business Administration, but did not complete action thereon and will meet again tomorrow.

APPROPRIATIONS—STATE, JUSTICE

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 12934, making appropriations for fiscal year 1979 for the Departments of State, Justice, Commerce, the Judiciary, and certain related agencies.

OLDER AMERICANS

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 12255, authorizing funds through fiscal year 1980 for programs administered under the Older Americans Act, but did not complete action thereon and will meet again tomorrow.

APPROPRIATIONS—INTERIOR

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 12932, making appropriations for the Department of the Interior for fiscal year 1979, but did not complete action thereon and will meet again on Thursday, September 14.

SECOND CONGRESSIONAL BUDGET RESOLUTION

Conferees continued in an evening session to resolve the differences between the Senate- and House-passed versions of H. Con. Res. 683, revising the Congressional budget for the Federal Government for fiscal year 1979.

Wednesday, September 13, 1978

Senate

Chamber Action

Routine Proceedings, pages 29091–29166

Bills Introduced: Three bills and three resolutions were introduced, as follows: S. 3495–3497; and S. Res. 560–562.

Bills Reported: Reports were made as follows:

Pages 29118, 29129, 29157–29168

S. Res. 544, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 11092, authorizing an additional $500,000 for expenses of the Navajo and Hopi Indian Relocation Commission (S. Rept. 95–1189).

S. Res. 549, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2083, to provide compensation for damages and cleanup costs caused by discharges of oil and hazardous substances (S. Rept. 95–1190).

H.R. 7700, to ensure the continuation of public services performed by the U.S. Postal Service, with an amendment, together with additional views of Committee on Commerce, Science, and Transportation (S. Rept. 95–1191).

H.R. 4007, to extend for four years present law permitting five New York City employee pension plans to retain their tax exempt status, and to continue Federal matching for services to non-AFDC families on a permanent basis effective July 1, 1978, with amendment (S. Rept. 95–956).

S. Res. 560, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 7700 (without written report—referred to Committee on the Budget). Page 29118

Bill Passed:

Cross-Florida Barge Canal: Senate passed with committee amendment and cleared for the House S. 3337, to terminate in 1979 further construction of the Cross-Florida Barge Canal project, and to adjust the boundary of the Ocala National Forest, Florida. Pages 29158–29159

District of Columbia Bail Procedures: Senate agreed to the House amendments to S. 2556, to change the name of the District of Columbia Bail Agency to the District of Columbia Pretrial Service Agency, thereby clearing the measure for the President. Pages 29159–29160

Suits Against District of Columbia: Senate agreed to the House amendments to S. 1103, to allow the several States to sue for taxes in the D.C. Superior Court, thereby clearing the measure for the President. Page 29160

Natural Gas Pricing: Senate continued consideration of conference report on H.R. 5289, to establish a comprehensive natural gas pricing policy. Page 29092

A motion was submitted for printing calling for recommittal of this conference report, with specific instructions. Pages 29092–29117

Instruction of Budget Resolution Conferees: S. Res. 562, to instruct the Senate conferees on H. Con. Res. 683 to insist on the Senate position on function 450, Community and Regional Development, was submitted and placed on the Senate Calendar. By unanimous consent it was agreed that when Senate proceeds to consider this resolution, time for debate thereon be limited to three hours. Pages 29157–29158

Executive Report Submitted: Written report was filed on the nomination of John W. McGarry, of Massachusetts, to be a Member of the Federal Election Commission (Exec. Rept. 95–28). Page 29118

Messages From the House: Pages 29117–29118

Bills Referred: Sundry House-passed bills were referred to appropriate Senate committees. Page 29118

Statements on Introduced Bills: Pages 29118–29129

Amendments Submitted for Printing: Page 29129

Additional Statements: Pages 29130–29157

Confirmations: Senate confirmed the following nominations:

Gloria Schaffer, of Connecticut, to be a Member of the Civil Aeronautics Board;

Edith Huntington Jones Dobelle, of Massachusetts, for the rank of Ambassador during her tenure of service as Chief of Protocol for the White House; and

William H. Luers, of Illinois, to be Ambassador to Venezuela. Page 29166

Recess: Senate met at 10 a.m. and recessed at 6:35 p.m. Page 29166

Committee Meetings

FOOD QUALITY—NITRITES

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation resumed hearings to examine the Federal Government's role in food safety and quality, receiving testimony today on the use of nitrites in some processed meat from Dr. Paul Newberne, Massachusetts Institute of Technology, Cambridge.

Hearings continue tomorrow.

FOREIGN AFFAIRS—NICARAGUA

Committee on Foreign Relations: Committee met in closed session to receive a briefing on the current situation in Nicaragua from Viron P. Vaky, Assistant Secretary of State for Inter-American Affairs.

Committee recessed subject to call.

ARSON

Committee on Governmental Affairs: Permanent Subcommittee on Investigations resumed hearings on the subject "arson-for-profit," receiving testimony on its widespread nature and the possible involvement of organized crime in arson schemes. Witnesses heard were Hedy Byrd, New York City; Elsa Peterson, Minneapolis; Leonard Mikeska, Houston Fire Department; Joseph McNamara, Chief of Police, San Jose, California; and Ronald Ewert and Thomas Hampson, Sr., both of the Illinois Legislative Investigating Commission, Chicago.

Hearings continue tomorrow.

REGULATORY REFORM

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure continued hearings on S. 2011, proposing establishment of a uniform procedure for Congressional review of Executive Branch rules, receiving testimony from Representative Levitas; John Harmon, Assistant Attorney General, Office of Legal Counsel, Department of Justice; Florida State Representative S. Curtis Kiser; Connecticut State Senator William E. Strada; Tennessee State Representative Steve Cobb; Wisconsin State Representative David C. Berger; Lloyd Cutler, Washington, D.C., and John M. McCloy, New York City, both of the American Bar Association; and Warren Buhler, Washington, D.C.

Hearings continue on Wednesday, September 20.

House of Representatives

Chamber Action

Bills Introduced: 8 public bills, H.R. 14067–14074; 2 private bills, H.R. 14075 and 14076; and 4 resolutions, H. Con. Res. 711, and H. Res. 1345–1347 were introduced. Page 29301

Bills Reported: Reports were filed as follows:

H. Res. 1345, providing for the consideration of H.R. 6853, to amend the Internal Revenue Code to change the period for the payment of certain taxes (H. Rept. 95–1566);

H. Res. 1346, providing for the consideration of H.R. 13488, Foreign Earned Income Act of 1978 (H. Rept. 95–1567);

S. 703, to improve the administration and operation of the Overseas Citizens Voting Rights Act of 1975, amended (H. Rept. 95–1568); and

Conference report on H.R. 12936, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1979 (H. Rept. 95–1569). Page 29301

Civil Service Reform: By a yea-and-nay vote of 385 yeas to 10 nays, Roll No. 767, the House passed H.R. 11280, to reform the civil service laws.

Rejected a motion to recommit the bill to the Committee on Post Office and Civil Service.

On a demand for a separate vote, agreed to an amendment that retains existing veterans preference standards (agreed to by a yea-and-nay vote of 327 yeas to 70 nays, Roll No. 766). Previously, this amendment had been agreed to in the Committee of the Whole on September 11 by a recorded vote of 281 ayes to 88 noes.

By a yea-and-nay vote of 328 yeas to 5 nays, Roll No. 762, the House agreed to resolve itself into the Committee of the Whole.

Agreed to the committee amendment in the nature of a substitute, as amended.

Agreed to an amendment, as amended by a substitute, that provides compromise language between the bill's language and Administration proposals for the labor-management provisions in the bill (agreed to by a recorded vote of 381 ayes with 1 voting "present", Roll No. 764).

Agreed to the following five amendments to the preceding agreed-to substitute:

An amendment that excludes Federal employees who participate in a strike in violation of 5 U.S.C. 7311 from the protections provided in the bill;

An amendment that provides that the President can dismiss the General Counsel only upon notice of hearing and only for misconduct, inefficiency, neglect of duty, or malfeasance in office;

An amendment that strikes language requiring a recognition election to be held within a specified time where outstanding, unresolved issues still exist;

An amendment that strikes language allowing certification of a labor organization without an election by employees of the agency; and

An amendment that excludes labor organizations which participate in the conduct of a strike against the Government of the United States or any agency thereof or imposes a duty or obligation to conduct, assist, or participate in such a strike.

Agreed to an amendment that prohibits the disposal of civil service security investigation reports without congressional approval; and

An amendment that, among other things, prohibits involuntary reassignment of career appointees during the 120 days after an appointment of a new agency head or noncareer supervisor; requires written notice of reassignment to other SES positions or reduction in pay; and permits transfers only if the career employee consents to the transfer and it is for the purpose of promotion.

Rejected:

An amendment to the agreed-to substitute on labor-management relations that sought to prohibit Federal Election Commission employees from being represented by a union maintaining a political action committee or advocating the election or defeat of any candidate for Federal office (rejected by a recorded vote of 166 ayes to 217 noes, Roll No. 763);

An amendment that sought to provide for the elimination of any sex bias in civil service laws by changing gender-based references;

An amendment that sought to limit outside earned income of employees covered by this bill in pay grade GS-13 or above to not more than 15 percent of their salary (rejected by a recorded vote of 134 ayes to 254 noes, Roll No. 765);

An amendment that sought to restore provisions previously striken by a point of order on Thursday, September 7, relating to the basic workweek of Federal firefighters (text of H.R. 3161, vetoed by the President on June 19, 1978); and

An amendment that sought to delete "economic conditions affecting the general welfare" from the criteria from which the President may deny Federal employees of their full comparability pay.

Agreed to amend the title.

Subsequently, this passage was vacated and S. 2640, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

House then insisted on its amendment to S. 2640, and asked a conference. Appointed as conferees: Representatives Nix, Udall, Hanley, Ford of Michigan, Clay, Shroeder, Spellman, Derwinski, Rousselot, and Taylor.

The Clerk was authorized to correct section numbers, cross references, and make other technical and conforming changes that may be required in the engrossment of the House amendments to S. 2640. Pages 29167–29254

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 12936, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1979. Page 29254

FEC Authorization: House insisted on its amendment to S. 3025, to authorize appropriations for the Federal Election Commission for fiscal year 1979; and agreed to a conference. Appointed as conferees: Representatives Thompson, Nedzi, Gaydos, Davis, John L. Burton, Dickinson, and Frenzel. Page 29263

Airport and Aircraft Noise Reduction: House completed all general debate and began reading for amendment on H.R. 8729, to provide assistance to airport operators to prepare and carry out noise compatibility programs, and to provide assistance to aircraft operators to comply with noise standards; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, September 14.

Agreed To:

An amendment that includes EPA in noise planning programs in an advisory capacity;

An amendment that encourages DOT to spend the full amount appropriated from the Airport and Airways Trust Fund for the purpose of facilities and equipment: and

An amendment that authorizes an additional $25 million for 1979 and 1981, to be divided equally among the States, for the purpose of developing general aviation airports (agreed to by a recorded vote of 213 ayes to 147 noes, Roll No. 772).

Rejected an amendment that sought to require a noise impact map and a noise compatibility plan from airports if aircraft noise of the airports affects individuals in other States (rejected by a recorded vote of 127 ayes to 246 noes, Roll No. 771).

H. Res. 1293, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 236 yeas to 155 nays, Roll No. 769. Previously, by a yea-and-nay vote of 199 yeas to 193 nays, Roll No. 768, agreed to order the previous question on the rule. Pages 29263–29291

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 29300

Adjournment: Adjourned at 8:56 p.m.

Committee Meetings

DOD AUTHORIZATION—MISCELLANY

Committee on Armed Services: Met and voted to table H. Res. 1309, disapproving modifications to contracts between the U.S. and Electric Boat Division of General Dynamics Corporation; and H. Res. 1310, disapproving modifications to contracts between the U.S. and the Ingalls Shipbuilding Division of Litton Systems, Inc.; and ordered reported favorably to the House the following bills:

H.R. 14042, fiscal year 1979 Department of Defense appropriation authorization;

S. 3373, to authorize the Secretary of Defense to provide transportation for Girl Scouts of America; and

H.R. 11945, to authorize the Secretary of the Army to return ten paintings to the Navy of the Federal Republic of Germany.

KENNEDY ASSASSINATION

Select Committee on Assassinations: Continued hearings on the assassination of President John F. Kennedy with testimony from Maria Oswald Porter, widow of Lee Harvey Oswald.

Hearings continue tomorrow.

ASSISTED HOUSING

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development, Task Force on Assisted Housing continued panel discussions on the dimension of housing needs.

VIETNAM REPORT

Committee on International Relations: Subcommittee on Asian and Pacific Affairs met for briefing by Representative Montgomery on his trip to Vietnam.

COMMUNICATIONS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on H.R. 13015, Communications Act of 1978. Testimony was heard from FCC Commissioner Quello, and former Senator Eugene McCarthy.

Hearings continue tomorrow.

HIGH ENERGY PRICES

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on the implications of high energy prices on low income people. Testimony was heard from Dr. Kenneth Watt, University of California at Davis.

AMATEUR SPORTS ACT

Committee on the Judiciary: Began but did not complete markup of S. 2727, Amateur Sports Act of 1978, and will resume tomorrow.

CHANGE PERIOD FOR PAYMENT OF CERTAIN TAXES

Committee on Rules: Granted a closed rule providing one-half hour of general debate; making the committee amendment in order as an original bill for the purpose of amendment; providing that no amendment to the bill or to said amendment in the nature of a substitute shall be in order except amendments recommended by the Committee on Ways and Means, which shall not be subject to amendment and providing one motion to recommit with or without instructions on H.R. 6853, to change the period for the payment of certain taxes.

CLINICAL LABORATORY IMPROVEMENT ACT

Committee on Rules: Granted a modified rule providing one hour of general debate; one-half hour to be equally divided and controlled by the chairman and ranking minority member of the Committee on Interstate and Foreign Commerce and one-half hour to be equally divided and controlled by the chairman and ranking minority member of the Committee on Ways and Means; providing that the bill be considered for amendment by titles instead of by sections; providing prior to the consideration of the amendment recommended by the Committee on Ways and Means or of any other amendment to title I of the bill, it shall be in order to consider en bloc the amendments recommended by the Committee on Interstate and Foreign Commerce to that title now printed in the bill and prior to the consideration of any other amendment to title II of the bill, it shall be in order to consider en bloc the amendments recommended by the Committee on Ways and Means to that title now printed in the bill; providing if the amendment recommended by the Committee on Ways and Means now printed in the bill striking out section 202 and inserting a new section 202 if adopted, the amendments recommended by the Committee on Interstate and Foreign Commerce to that section now printed in the bill shall not be considered; providing no other amendment to the bill or to the committee amendments now printed in the bill shall be in order except pro forma amendments for the purpose of debate and amendments printed in the Congressional Record at least two legislative days prior to their consideration and providing after the passage of H.R. 10909, the Committees on Interstate and Foreign Commerce and Ways and Means shall be discharged from the further consideration of the bill S. 705, and it shall be in order in the House to move to

strike out all after the enacting clause of said Senate bill and insert in lieu thereof the provisions contained in H.R. 10909 as passed by the House, Clinical Laboratory Improvement Act of 1978. Testimony was heard from Representatives Rogers, Rostenkowski, Carter and Duncan of Tennessee. A statement for the record was submitted by Representative Rostenkowski.

FOREIGN EARNED INCOME ACT

Committee on Rules: Granted a closed rule providing one hour of general debate and providing no amendments to the bill shall be in order except amendments recommended by the Committee on Ways and Means, which shall not be subject to amendment, on H.R. 13488, Foreign Earned Income Act of 1978. Testimony was heard from Chairman Ullman and Representative Waggonner.

HOUSE RULES AMENDMENT

Committee on Rules: Held a hearing on and ordered reported favorably to the House H. Res. 86, as amended, to remove the limitation on the number of Members who may introduce jointly any bill, memorial, or resolutions, and to provide for the addition and deletion of names of Members as sponsors after the introduction of a bill, memorial or resolution. Testimony was heard from Representative Long of Louisiana.

EPA RESEARCH AND DEVELOPMENT

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere held a hearing on EPA research and development. Testimony was heard from Thomas C. Jorling, Assistant Administrator for Water and Hazardous Materials, Marvin Durning, Assistant Administrator for Enforcement, and Stephen Gage, Assistant Administrator for Research and Development, EPA.

Hearings continue tomorrow.

KOREAN INFLUENCE INVESTIGATION

Committee on Standards of Official Conduct: Continued hearings on the Korean influence investigation in the matter of Representative Roybal. Testimony was heard from South Korean businessman Tongsun Park; and public witnesses.

Joint Committee Meetings

APPROPRIATIONS—HUD

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 12936, making appropriations for the Department of Housing and Urban Development and certain independent agencies for fiscal year 1979.

SBA AUTHORIZATION

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 11445, authorizing funds for programs administered by the Small Business Administration, but did not complete action thereon and will meet again on Tuesday, September 19.

OLDER AMERICANS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 12255, authorizing funds through fiscal year 1980 for programs administered under the Older Americans Act.

SECOND CONGRESSIONAL BUDGET RESOLUTION

Conferees continued to resolve the differences between the Senate- and House-passed versions of H. Con. Res. 683, revising the Congressional budget for the Federal Government for fiscal year 1979, but did not complete action thereon and recessed subject to call.

Thursday, September 14, 1978

Senate

Chamber Action

Routine Proceedings, pages 29366–29468

Bills Introduced: Two bills and one resolution were introduced, as follows: S. 3498–3499; and S. Res. 563.

Pages 29417, 29418

Bills Reported: Reports were made as follows:

H.J. Res. 1088, to provide for loan guarantee authority for New York City and appropriations in the case of any eventual default (S. Rept. 95–1192).

H.R. 10581, to provide for the distribution of certain judgment funds to the Confederated Tribes and Bands of the Yakima Indian Nation, with amendment (S. Rept. 95–1193). Page 29417

Bills Passed:

Disaster relief payments: Senate passed with committee amendments and cleared for the House S. 1147, to relieve six Pennsylvania hospitals from liability of repaying $561,066 which they received as disaster relief payments as a result of Hurricane Agnes.

Pages 29380–29382

Private bills: Senate passed without amendment and cleared for the President H.R. 1427, 3460, 5097, and 6760, private bills. Pages 29382–29384

Instruction of budget resolution conferees: By 63 yeas to 21 nays, Senate agreed to S. Res. 562, to instruct the Senate conferees on H. Con. Res. 683 to insist on the Senate position on function 450, Community and Regional Development. Pages 29391–29403

U.S. Railway Association: Senate passed H.R. 10898, to authorize funds for administrative expenses of the U.S. Railway Association, after agreeing to Long unprinted amendments No. 1831, which would (1) waive certain required findings for guarantee of certificates, (2) make appropriated funds available until expended, (3) allow a Board Member to serve until his successor has been appointed, (4) extend time for transfer of conveyed rail properties, and (5) allow a majority of Commissioners to agree to extend time limits for proceedings.

Pages 29460–29466

Civil Service Reform: Senate disagreed to the House amendments to S. 2640, to reform the Civil Service laws, agreed to conference with the House, and appointed as conferees Senators Ribicoff, Eagleton, Chiles, Sasser, Humphrey, Percy, Javits, Stevens, and Mathias.

Page 29408

District of Columbia Retirement System: Senate insisted on its amendments to H.R. 6536, to establish an actuarially sound basis for financing retirement benefits for D.C. policemen, firemen, teachers, and judges, agreed to conference with the House, and appointed as conferees Senators Ribicoff, Eagleton, Sasser, and Mathias. Page 29408

Natural Gas Pricing: Senate continued consideration of conference report on H.R. 5289, to establish a comprehensive natural gas pricing policy, reaching unanimous consent agreement concerning procedures under which it will be considered, which agreement provides (1), vote at 3 p.m. on Tuesday, September 19, on a motion intended to be offered by Senator Metzenbaum to recommit the report to committee on conference, with certain instructions; (2), in the event that such motion fails, further recommittal motions will be in order (not subject to a tabling motion); and (3) if all such motions fail vote on question of agreeing to the conference report will occur at 1 p.m. on Wednesday, September 27.

Pages 29379–29380, 29384–29391, 29403–29413

Presidential Message: Senate received a message from the President transmitting a report on the Nation's progress in the field of aeronautics and space during 1977—referred to Committee on Commerce, Science, and Transportation (PM–215). Page 29413

Bills Held at Desk: H.R. 12026, Indian Peaks Wilderness Area and Arapaho National Recreation Area, and H.R. 12860, Rhode Island Indian claims, were received and held at the desk. Page 29414

Messages From the President: Page 29413

Messages From the House: Pages 29413–29414

Bill Referred: H.R. 12578, miscellaneous tax legislation, was referred to Committee on Finance. Page 29414

Communications: Page 29414

Statements on Introduced Bills: Page 29417

Additional Statements: Pages 29418–29458

Nomination: Senate received the nomination of M. Athalie Range, of Florida, to be a Member of the Board of Directors of the National Railroad Passenger Corporation. Page 29468

Record Vote: One record vote was taken today. Page 29403

Recess: Senate met at 9:30 a.m. and recessed at 7:09 p.m. Page 29468

Committee Meetings

FOOD QUALITY—NITRITES

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation continued hearings to examine the Federal Government's role in food safety and quality, receiving testimony today on the use of nitrites in some processed meat from Dr. William Lijinsky, Frederick Cancer Research Center, Frederick, Maryland; Dr. John Weisburger, Naylor Danna Institute for Disease Prevention, Valahalla, New York; Dr. Frank Busta, University of Minnesota, St. Paul; and Dr. Richard Lechawich, Virginia Polytechnic Institute, Blacksburg, Virginia.

Hearings continue tomorrow.

FOREIGN ASSISTANCE/NEW YORK CITY

Committee on Appropriations: Committee ordered favorably reported the following measures:

H.R. 12931, making appropriations for fiscal year 1979 for foreign assistance programs, amended; and

H.J. Res. 1088, to provide for loan guarantee authority for New York City and appropriations in the case of any eventual default.

COMMITTEE BUSINESS

Committee on Armed Services: Committee ordered favorably reported with amendment S. 3486, authorizing funds for military procurement for fiscal year 1979. As approved by the committee, the bill would authorize $35.2 billion.

Committee also approved 444 nominations in the Army, Navy, Air Force, and Marine Corps.

Also, committee voted to table S. Res. 555, disapproving the modification of certain shipbuilding contracts between the Department of the Navy and General Dynamics Corporation; and S. Res. 556, disapproving the modification of certain shipbuilding contracts between the Department of the Navy and Litton Systems, Incorporated.

Prior to these actions, committee received testimony from Secretary of Defense Harold Brown, on S. 3486 and from Senator Proxmire on S. Res. 555 and 556.

GASOLINE CONSERVATION

Committee on Commerce, Science, and Transportation: Committee held hearings on S. 1699, to conserve fuel by regulating certain aspects of movement of empty motor carriers, receiving testimony from Michael Pertschuk, Chairman, Federal Trade Commission; Robert O. Aders, Food Marketing Institute, Washington, D.C.; Frank Register, National Association of Retail Grocers of the United States, Reston, Virginia; Gerald Peck, National American Wholesale Grocers Association, New York City; Donn McMorris, American Trucking Association, Washington, D.C.; Thomas Rothwell, National Small Business Association, Washington, D.C.: and Stuart Pierce, Richmond, Virginia.

Hearings were recessed subject to call.

STATE ENERGY MANAGEMENT

Committee on Energy and Natural Resources: Committee held hearings on S. 3283, to establish programs to assist States in development of energy programs, receiving testimony from Omi G. Walden, Assistant Secretary of Energy for Conservation and Solar Applications; John Millhone, representing the National Governors Association, Washington, D.C.; Mayor John G. Hutchinson of Charleston, West Virginia, representing the U.S. Conference of Mayors; Samuel Sperry, Seattle, representing the National League of Cities; Commissioner Harvey Ruvin, Dade County, Florida, representing the National Association of Counties; and Kansas State Senator Paul Hess, representing the National Conference of State Legislatures.

Committee adjourned subject to call.

REVENUE ACT

Committee on Finance: Committee resumed markup of H.R. 13511, to provide reductions in Federal income taxes, but did not complete action thereon and will meet again on Monday, September 18.

ARSON

Committee on Governmental Affairs: Permanent Subcommittee on Investigations continued hearings on the subject "arson-for-profit," receiving testimony on its widespread nature and the possible involvement of organized crime in arson schemes. Witnesses heard were Gloria M. Jimenez, Federal Insurance Administrator, Department of Housing and Urban Development; Robert Keuch, Deputy Assistant Attorney General, Criminal Division, James M. H. Gregg, Assistant Administrator, Law Enforcement Assistance Administration, and Donald Moore, Special Agent, Federal Bureau of Investigations, all of the Department of Justice; Assistant Secretary, Richard J. Davis, John G. Krogman, Acting Director, Bureau of Alcohol, Tobacco and Firearms, and William E. Williams, Deputy Commissioner, Internal Revenue Service, all of the Department of the Treasury; and C. Neil Benson, Chief Inspector, U.S. Postal Service.

Hearings were recessed subject to call.

NOMINATION

Committee on the Judiciary: Committee concluded hearings on the nomination of Bruce S. Jenkins, to be U.S. district judge for the district of Utah, after the nominee, who was introduced by Senators Garn and Hatch, testified and answered questions on his own behalf.

NATURAL GAS PRICING

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure held hearings to examine the feasibility of implementing proposed natural gas deregulation legislation embodied in the conference report on H.R. 5289, receiving testimony from Charles B. Curtis, Chairman, Federal Energy Regulatory Commission, and Morton Simons, Washington, D.C.

Subcommittee recessed subject to call.

FDR MEMORIAL

Committee on Rules and Administration: Committee met and further considered S.J. Res. 142, authorizing the FDR Memorial Commission to proceed with construction of a Memorial in West Potomac Park, but did not complete action thereon and recessed subject to call.

COMMITTEE BUSINESS

Select Committee on Ethics: Committee held a business meeting where it took the following actions:

(1) Discussed a request from a Member on the propriety of donating to a political organization a book printed by the GPO and distributed to all Members of the Congress if that political organization intends to use it for fund-raising purposes. Committee agreed that donation of such material to a political organization or a profit-making organization is not acceptable; and

(2) Discussed and answered questions from GAO concerning public financial disclosure that arose from assisting people in preparing the disclosure forms.

Committee also met in closed session, but made no announcements and will meet again tomorrow.

CIA BRIEFING

Select Committee on Intelligence: Committee met in closed session to receive a briefing from the Director of Central Intelligence, Admiral Stansfield Turner.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 14077–14091; 2 private bills, H.R. 14092 and 14093; and 4 resolutions, H.J. Res. 1137, H. Con. Res. 712, and H. Res. 1348 and 1349 were introduced. Pages 29545–29546

Bills Reported: Reports were filed as follows:

H.R. 13356, Agricultural Foreign Investment Disclosure Act of 1978, amended (H. Rept. 95–1570); and

H. Res. 1348, providing for the consideration of H.R. 10909, Clinical Laboratory Improvement Act of 1978 (H. Rept. 95–1571). Page 29546

Journal: By a yea-and-nay vote of 336 yeas to 12 nays with 4 voting "present", Roll No. 773, the House approved the Journal of Wednesday, September 13. Pages 29468–29469

Airport and Aircraft Noise Reduction: By a yea-and-nay vote of 272 yeas to 123 nays, Roll No. 776, the House passed H.R. 8729, to provide assistance to airport operators to prepare and carry out noise compatibility programs, and to provide assistance to aircraft operators to comply with noise standards.

Rejected a motion to recommit the bill to the Committee on Public Works and Transportation with instructions to report it back forthwith containing an amendment to strike the language in the bill (Ways and Means Committee amendment) making changes in taxes and providing for grants and refunds for expenditures to retrofit and replace noisy aircraft and substitute language that would reduce the 8 percent tax on domestic flights to 6 percent and the 5 percent tax on domestic freight to 3 percent (rejected by a yea-and-nay vote of 170 yeas to 227 nays, Roll No. 775).

Agreed To:

The Ways and Means Committee amendment that strikes the aircraft revenue and credit provisions in the bill and substitutes language (text of H.R. 11986) making certain changes in taxes on transportation by air and providing credits or refunds of a certain portion of the taxes for expenditures to retrofit and replace noisy aircraft (agreed to by a recorded vote of 266 ayes to 133 noes, Roll No. 774);

An amendment to the preceding amendment that makes intrastate air carriers eligible for tax refunds and credits for retrofitting and reengining of aircraft engines;

A technical amendment; and

An amendment that extends the Airport Demonstration Program until September 30, 1980. Pages 29470–29494

Extended Unemployment Compensation Eligibility: House disagreed to the Senate amendments to H.R. 12380, to amend the Federal-State Extended Unemployment Compensation Act of 1970 with respect to an individual's eligibility period for benefits under such Act; and asked a conference. Appointed as conferees: Representatives Ullman, Corman, Rangel, Stark, Jacobs, Conable, and Vander Jagt. Page 29494

National Commission on Unemployment Compensation: House disagreed to the Senate amendments to H.R. 12232, to amend the Unemployment Compensation Amendments of 1976 with respect to the National Commission on Unemployment Compensation; and asked a conference. Appointed as conferees: Representatives Ullman, Corman, Rangel, Stark, Jacobs, Conable, and Vander Jagt. Page 29494

Late Report: Conferees received permission to file a conference report by midnight Friday, September 15, on H.R. 13125, making appropriations for Agriculture, Rural Development, and Related Agencies programs for the fiscal year ending September 30, 1979. Page 29494

Committee Funds: By a voice vote, House agreed to H. Res. 1276, providing for the further expenses of the Select Committee on Assassinations. Pages 29494–29498

Presidential Message—Aeronautics and Space: Received and read a message from the President wherein he transmits to Congress a report on United States progress in aeronautics and space during 1977—referred to the Committee on Science and Technology. Page 29498

Public Works-Energy Research Appropriations: By a yea-and-nay vote of 319 yeas to 71 nays with 1 voting "present", Roll No. 777, the House agreed to the conference report on H.R. 12928, making appropriations for public works for water and power development and energy research for the fiscal year ending September 30, 1979.

House receded from its disagreement and concurred in Senate amendments Nos. 11 and 12.

House receded from its disagreement and concurred, with amendment, in Senate amendments Nos. 2 and 24—clearing the measure for Senate action. Pages 29498–29514

International Monetary Fund: House disagreed to the Senate amendment to H.R. 9214, to amend the Bretton Woods Agreements Act to authorize the United States to participate in the Supplementary Financing Facility of the International Monetary Fund; and asked a conference. Appointed as conferees: Representatives Reuss, Neal, Pattison of New York, Hannaford, Stanton, and Hyde.

By a yea-and-nay vote of 286 yeas to 91 nays, Roll No. 778, agreed to a motion to instruct the Managers on the part of the House to agree to the provision in section 4 of the Senate amendment that instructs the United States Executive Director to oppose any Witteveen Facility or IMF loans to nations providing aid or assistance to terrorists, and to agree to section 7 of the Senate amendment that mandates a balanced budget beginning in fiscal year 1981. Pages 29514–29519

Emergency Preparedness Reorganization: By a yea-and-nay vote of 40 yeas to 327 nays, Roll No. 779, the House failed to agree to H. Res. 1242, to disapprove Reorganization Plan Numbered 3 transmitted by the President on June 19, 1978. Pages 29520–29523

Air Service Improvement: House completed all general debate on H.R. 12611, to amend the Federal Aviation Act of 1958 to improve air service and provide flexibility in air fares; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to begin at a later date.

By a yea-and-nay vote of 300 yeas to 8 nays, Roll No. 781, the House agreed to resolve itself into the Committee of the Whole.

H. Res. 1324, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 344 yeas to 1 nay, Roll No. 780. Pages 29523–29531

Adjournment: Adjourned at 6:40 p.m.

Committee Meetings

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on H.R. 13611, Child Health Assurance Act.

KENNEDY ASSASSINATION

Select Committee on Assassinations: Continued hearings on the assassination of President John F. Kennedy. Testimony was heard from Marina Oswald Porter; Jack White, Cecil Kirk and Calvin McCamy, photographic experts; and Joseph McNally, handwriting expert.

Hearings continue tomorrow.

FEDERAL RESERVE ACT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Met and ordered reported favorably to the House H.R. 14072 amended, Federal Reserve Act Amendments of 1978.

NATIONAL CENTER FOR PRODUCTIVITY AND QUALITY OF WORKING LIFE

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on the Administration's plan for integrating the functions of the National Center for Productivity and Quality of Working Life into existing executive department structure. Testimony was heard from Comptroller General of the U.S. Elmer Staats; Wayne Granquist, Associate Director, OMB; and Civil Service Chairman Alan Campbell.

EQUAL CREDIT OPPORTUNITY AND FAIR HOUSING ACTS ENFORCEMENT

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs continued hearings on the financial regulatory agencies' enforcement of the Equal Credit Opportunity Act and the Fair Housing Act. Testimony was heard from Anita Miller, Federal Home Loan Bank Board; Lawrence Connell, Administrator, National Credit Union Administration; and Warren L. Dennis, D.C. attorney.

OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION

Committee on Government Operations: Subcommittee on Manpower and Housing held a hearing on the Occupational Safety and Health Administration. Testimony was heard from State Commissioners of Labor from South Carolina, Kentucky, and Maryland, and Deputy Commissioner of Labor, State of Minnesota.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts met and approved by unanimous consent six pending agenda items.

PRINTING RESOLUTIONS

Committee on House Administration: Met and ordered reported favorably to the House by unanimous consent the following resolutions:

H. Res. 1285, to provide for the printing of the proceedings incident to the presentation of a portrait of the Honorable Al Ullman;

S. Con. Res. 90, to authorize the printing of additional copies of Volumes 1 and 2 of the committee print entitled "A Legislative History of the Water Pollution Control Act Amendments of 1972";

S. Con. Res. 96, to authorize the reprinting of Book 2 of the Senate report entitled "Intelligence Activities and the Rights of Americans";

S. Con. Res. 105, to authorize the printing of additional copies of the final report and of Volume 2 of the executive session hearings on the Korean influence inquiry; and

H. Res. 1338, providing for the printing of the report entitled "Freedom of Information Requests for Business Data and Reverse—FOIA Lawsuits"; and ordered reported by voice vote:

S. Con. Res. 97, to authorize the printing of additional copies of the committee print entitled "Preliminary Guide to Export Opportunities to Japan".

The Committee deferred action on H.R. 13500, public access to official records of the President; and acted on other committee business.

INDIAN LANDS AND FUNDS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held a hearing on H.R. 14026, to provide means for the acquisition of title to certain lands by the village corporation organized pursuant to the Alaska Native Claims Settlement Act for the Natives of the village of Kake, Alaska. Testimony was heard from Ralph Reeser, Bureau of Indian Affairs.

Following the hearing, the Subcommittee approved for full committee action the following bills:

H.R. 14026 (title above);

H.R. 11489 as amended, to authorize the States and the Indian tribes to enter into mutual agreements and compacts respecting jurisdiction and governmental operations in Indian country; and

H.R. 8674 amended, to provide for the distribution of certain funds appropriated to pay judgments in favor of the Delaware Tribe of Indians and the Absentee Delaware Tribe of Western Oklahoma.

ACT TO COMBAT INTERNATIONAL TERRORISM

Committee on International Relations: Subcommittee on International Security and Scientific Affairs met and approved for full committee action H.R. 13387 amended, Act to Combat International Terrorism.

COMMUNICATIONS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on H.R. 13015, Communications Act of 1978. Testimony was heard from Representative Findley; Benjamin Hooks, NAACP; and various officials of the communications industry.

AUTO REPAIRS

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance held a hearing on auto repairs. Testimony was heard from Joan Claybrook, Administrator, National Highway Traffic Safety Administration, DOT; Michael Walsh, EPA; and public witnesses.

CIGARETTE RACKETEERING

Committee on the Judiciary: Met and ordered reported favorably to the House H.R. 8853 as amended, to eliminate racketeering in the sale and distribution of cigarettes;

And continued but did not complete markup of S. 2727, Amateur Sports Act, and will resume on Tuesday, September 19.

CONSUMER CONTROVERSIES RESOLUTION ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice continued markup of S. 957, Consumer Controversies Resolution Act, and will resume on Monday, September 18.

ENDANGERED SPECIES ACT

Committee on Merchant Marine and Fisheries: On Wednesday evening, September 13, Subcommittee on Fisheries and Wildlife Conservation and the Environment approved for full committee action a clean bill, to be introduced, in lieu of H.R. 13807, to amend the Endangered Species Act of 1973.

NUCLEAR REGULATORY COMMISSION AUTHORIZATION

Committee on Rules: Granted an open rule providing 1 hour of general debate; 30 minutes to be equally divided and controlled by the chairman and ranking minority member of the Committee on Interior and Insular Affairs and 30 minutes to be equally divided and controlled by the chairman and ranking minority member of the Committee on Interstate and Foreign Commerce, on H.R. 12355, Nuclear Regulatory Commission Authorization. Testimony was heard from Representatives Udall, Dingell, and Brown of Ohio who also submitted a statement for the record.

DEPARTMENT OF EDUCATION ORGANIZATION ACT

Committee on Rules: Granted an open rule providing two hours of general debate; waiving section 303(a)(4) of the Congressional Budget Act of 1974; providing in lieu of the amendments now printed in the bill, it shall be in order to consider the text of the bill H.R. 14067 if offered as an amendment in the nature of a substitute for the bill, said substitute shall be considered as an original bill for amendment under the five-minute rule by titles instead of by sections and each title thereof shall be considered as having been read; waiving all points of order against said substitute for failure to comply with the provisions of section 303(a)(4) the Congressional Budget Act of 1974 and clause 5, Rule XXI and providing one motion to recommit with or without instructions on H.R. 13778, Department of Education Organization Act. Testimony was heard from Representatives Brooks, Rosenthal, Ryan, Horton, Erlenborn, Brown of Ohio, McCloskey, Quayle and Walker. Statements for the record were submitted by Representatives Brooks, Brown of Ohio, Quayle and Walker.

SUGAR STABILIZATION ACT

Committee on Rules: Granted an open rule providing 2 hours of general debate; 1 hour to be equally divided and controlled by the chairman and ranking minority member of the Committee on Agriculture and 1 hour

to be equally divided and controlled by the chairman and ranking minority member of the Committee on Ways and Means; providing that the bill be considered for amendment under the 5-minute rule by titles instead of by sections; and providing that it shall be in order to consider the amendment recommended by the Committee on Ways and Means to title I now printed in the bill prior to the consideration of the amendment recommended by the Committee on Agriculture to said title now printed in the bill; that it shall be in order to consider en bloc the amendments recommended by the Committee on Agriculture to title II now printed in the bill prior to the consideration of the amendment recommended by the Committee on Ways and Means to said title now printed in the bill; and that it shall be in order to consider en bloc the amendments recommended by the Committee on Agriculture to title III now printed in the bill and then to consider en bloc the amendments recommended by the Committee on Ways and Means to said title now printed in the bill, on H.R. 13750, Sugar Stabilization Act of 1978. Testimony was heard from and a statement for the record was submitted by Chairman Foley.

FEDERAL TRADE COMMISSION AMENDMENTS—CONFERENCE REPORT

Committee on Rules: Heard testimony but took no action on the conference report on H.R. 3816, Federal Trade Commission Amendments. Further consideration of the bill on Tuesday, September 19.

EPA RESEARCH AND DEVELOPMENT

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere continued hearings on EPA research and development issues. Testimony was heard from EPA Assistant Administrators Stephen Gage, William Drayton, David Hawkins and Steven Jellinek.

KOREAN INFLUENCE INVESTIGATION

Committee on Standards of Official Conduct: Met in executive session on committee business; followed by continuation of hearings in the Korean influence investigation in the matter of Charles H. Wilson of California.

Joint Committee Meetings

HOUSING

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 3084, proposed Housing and Community Development Amendments of 1978, but did not complete action thereon and recessed subject to call.

ECONOMIC OPPORTUNITY

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 7577, extending through fiscal year 1981 certain programs administered under the Economic Opportunity Act, but did not complete action thereon and will meet again tomorrow.

Friday, September 15, 1978

Senate

Chamber Action

Routine Proceedings, pages 29623–29718

Bills Introduced: Two resolutions were introduced, as follows: S.J. Res. 161 and S. Res. 564. Pages 29678–29679

Bills Reported: Reports were made as follows:

H.R. 12931, making appropriations for fiscal year 1979 for foreign assistance programs, with amendments (S. Rept. 95–1194).

H.R. 7792, to incorporate into law new limitations on the use of the frank which were adopted earlier by the Senate and the House through amendment of their Rules, respectively, with amendments (S. Rept. 95–1195).

S. 3116, to provide Federal assistance to States through formula and project grants for preventive health programs, with an amendment, together with additional views (S. Rept. 95–1196).

S. 3486, to authorize funds for military procurement for fiscal year 1979, with amendments (S. Rept. 95–1197).

Part 2 of Senate Report 95–1179, embodying additional views in connection with H.R. 2852, to extend the antirecession assistance program and to establish a supplementary fiscal assistance program for State and local governments which continue to have high unemployment. Page 15678

Bills Passed:

Small Business Administration: Senate passed H.R. 11318, to amend and extend programs administered by the Small Business Administration, after agreeing to amendments of the Select Committee on Small Business and Committee on Governmental Affairs, and to four additional amendments, as follows:

(1) Nunn unprinted amendment No. 1832, to amend in several regards subcontracting provisions embodied in the amendment of the Committee on Governmental Affairs; Page 29642

(2) Nunn unprinted amendment No. 1833, making several technical and conforming changes in the bill; Page 29644

(3) Nunn unprinted amendment No. 1834, to clarify existing law concerning SBA's guarantee of financings made to small businesses for planning, design or installation of pollution control facilities; and Page 29645

(4) Nunn (for Griffin) unprinted amendment No. 1835, to require SBA to develop and implement an outreach program to inform and recruit small business concerns to apply for eligibility under Section 8(a) of the Small Business Act. Page 29645

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Nelson, McIntyre, Nunn, Hathaway, Haskell, Culver, Weicker, Bartlett, and Packwood. Page 29646

Pages 29632–29646

Private bill: Senate passed without amendment and cleared for the President H.R. 12772, a private bill. Page 29650

Rhode Island Indian claims: Senate passed without amendment and cleared for the President H.R. 12860, to provide for the settlement of Indian claims in Rhode Island and Providence Plantations. Page 29674

Government work schedules: Senate passed without amendment and cleared for the President H.R. 7814, to authorize Federal employees and agencies to experiment with flexible and compressed work schedules.

S. 517, Senate companion bill, was indefinitely postponed. Page 29674

Pension Building restoration: Senate passed and cleared for the House S.J. Res. 160, to initiate preliminary studies for the restoration of the Pension Building in Washington, D.C., to house a Museum of the Building Arts, after agreeing to Moynihan unprinted amendment No. 1836, extending for one month, until November 1, 1978, time for submittal of report in connection with this study. Pages 29676–29678

Natural Gas Pricing: Senate continued consideration of conference report on H.R. 5289, to establish a comprehensive natural gas pricing policy. Senator Metzenbaum offered a motion to recommit the conference report to Committee on Conference with instructions and, under prior unanimous consent agreement, vote on this motion will occur at 3 p.m. on Tuesday, September 19.

Pages 29650–29673

Debate Limitation Agreements: By unanimous consent it was agreed that when Senate proceeds to consider S. 2883, authorizing funds for fiscal years 1979–1983 for the Corporation for Public Broadcasting, debate thereon be limited to two hours; two hours on an amendment which may be offered by Senator Proxmire; one hour on any other amendment in the first degree; and 30 minutes on amendments in the second degree; and Page 29650

When it proceeds to consider H.R. 2852, to extend the antirecession assistance program and to establish a supplementary fiscal assistance program for State and local governments which continue to have high unemployment, time for debate thereon be limited to two hours; one hour on an amendment which may be offered by Senator Danforth; and 30 minutes on any other amendments. Page 29671

Message From the House: Page 29678

Statements on Introduced Bills: Page 29679

Amendments Submitted for Printing: Page 29680

Additional Statements: Pages 29681–29717

Confirmations: Senate confirmed the following nominations:

Howard Jenkins, Jr., of Maryland, to be a Member of the National Labor Relations Board;

Nancy Hays Teeters, of Indiana, to be a Member of the Board of Governors of the Federal Reserve System; and

Four Army nominations in the rank of General, one Navy in the rank of Admiral, and sundry nominations in the Army, Navy, and Air Force. Page 29718

Recess: Senate met at 9:30 a.m. and recessed at 5:16 p.m. Page 29718

Committee Meetings

FOOD QUALITY—NITRITES

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation continued hearings to examine the Federal Government's role in food safety and quality, receiving testimony today on the use of nitrites in some processed meat from Marvin Garner, National Pork Producers Council, Des Moines; Ellen Haas, on behalf of the Community Nutrition Institute and Consumer Federation of Amerca, Washington, D.C.; Mike Jacobson, Center for Science in the Public Interest, Washington, D.C.; Anita Johnson, Environmental Defense Fund, Washington, D.C.; William Schultz, Public Citizen Litigation Group, Washington, D.C.; Richard Lyng, American Meat Institute, Washington, D.C.; Stephen Krut, Elizabethtown, Pa., American Association of Meat Processors; Arthur Buring, Buring Food Group, Inc., Memphis, accompanied by Dr. William Brown, Gainesville, Fla., on behalf of National Independent Meat Packers Association; and Marion Stackhouse, Indiana Farm Bureau Federation, Westfield.

Hearings continue on Monday, September 25.

FOREIGN AFFAIRS—IRAN

Committee on Foreign Relations: Committee met in closed session to receive a briefing on the current situation in Iran from Jack C. Miklos, Deputy Assistant Secretary, and Henry Precht, Director, Office of Iranian Affairs, both of the Bureau of Near Eastern and South

Asian Affairs, Department of State.

Committee recessed subject to call.

PRESIDENTIAL RECORDS

Committee on Governmental Affairs: Committee began hearings on S. 3494, to provide for public ownership of documentary materials created or received by future Presidents and their staffs, and to establish procedures governing retention of such documents, receiving testimony from Jay Solomon, Administrator, and James B. Rhoads, Achivist of the United States, both of the General Services Administration; Larry A. Hammond, Deputy Assistant Attorney General, Office of Legal Counsel, Department of Justice; Ann Campbell, Society of American Archivists, Chicago; Donald McCoy, University of Kansas, Lawrence; and Robert Herzstein, Washington, D.C., representing the Reporters Committee for Freedom of the Press.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 2 public bills, H.R. 14094 and 14095; 1 private bill, H.R. 14096; and 3 resolutions, H.J. Res. 1138, and H. Res. 1350 and 1351 were introduced.

Page 29623

Bills Reported: Reports were filed as follows:

S. 3373, to amend title 10, United States Code, to authorize the Secretary of Defense to provide transportation to the Girl Scouts of the United States of America in connection with International World Friendship Events or Troops on Foreign Soil meetings (H. Rept. 95–1572); and

H.R. 14042, Department of Defense Appropriation Authorization Act for fiscal year 1979 (H. Rept. 95–1573). Page 29623

Journal: By a yea-and-nay vote of 293 yeas to 10 nays with 3 voting "present", Roll No. 782, the House approved the Journal of Thursday, September 14.

Pages 29577–29578

Water Resources Planning: By a yea-and-nay vote of 304 yeas to 22 nays, Roll No. 783, the House agreed to the conference report on S. 2701, to amend the Water Resources Planning Act (79 Stat. 244, as amended)—clearing the measure for Senate action. Pages 29578–29580

Contempt Citation: By a yea-and-nay vote of 319 yeas to 2 nays with 3 voting "present", Roll No. 784, the House agreed to H. Res. 1350, that the Speaker of the House certify the Report of the Committee on Standards of Official Conduct with respect to the proceedings against Hancho C. Kim, to the United States Attorney for the District of Columbia. Pages 29580–29601

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of September 20. Page 29602

Late Report: Committee on Armed Services received permission to file a report by midnight tonight on H.R. 14042, Department of Defense Appropriation Authorization Act for fiscal year 1979. Page 29602

Surface Transportation Authorizations: House completed all general debate on H.R. 11733, to authorize appropriations for the construction of certain highways in accordance with title 23 of the United States Code, for highway safety, and for mass transportation in urban and rural areas; but came to no resolution thereon. Proceedings under the 5-minute rule will begin at a later date.

By a yea-and-nay vote of 303 yeas to 6 nays, Roll No. 786, the House agreed to resolve itself into the Committee of the Whole.

H. Res. 1326, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 318 yeas to 4 nays, Roll No. 785. Pages 29602–29618

Late Reports: Committee on Agriculture received permission to file reports by midnight tonight on H.R. 13845, to amend the Perishable Agricultural Commodities Act; and H.R. 12559, to establish a research and development effort resulting in the commercialization of native latex rubber. Page 29618

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 29623

Adjournment: Adjourned at 1:10 p.m.

Committee Meetings

KENNEDY ASSASSINATION

Select Committee on Assassinations: Continued hearings on the assassination of President John F. Kennedy with testimony from John Hart, Central Intelligence Agency.

Hearings continue Monday, September 18.

ENFORCEMENT OF EQUAL CREDIT OPPORTUNITY AND FAIR HOUSING ACTS

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs continued hearings on the financial regulatory agencies' enforcement of the Equal Credit Opportunity Act and the Fair Housing Act. Testimony was heard from Deputy Comptroller General of the U.S. Cantwell Muckenfuss; Philip C. Jackson, Member, Federal Reserve Board of Governors; and Carmen J. Sullivan, FDIC.

CRISIS MANAGEMENT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on crisis management. Testimony was heard from Ambassador Anthony E. C. Quainton, Director, Office to Combat Terrorism, U.S. Department of State.

DOD PROCUREMENT POLICIES AND PRACTICES

Committee on Small Business: Subcommittee on Minority Enterprise and General Oversight held a hearing on the procurement policies and practices of the Department of Defense as they affect small, minority owned and labor surplus area firms. Testimony was heard from officials of the Department of Defense.

DISABILITY INSURANCE AMENDMENTS

Committee on Ways and Means: Subcommittee on Social Security met and approved for full committee action H.R. 14084, Disability Insurance Amendments of 1978.

MISCELLANEOUS TAXES

Committee on Ways and Means: Subcommittee on Miscellaneous Revenue Measures approved for full committee action the following bills:

H.R. 10239, to clarify the tax status of certain industrial development bonds issued to provide facilities for the furnishing of water including water used to cool thermal generating plants to generate hydroelectric energy;

H.R. 12846, to clarify the application of the investment tax credit to certain enclosures or structures used for the housing, raising, or feeding of poultry or their produce;

H.R. 13336, to provide an exemption from withholding of tax on nonresident aliens for ship suppliers in respect of certain commissions paid to non-resident aliens; and

H.R. 13758, to provide the same treatment, with respect to determination of sources of income, for interest paid by foreign branches of domestic banks and interest paid by foreign branches of domestic savings and loan institutions.

Following the markup, the Subcommittee held a hearing on miscellaneous tax bills.

Joint Committee Meeting

APPROPRIATIONS—AGRICULTURE

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 13125, making appropriations for the Department of Agriculture and related agencies for fiscal year 1979, but did not complete action thereon and will meet again on Monday, September 18.

Monday, September 18, 1978

Senate

Chamber Action

Routine Proceedings, pages 29732–29815

Bills Introduced: Two bills and one resolution were introduced, as follows: S. 3500–3501; and S. Res. 565.

Pages 29747 29748

Bill Reported: Report was made as follows:

S. Res. 546, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3161, to provide for a National Commission on the International Year of the Child (S. Rept. 95–1198).

Page 29790

Bills Passed:

Joint Session: Senate agreed to H. Con. Res. 713, calling for a joint session of the Congress at 8 p.m. tonight to meet with President Carter. Page 29748

Subsequently, the President addressed the Congress with regard to the recent 13-day summit meeting at Camp David with President Sadat and Prime Minister Begin and the resultant agreements seeking to provide a peaceful solution to the situation in the Middle East.

Page 29815

Nuclear Regulatory Commission authorizations: Senate passed S. 2584, to authorize funds for the Nuclear Regulatory Commission for fiscal year 1979, after agreeing to committee amendment in the nature of a substitute, which had at first been amended by adoption of the following three amendments:

(1) Hart unprinted amendment No. 1837, to strengthen the Employee Protection provisions contained in Section 7; Page 29771

(2) Hart amendment No. 3577, as amended, to expand NRC licensing authority to cover uranium mill tailings, and to require NRC to study expansion of its authority to cover additional radioactive waste, storage, and disposal activities; and Page 29772

(3) McClure unprinted amendment No. 1838 (to Hart amendment No. 3577), of a perfecting nature with respect to NRC authority to deal with continuation of oversight of mill tailings. Page 29777

Pages 29763–29788

Federal Insecticide Act: Senate agreed to the conference report on S. 1678, to amend and extend through fiscal year 1979 the Federal Insecticide, Fungicide, and Ro-

denticide Act, thereby clearing the measure for further action of the House. Pages 29756–29761

Water Resources Planning Council: Senate agreed to the conference report on S. 2701, authorizing funds for fiscal year 1979 for the Water Resources Planning Council, thereby clearing the measure for the President. Page 29814

Civil Rights Commission: Senate disagreed to the House amendments to S. 3067, to extend the Commission on Civil Rights, requested conference with the House, and appointed as conferees Senators Bayh, Kennedy, Metzenbaum, Mathias, and Hatch. Pages 29813–29814

Bill Indefinitely Postponed: Senate indefinitely postponed S. Res. 489, disapproving Reorganization Plan No. 3, to consolidate in a new Federal Emergency Management Agency preparedness activities heretofore the responsibility of five different Government agencies. Page 29813

Message From the House: Page 29790

Statements on Introduced Bills: Pages 29790–29792

Amendment Submitted for Printing: Pages 29792–29793

Additional Statements: Pages 29793–29811

Nominations: Senate received the following nominations:

John G. Dean, of New York, to be Ambassador to the Republic of Lebanon;

Richard W. Petree, of Virginia, to be Alternate Representative of the United States for Special Political Affairs in the United Nations with the rank of Ambassador;

Peter H. Wolf, to be an Associate Judge of the Superior Court of the District of Columbia; and

One Army nomination in the rank of General. Page 29815

Recess: Senate met at 12 noon and recessed at 8:38 p.m. Page 29815

Committee Meetings

REVENUE ACT

Committee on Finance: Committee resumed markup of H.R. 13511, to provide reductions in Federal income taxes, but did not complete action thereon and will meet again tomorrow.

GSA INVESTIGATION

Committee on Governmental Affairs: Subcommittee on Federal Spending Practices and Open Government held hearings to examine alleged abuses in the contracting and procurement divisions of the General Services Administration, receiving testimony from Benjamin R. Civiletti, Deputy Attorney General, Philip Heymann, Assistant Attorney General, Criminal Division and John C. Keeney, Deputy Assistant Attorney General, all of the Department of Justice; and Elmer B. Staats, Comptroller General of the United States.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 14097–14112; 1 private bill, H.R. 14113; and 3 resolutions, H. Con. Res. 713, and H. Res. 1352 and 1353 were introduced. Pages 29931–29932

Bills Reported: Reports were filed as follows:

H.R. 9937, to amend the One Bank Holding Company Act of 1970, amended (H. Rept. 95–1574);

H.R. 11945, to authorize the Secretary of the Army to return ten paintings to the Navy of the Federal Republic of Germany, amended (H. Rept. 95–1575);

H.R. 12728, to amend the Coinage Act of 1965 to change the size, weight, and design of the one-dollar coin, amended (H. Rept. 95–1576);

H.R. 11741, to amend section 118 of the Internal Revenue Code of 1954 to clarify the treatment of contributions in aid of construction to regulated electric or gas public utilities (H. Rept. 95–1577);

H.R. 12828, to amend the Internal Revenue Code of 1954 to exclude from the definition of an unrelated trade or business qualified convention and trade show activities carried out by an organization described in section 501(c)(3), amended (H. Rept. 95–1578); and

Conference report on H.R. 13125, making appropriations for Agriculture, Rural Development, and Related Agencies programs for the fiscal year ending September 30, 1979 (H. Rept. 95–1579). Page 29931

Joint Session: House agreed to H. Con. Res. 713, providing for a joint session of the Houses on Monday, September 18, 1978, to receive a message from the President of the United States. Subsequently, by unanimous consent, the Speaker was authorized to call recesses at any time today, subject to the call of the Chair, for the purpose of receiving any communications the President may wish to make. Pages 29815–29816

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 13125, making appropriations for Agriculture, Rural Development, and Related Agencies programs for the fiscal year ending September 30, 1979. Page 29816

Consent Calendar: On the call of the Consent Calendar, the House passed the following bills:

Cleared for the President:

Sisseton-Wahpeton Sioux Tribe: S. 3069 (in lieu of H.R. 13096), to provide that members of the Sisseton-Wahpeton Sioux Tribe may request the Secretary of the Interior to acquire certain lands, and to provide that the tribe shall have a preference right to purchase certain lands held in trust by the United States for tribal members.

Sent to the Senate without amendment:

False Claims Act: H.R. 12393, to provide for nationwide service of subpenas in all suits involving the False Claims Act;

Charles A. Lindbergh Federal Building: H.R. 7296, to designate the new Terminal Radar Approach Control Federal Building in Hempstead, Long Island, New York, as the "Charles A. Lindbergh Federal Building";

William L. Springer Building: H.R. 7305, to designate a certain Federal building in Champaign, Illinois, the "William L. Springer Building";

E. C. "Took" Gathings Building: H.R. 8812, to name a certain Federal building in Jonesboro, Arkansas, the "E. C. 'Took' Gathings Building";

C. Bascom Slemp Building: H.R. 11671, to designate a certain Federal building in Big Stone Gap, Virginia, the "C. Bascom Slemp Building"; and

Frederick G. Payne Building: H.R. 13481, to name the post office and Federal building in Portland, Maine, the "Frederick G. Payne Building".

Sent to the Senate, amended:

Joe Skubitz Federal Building: H.R. 12634, to designate the Social Security Administration District Office Building in Pittsburg, Kansas, as the "Joe Skubitz Federal Building". Agreed to amend the title;

John J. Flynt, Jr. Federal Building: H.R. 13187, to designate the United States Post Office and Federal Building in Griffin, Georgia, the "John J. Flynt, Jr. Federal Building";

Joe Waggonner Federal Building: H.R. 13514, to name a certain Federal building in Shreveport, Louisiana, the "Joe Waggonner Federal Building";

Librarian of Congress: S. 1626, to clarify the status of the Librarian of Congress under subchapter I of chapter 63 of title 5, United States Code, relating to annual and sick leave. Agreed to amend the title;

Indian Claims Commission: H.R. 9945, to amend the Act creating the Indian Claims Commission to repeal the provision limiting the activities of Commissioners during the 2 years following their terms of office;

California land sales: H.R. 11168, to provide that the sales of public lands in the town of Red Mountain, San Bernardino County, California, be conducted under the Townsite Act. Agreed to amend the title;

Omar Burleson Federal Building: H.R. 13808, to designate the "Omar Burleson Federal Building"; and

George H. Mahon Building: H.R. 13809, to designate the "George H. Mahon Building". Agreed to amend the title.

Eligible bills not considered:

Passed over without prejudice: S. 2101.

By unanimous consent, H.R. 5523 and H.R. 7279 were stricken from the Consent Calendar. Pages 29816–29823

Import Duties: Considered by unanimous consent, the House passed the following bills concerning import duties:

Yankee Dryer Cylinder Rolls: H.R. 7108, amended, to amend the Tariff Schedules of the United States in order to suspend the duty on Yankee Dryer Cylinder Rolls until the close of December 31, 1977. Agreed to amend the title;

Classification of bearing units: H.R. 8755, amended, to make specific provisions for ball or roller bearing pillow block, flange, take-up, cartridge, and hanger units in the Tariff Schedules of the United States;

Nitrocellulose: H.R. 9628, amended, to suspend until the close of June 30, 1980, the duty on certain nitrocellulose;

Zinc: H.R. 9911, to continue until the close of June 30, 1981, the existing suspension of duties on certain forms of zinc;

Natural graphite: H.R. 10625, amended, to suspend the duty on natural graphite until the close of June 30, 1981. Agreed to amend the title; and

Dyeing and tanning materials: H.R. 11409, amended, to extend indefinitely the period during which certain dyeing and tanning materials may be imported free of duty. Agreed to amend the title. Pages 29824–29825

White River National Forest: House passed, with committee amendments, S. 2101, to modify the boundary of the White River National Forest in the State of Colorado. Earlier, during the call of the Consent Calendar, this bill was passed over without prejudice. Page 29828

Dependency and Indemnity Compensation for Parents: House passed H.R. 11887, to amend title 38, United States Code, to increase the rates of dependency and indemnity compensation for parents. Page 29829

Suspensions: House voted to suspend the rules and pass the following:

Medicare amendments: H.R. 13097, amended, to amend certain provisions of title XVIII of the Social Security Act as they relate to the medicare program established by part A of such title (passed by a yea-and-nay vote of 398 yeas to 2 nays, Roll No. 788). Agreed to amend the title; Pages 29831–29843, 29905

Health programs amendments: H.R. 13817, amended, to amend the Social Security Act with respect to health programs authorized under it (passed by a yea-and-nay vote of 359 yeas to 40 nays, Roll No. 789); Pages 29843–29846, 29905–29906

Acquisition of Museum of African Art by Smithsonian: H.R. 10792, amended, to authorize the Smithsonian Institution to acquire the Museum of African Art (passed by a yea-and-nay vote of 350 yeas to 54 nays, Roll No. 790). Subsequently, this passage was vacated and S. 2507, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed; Pages 29846–29849, 29906–29908

Upland cotton loan interest rates: H.R. 13675, amended, to amend section 103(f)(1) of the Agricultural Act of 1949 by deleting the third sentence thereof in order to insure that interest rates on price support loans for upland cotton are not less favorable to producers than the interest rates for such loans on other commodities. Subsequently, this passage was vacated and S. 3468, a similar Senate-passed bill, was passed in lieu—clearing the measure for the President; **Page 29849**

Psychotropic substances: H.R. 12008, amended, to amend the Comprehensive Drug Abuse Prevention and Control Act of 1970 and other laws to meet obligations under the Convention on Psychotropic Substances relating to regulatory controls on the manufacture, distribution, importation, and exportation of psychotropic substances. Subsequently, S. 2399, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed; and **Pages 29872–29879**

Drug abuse prevention: H.R. 12348, to amend the Drug Abuse Office and Treatment Act of 1972 to extend the programs of assistance under that Act for drug abuse prevention, education, treatment, and rehabilitation. Subsequently, this passage was vacated and S. 2916, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. **Pages 29880–29885**

Diplomatic Immunity: By a yea-and-nay vote of 397 yeas to 7 nays, Roll No. 791, the House agreed to a motion to suspend the rules and agree to the Senate amendments to H.R. 7819, to complement the Vienna Convention on Diplomatic Relations—clearing the measure for the President. **Pages 29850–29854, 29908–29909**

Suspension Failed: By a yea-and-nay vote of 261 yeas to 141 nays with 1 voting "present", Roll No. 792, the House failed to suspend the rules (two-thirds of those present not voting in favor) and pass H.R. 11488, amended, to amend titles XV and XVI of the Public Health Service Act to revise and extend the authorities and requirements under those titles for health planning and health resources development. **Pages 29854–29872, 28908–29909**

Postponement of Votes: By unanimous consent, the votes on the following 3 Suspensions, on which all debate had been completed, were postponed until Tuesday, September 19:

Developmental disabilities: H.R. 12326, to amend the Developmental Disabilities Services and Facilities Construction Act to revise and extend the programs under that Act;

Nurse training: H.R. 12303, amended, to amend title VIII of the Public Health Service Act to extend for two fiscal years the program of assistance for nurse training; and

Health centers: H.R. 12460, amended, to amend the Public Health Service Act and the Community Mental Health Centers Act to revise and extend the programs under those Acts for health care delivery centers.

Earlier, objection was heard to a similar unanimous-consent request to postpone any votes not taken on Suspensions today until Tuesday, September 19. **Pages 29885–29904**

Recess: House recessed at 5:41 p.m. and reconvened at 7:43 p.m. **Page 29915**

Middle East Peace Agreements: Before a joint session of Congress, President Carter delivered a message on the Middle East peace agreements reached at Camp David. The President was escorted into and out of the Chamber by a Committee consisting of Senators Robert C. Byrd, Cranston, Sparkman, Inouye, Ribicoff, Abourezk, Case, Baker, Curtis, Tower, Hansen, and Javits; and Representatives Wright, Brademas, Foley, Rostenkowski, Rhodes, and Michel.

The message was referred to the Committee of the Whole House on the State of the Union and ordered printed as a House document (H. Doc. 95–383). **Pages 29915–29918**

Recess: House recessed at 8:38 p.m. and reconvened at 8:43 p.m. **Page 29917**

Referrals: Two Senate-passed measures were referred to the appropriate House committees. **Page 29931**

Adjournment: Adjourned at 8:47 p.m.

Committee Meetings

DOD'S ACQUISITION CYCLE

Committee on Armed Services: Subcommittee on Research and Development met for briefing on the Defense Science Board's summer study on the Defense Department's acquisition cycle. Testimony was heard from Dr. Eugene G. Fubini, Chairman, Defense Science Board; and Dr. Richard D. DeLauer, Chairman, Acquisition Cycle Task Force.

KENNEDY ASSASSINATION

Select Committee on Assassinations: Continued hearings on the assassination of President John F. Kennedy. Testimony was heard from Eusebio Azcue Lopez, Retired Cuban Government official; Alfredo Mirabal Diaz, Cuban Government official; and Joseph McNally, handwriting expert.

Hearings continue tomorrow.

INFORMATION POLICY ISSUES RELATING TO CONTRACTOR DATA

Committee on Government Operations: Subcommittee on Government Information and Individual Rights held a hearing on administrative markings and information policy issues relating to contractor data. Testimony was heard from Lester Fettig and Tom Williamson, Office of Federal Procurement Policy, OMB; Donald Eirich, GAO; and Robert Salaschin, Department of Justice.

SURFACE MINING REGULATIONS

Committee on Interior and Insular Affairs: Met for briefing on surface mining regulations by Walter Heine, Director, Office of Surface Mining, Department of Interior.

CONSUMER CONTROVERSIES RESOLUTION ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice continued but did not complete markup of S. 957, Consumer Controversies Resolution Act.

MAGNETIC FUSION PROGRAM—CHESAPEAKE BAY RESEARCH COORDINATION ACT

Committee on Science and Technology: Held a hearing on the magnetic fusion program with testimony from Dr. John Deutch, Director, Office of Energy Research, DOE.

Following the hearing, the Committee met in markup session and ordered reported favorably to the House H.R. 12631, Chesapeake Bay Research Coordination Act.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met for consideration of pending business.

Joint Committee Meetings

APPROPRIATIONS—AGRICULTURE

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 13125, making appropriations for the Department of Agriculture and related agencies for fiscal year 1979.

CIVIL SERVICE REFORM

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 2640, to reform the Civil Service laws, but did not complete action thereon and will meet again on Wednesday, September 20.

Tuesday, September 19, 1978

Senate

Chamber Action

Routine Proceedings, pages 29968–30123

Bills Introduced: Four bills were introduced, as follows: S. 3502–3505. **Page 30087**

Bills Reported: Reports were made as follows:

S. 857, to provide Federal financial education assistance to Native Hawaiians, with amendment (S. Rept. 95–1199).

S. 2460, to provide for more flexibility and control by tribes and tribal organizations over those programs and services they are authorized to administer under the Indians Self-Determination Act, with an amendment (S. Rept. 95–1200). **Page 30087**

Bills Passed:

Asian Pacific American Heritage Week: Senate passed without amendment and cleared for the President H.J. Res. 1007, requesting the President to proclaim the 7-day period beginning on May 4, 1979, as "Asian Pacific American Heritage Week". **Page 29969**

New York City retirement plans: Senate passed with committee amendment and returned to the House H.R. 4007, to extend for four years present law permitting five New York City employee pension plans to retain their tax exempt status, and to continue Federal matching services to non-AFDC families on a permanent basis effective July 1, 1978. **Pages 29973–29976**

Budget Act waiver: Senate agreed to S. Res. 532, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 991, to establish in the Executive Branch of Government a Cabinet-level Department of Education. **Page 29987**

Corporation for Public Broadcasting: Senate passed H.R. 12605, authorizing funds for the Corporation for Public Broadcasting for fiscal year 1979, after striking all after the enacting clause and inserting in lieu thereof text of Senate companion bill, S. 2883, on which bill Senate had at first taken action on proposed amendments thereto, as follows:

Adopted:

(1) All committee amendments, en bloc; **Page 30038**

(2) A series of Hollings amendments embodied in unprinted amendment No. 1844; **Page 30048**

(3) Javits unprinted amendment No. 1845, of a clarifying nature to Section calling for adoption by the Comptroller General of uniform accounting principles to be used by all public telecommunications entities receiving funds under the bill; and **Page 30049**

(4) Schmitt unprinted amendment No. 1851, to require the National Telecommunications and Information Administration to submit an annual report to the Congress; **Page 30063**

Rejected:

(1) By 20 yeas to 63 nays, Griffin unprinted amendment No. 1849, to delete funding in the bill past fiscal year 1981; and **Page 30056**

(2) By 33 yeas to 48 nays, McClure unprinted amendment No. 1850, to place a limit on salaries of officers of

the Corporation, the Public Broadcasting Service, and National Public Radio. Page 30060

Senate insisted on its amendment, requested conference with the House, and appointed as conferees Senators Cannon, Hollings, Magnuson, Griffin, and Schmitt. Page 30082

S. 2883 was then indefinitely postponed.

Pages 30038–30064, 30074–30082

Navajo and Hopi Indians: Senate passed H.R. 11092, authorizing an additional $500,000 for expenses of the Navajo and Hopi Indian Relocation Commission, after agreeing to committee amendment and to DeConcini unprinted amendment No. 1852, to provide a life estate to certain members of the Navajo and Hopi tribes who would otherwise be required to relocate.

Pages 30071–30074

Budget Act waiver: Senate agreed to S. Res. 544, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 11092.

Pages 30070–30071

Legislative Appropriations: Senate agreed to the conference report on H.R. 12935, making appropriations for the Legislative Branch for fiscal year 1979, thereby clearing the measure for the President.

Pages 30064–30065

Judicial Districts: Senate agreed to the House amendment to S. 3375, making certain changes in the places of holding Federal district courts, in the divisions within judicial districts, and in judicial district dividing lines, thereby clearing the bill for the President.

Pages 29969–29970

Natural Gas Pricing: Senate continued consideration of conference report on H.R. 5289, to establish a comprehensive natural gas pricing policy, rejecting, by 39 yeas to 59 nays, Metzenbaum motion to recommit the conference report with certain instructions, which motion had at first been amended by adoption of Humphrey amendment No. 3600, adding to the instructions a proviso that all provisions of the conference report pertaining to natural gas in Alaska be incorporated in the conference report reported back.

Pages 29981–29987, 30011–30027, 30034–30038

Department of Education: Senate considered S. 991, to establish a new Cabinet-level Department of Education, agreeing to three amendments proposed thereto, as follows:

(1) Domenici unprinted amendment No. 1841, making several changes to the bill designed to assure that the transfer from the Department of HEW to the new Department will protect the interests of Indians and Alaskan natives; Page 29990

(2) Melcher unprinted amendment No. 1842, to grant authority to the planned Office of Occupational, Adult, and Community Education authority to coordinate existing educational programs; and Page 30008

(3) Hathaway unprinted amendment No. 1843, to insure that the new Department of Education carries out the purpose of the Career Education Incentive Act consistent with the intent of the Congress. Page 30009

Senate also considered Stevens amendment No. 3588, to eliminate the transfer of Indian education programs from the Secretary of the Interior to the Secretary of Education. Unanimous consent agreement was reached to limit further debate on this amendment to one and one-half hours. Page 29998

Pages 29987–30011

IMF Witteveen Facility: Senate insisted on its amendment to H.R. 9214, authorizing funds for U.S. participation in the so-called Witteveen Financing Facility of the International Monetary Fund, agreed to conference with the House, and appointed as conferees Senators Sparkman, Church, Sarbanes, Proxmire, Stevenson, Cranston, Case, Javits, Brooke, and Heinz. Pages 30065–30066

Messages From the House: Pages 30086–30087

Bills Referred: Numerous House-passed bills were referred to appropriate Senate committees. Page 30087

Bill Held at Desk: H.R. 9945, Indian Claims Commissioners, was received and held at the desk.

Page 30087

Statements on Introduced Bills: Pages 30087–30092

Amendments Submitted for Printing: Page 30093

Additional Statements: Pages 30094–30123

Nominations: Senate received the following nominations:

Norval Morris, of Illinois, to be Administrator, Homer F. Broome, Jr., of California, to be Deputy Administrator for Administration, and Henry S. Dogin, of New York, to be Deputy Administrator for Policy Development, all of the Law Enforcement Assistance Administration;

Carin A. Clauss, of Virginia, to be U.S. district judge for the District of Columbia;

H. Brooks Phillips, to be U.S. marshal for the northern district of Mississippi; and

J. Clay Smith, Jr., of the District of Columbia, to be a Member of the Equal Employment Opportunity Commission. Page 30123

Record Votes: Three record votes were taken today.

Pages 30027, 30059–30060, 30063

Recess: Senate met at 10 a.m. and recessed at 8:40 p.m.

Page 30123

Committee Meetings

SOLAR PHOTOVOLTAIC ENERGY

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development held hearings on S. 3392, to accelerate the use of solar energy as a source of electric power, receiving testimony from Senators Domenici and Hart; Representatives McCormack and Goldwater; Dr. Eric H. Willis, Deputy Assistant Secretary of Energy; William C. Hittinger, RCA Corporation, Princeton, New Jersey; Peter Zambas, Arco Solar, Inc., Chatsworth, California; and Dr. Joseph Lindmayer, Solarex Corporation, Rockville, Maryland.

Hearings were adjourned subject to call.

REVENUE ACT

Committee on Finance: Committee continued markup of H.R. 13511, to provide reductions in Federal income taxes, and announced the following tentative decisions:

(1) To increase from 20% to 30% the asset depreciation range for tangible assets such as machinery and equipment;

(2) To increase from $1 million to $2 million the exemption of taxability of interest on certain industrial development bonds and from $2 million to $12 million the limitation on the size of the small issue election for tax-exempt industrial development bonds;

(3) Expanding the volunteer income tax assistance program by authorizing the IRS to enter into training and technical assistance agreements with nonprofit agencies; and

(4) Directing the Department of the Treasury to conduct three studies, as follows: (a) relating to the taxation of foreign owners of interests in U.S. real estate for the purpose of determining the appropriate U.S. tax treatment of such assets; (b) to determine ways in which the provisions of H.R. 13511 which relate to expenditures for pollution control facilities can be extended to expenditures for equipment and modifications mandated by OSHA or required for job safety purposes; and (c) to study methods by which the process of filing Federal income tax returns by individuals could be made simpler.

Committee will continue consideration of this bill tomorrow.

GSA INVESTIGATION

Committee on Governmental Affairs: Subcommittee on Federal Spending Practices and Open Government continued hearings to examine alleged abuses in the contracting and procurement divisions of the General Services Administration, receiving testimony from Vincent Alto, Acting Inspector General, William Clinkscales, Chief, Office of Investigation, Howard Davis, Chief, Office of Audits, Wilton Shearin, Construction Engineer, Public Buildings Service, Roger Carroll, Assistant Commissioner, Federal Supply Service, and Joel W. Solomon, Administrator, all of the General Services Administration; and Philip Kurens, Art-Metal-U.S.A., Inc., accompanied by Arthur Lowell, both of Newark, New Jersey.

Hearings were adjourned subject to call.

DISTRICT OF COLUMBIA GOVERNMENT

Committee on Governmental Affairs: Subcommittee on Governmental Efficiency and the District of Columbia concluded hearings on H.R. 10311, to amend the D.C. Redevelopment Act to eliminate an ambiguity in the plan for the Southwest Urban Renewal Project C; H.R. 12116, to broaden authority of the District of Columbia Government under the Home Rule Act; and H.R. 13243, authorizing the D.C. Council to delegate its authority to issue revenue bonds for housing purposes, after receiving testimony from Representative Scheuer; Lorenzo Jacobs, Director, Housing and Community Development Department, District of Columbia Government; General E. R. Quesada (USAF Ret.), L'Enfant Plaza Corporations, Washington, D.C.; Arthur H. Berndtson, Washington, D.C.; and Charles Bresler, Washington, D.C.

WORKERS COMPENSATION

Committee on Human Resources: Subcommittee on Labor began hearings on S. 3060, to establish minimum Federal standards for compensating workers and their families who are victims of workplace accidents and illnesses, receiving testimony from Professor Peter Barth, University of Connecticut, Storrs; Essie Briggs, The Carolina Brown Lung Association, Spartanburg, S.C. accompanied by C. Benjamin Bowen, Spartanburg, S.C. and John S. McKinney, G. Earl Parker, and Dr. Paul Kotin, all of The Johns-Manville Corporation, Denver.

Hearings continue tomorrow.

POLYGRAPH TESTS

Committee on the Judiciary: Subcommittee on the Constitution resumed hearings on S. 1845, to prohibit the use of polygraph-type equipment for certain purposes, receiving testimony from Dr. Gordon Barland, Salt Lake City, and Dr. Martin Orne, Philadelphia, representing the American Polygraph Association; Dr. David Raskin, University of Utah, Salt Lake City; Daniel Blews, Siler City, North Carolina, accompanied by Judith Kinkaid, Raleigh, North Carolina; Dr. John Heisse and Dr. Marilyn Von Graber, both of the International Society of Stress Analysts, Burlington, Vermont; Dr. Malcolm Brenner, University of Oregon, Eugene; and Harvie Branscomb, Massachusetts Institute of Technology, Cambridge.

Hearings continue on Thursday, September 21.

BUSINESS MEETING

Select Committee on Ethics: Committee met in a closed business meeting, but made no announcements and will meet again on Thursday, September 21.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 14114–14127; 4 private bills, H.R. 14128–14131; and 9 resolutions, H.J. Res. 1139, H. Con. Res. 714–717, and H. Res. 1354–1357 were introduced. Pages 30253–30254

Bills Reported: Reports were filed as follows:

H. Res. 1285, to provide for the printing of the proceedings incident to the presentation of a portrait of the Honorable Al Ullman (H. Rept. 95–1580);

H. Res. 1338, providing for the printing of the report entitled "Freedom of Information Requests for Business Data and Reserve-FOIA Lawsuits" (H. Rept. 95–1581);

S. Con. Res. 90, authorizing the printing of additional copies of volumes 1 and 2 of the committee print entitled "A Legislative History of the Water Pollution Control Act Amendments of 1972" (H. Rept. 95–1582);

S. Con. Res. 96, authorizing the reprinting of book II of the Senate report entitled "Intelligence Activities and the Rights of Americans" (S. Rept. 95–755) (H. Rept. 95–1583);

S. Con. Res. 97, authorizing the printing of additional copies of the committee print entitled "Preliminary Guide to Export Opportunities to Japan" (H. Rept. 95–1584);

S. Con. Res. 105, authorizing the printing of additional copies of the final report and of volume II of the executive session hearings on the Korean influence inquiry (H. Rept. 95–1585);

H.R. 12171, Federal Auditing Act of 1978 (H. Rept. 95–1586);

H. Res. 1354, providing for the consideration of H.R. 13750, International Sugar Stabilization Act of 1978 (H. Rept. 95–1587);

H. Res. 1355, providing for the consideration of H.R. 13778, to establish a Department of Education (H. Rept. 95–1588);

H. Res. 1356, waiving certain points of order against the conference report on H.R. 3816, Federal Trade Commission Amendments of 1977 (H. Rept. 95–1589); and

H.R. 14072, Federal Reserve Act Amendments of 1978, amended (H. Rept. 95–1590). Page 30253

Postponement of Votes: By unanimous consent, the unfinished business of Monday, September 18, on motions to suspend the rules and pass H.R. 12326, 12303, and 12460, on which yea-and-nay votes had been ordered, was postponed until the conclusion of debate on all motions to susend the rules today; and it was made in order to debate each of said motions for 5 minutes prior to the vote thereon. Page 30124

Civil Rights Commission: House insisted on its amendments to S. 3067, to extend the Commission on Civil Rights for three years, to authorize appropriations for the Commission, and to effect certain changes to comply with other changes in the law; and agreed to a conference. Appointed as conferees: Representatives Edwards of California, Seiberling, Drinan, Volkmer, Beilenson, Butler, and McClory. Page 30125

Private Calendar: On the call of the Private Calendar, the House passed the following:

Sent to the Senate without amendment: H.R. 1446 and 11451.

Sent to the Senate, amended: H.R. 12556.

Passed over without prejudice: H.R. 3084, 5612, 1415, and 2655. Page 30125

Private Bill: House cleared for the President H.R. 8449, a private bill; by agreeing to the Senate amendment thereto. Page 30126

Printing: House agreed to S. Con. Res. 105, authorizing the printing of additional copies of the final report and of volume II of the executive session hearings on the Korean influence inquiry—clearing the measure. Page 30127

Suspensions: House voted to suspend the rules and pass the following bills:

Developmental disabilities: H.R. 12326, to amend the Developmental Disabilities Services and Facilities Construction Act to revise and extend the programs under that Act (passed by a yea-and-nay vote of 396 yeas to 3 nays, Roll No. 793); Pages 30194–30195

Nurse training: H.R. 12303, amended, to amend title VIII of the Public Health Service Act to extend for two fiscal years the program of assistance for nurse training (passed by a yea-and-nay vote of 392 yeas to 12 nays, Roll No. 794). Subsequently, this passage was vacated and S. 2416, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill. H. Res. 1300, a rule providing for the consideration of H.R. 12303, was laid on the table; Pages 30195–30197

Health centers: H.R. 12460, amended, to amend the Public Health Service Act and the Community Mental Health Centers Act to revise and extend the programs under those Acts for health care delivery centers (passed by a yea-and-nay vote of 301 yeas to 102 nays, Roll No. 795); Pages 30197–30198

Hazardous materials transportation: H.R. 11871, amended, to amend the Hazardous Materials Transportation Act to authorize appropriations for fiscal year 1979. Subsequently, this passage was vacated and S. 1896, a similar Senate-passed bill, was passed in lieu—clearing the measure for the President; Pages 30127–30130

Immigration and Nationality Act: H.R. 13349, amended, to repeal certain sections of title III of the Immigration and Nationality Act; Pages 30130–30131

Transportation code amendments: H.R. 10965, amended, to revise, codify, and enact without substantive change the Interstate Commerce Act and related laws as subtitle IV of title 49, United States Code, "Transportation"; Pages 30131–30172

Veterans' burial allowance: H.R. 12258, to amend title 38, United States Code, to increase the maximum amount which the Administrator of Veterans' Affairs may pay for the funeral expenses of a veteran from $250 to $350; Pages 30172–30173

Overseas citizens voting rights: S. 703, amended, to improve the administration and operation of the Overseas Citizens Voting Rights Act of 1975 (passed by a yea-and-nay vote of 326 yeas to 78 nays, Roll No. 796); Pages 30173–30177, 30198–30199

Workfare pilot projects: H.R. 13149, to amend the pilot project workfare provisions of the Food Stamp Act of 1977. Subsequently, this passage was vacated and S. 3271, a similar Senate-passed bill, was passed in lieu—clearing the measure for the President; Pages 30177–30178

Humane methods of slaughter: H.R. 1464, amended, to amend the Federal Meat Inspection Act for purposes of requiring that meat inspected and approved under such Act be produced only from livestock slaughtered in accordance with humane methods. Agreed to amend the title. Subsequently, this passage was vacated and S. 3092, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill; Pages 30178–30181

Packers and stockyards: H.R. 9482, amended, to amend the Packers and Stockyards Act of 1921. Subsequently, this passage was vacated and S. 3272, a similar Senate-passed bill, was passed in lieu—clearing the measure for the President; Pages 30181–30183

Weather services: H.R. 13715, National Weather Services Act of 1978; and Pages 30187–30189

Native latex rubber: H.R. 12559, amended, to establish a research and development effort resulting in the commercialization of native latex rubber. Subsequently, this passage was vacated and S. 1816, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill. Pages 30189–30194

Suspension Failed: By a yea-and-nay vote of 236 yeas to 163 nays, Roll No. 797, the House failed to suspend the rules (two-thirds of those present not voting in favor) and pass H.R. 12101, amended, to amend the Farmer-to-Consumer Direct Marketing Act of 1976 for the purposes of directing the Secretary of Agriculture to make grants to assist persons in developing innovative methods of direct marketing and extending the authorization of appropriations of such Act. Pages 30183–30187, 30199–30200

Military and Public Lands Conservation: House passed H.R. 13745, to authorize appropriations to carry out conservation programs on military reservations and public lands during fiscal years 1979, 1980, and 1981. Pages 30200–30201

Military Survivor Benefits: House agreed, with amendment, to the Senate amendment to H.R. 3702, to amend title 10, United States Code, to make certain changes in the Retired Serviceman's Family Protection Plan and the Survivor Benefit Plan as authorized by chapter 73 of that title—returning the measure to the Senate. Pages 30201–30205

Alcoholic Beverages: House agreed, with amendments, to the Senate amendment to H.R. 1920, to amend section 5064 of the Internal Revenue Code of 1954 to provide for refund of tax on distilled spirits, wines, rectified products, and beer lost or rendered unmarketable due to fire, flood, casualty, or other disaster, or to breakage, destruction, or other damage (excluding theft) resulting from vandalism or malicious mischief while held for sale—returning the measure to the Senate. Pages 30205–30206

Retirement Pay for Tax Court Judges: House agreed, with amendments, to the Senate amendments to H.R. 8811, to amend section 7447 of the Internal Revenue Code of 1954 with respect to the revocation of an election to receive retired pay as a judge of the Tax Court—returning the measure to the Senate. Pages 30206–30208

International Trade Commission: House agreed, with amendment, to the Senate amendment to H.R. 11005, to provide authorization of appropriations for the United States International Trade Commission for fiscal year 1979—returning the measure to the Senate. Pages 30208–30209

Taxation of Fringe Benefits: House cleared for the President H.R. 12841, to prohibit the issuance of regulations on the taxation of fringe benefits; by agreeing to the Senate amendments thereto. Pages 30209–30210

Tuition Tax Credit: House disagreed to the Senate amendment to H.R. 12050, to amend the Internal Revenue Code of 1954 to provide a Federal income tax credit for tuition; and agreed to a conference. Appointed as conferees: Representatives Ullman, Burke of Massachusetts, Rostenkowski, Vanik, Burleson of Texas, Conable, and Duncan of Tennessee. Page 30210

FIFRA: By a voice vote, the House agreed to the conference report on S. 1678, to amend the Federal Insecticide, Fungicide, and Rodenticide Act, as amended—clearing the measure for the President. Pages 30210–30217

2 4 3 0 J A 1 9 / O C 1 4 7

HUD Appropriations: By a voice vote, the House agreed to the conference report on H.R. 12936, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1979.

House receded from its disagreement and concurred in Senate amendments Nos. 8, 47, and 48.

House receded from its disagreement and concurred, with amendment, to Senate amendments Nos. 6, 9, 32, and 42—clearing the measure for Senate action.

Pages 30217–30223

Amtrak Improvement: By a yea-and-nay vote of 266 yeas to 127 nays, Roll No. 798, the House agreed to the conference report on S. 3040, to amend the Rail Passenger Service Act to extend the authorization of appropriations for an additional fiscal year, to provide for public consideration and implementation of a rail passenger service study—clearing the measure for Senate action.

Pages 30223–30230

Private Bill: House disagreed to the Senate amendment to H.R. 1445, a private bill—returning the measure to the Senate. Page 30230

Foreign Relations Authorization: By a yea-and-nay vote of 239 yeas to 153 nays, Roll No. 799, the House agreed to the conference report on H.R. 12598, Foreign Relations Authorization Act for fiscal year 1979—clearing the measure for Senate action. Pages 30230–30233

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 11302, to authorize appropriations for environmental research, development, and demonstrations for the fiscal year 1979. Page 30233

Foreign Aid Authorization: By a yea-and-nay vote of 231 yeas to 159 nays, Roll No. 800, the House agreed to the conference report on H.R. 12222, International Development and Food Assistance Act of 1978—clearing the measure for Senate action. Pages 30233–30237

Contempt Certification: The Chair announced that, pursuant to H. Res. 1350 (agreed to on September 15), the Speaker made certification on September 19, 1978, to the United States Attorney for the District of Columbia of the refusal of Hancho C. Kim to answer a question in a proceeding being conducted by the Committee on Standards of Official Conduct. Page 30237

NASA Authorization: By a yea-and-nay vote of 321 yeas to 54 nays, Roll No. 801, the House agreed to the conference report on H.R. 11401, to authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management—clearing the measure for the President. Pages 30237–30238

NSF Authorization: House agreed, with amendment, to the Senate amendment to H.R. 11400, National Science Foundation Authorization Act for fiscal year 1979—returning the measure to the Senate.

Pages 30238–30240

Customs Reform: By a yea-and-nay vote of 360 yeas to 1 nay, Roll No. 802, the House agreed to the conference report on H.R. 8149, to provide customs procedural reform—clearing the measure for the President.

Pages 30240–30243

Insurance Conversion for Members of Congress: House passed H.R. 14125, to amend chapter 87 of title 5, United States Code, to provide that Members of Congress may elect at retirement partial (in lieu of full) conversion from group life insurance to individual life insurance. Page 30243

Salt River Pima-Maricopa Indians: House passed S. 3002 (in lieu of H.R. 12344), to modify a portion of the south boundary of the Salt River Pima-Maricopa Indian Reservation in Arizona—clearing the measure for the President. Pages 30243–30245

Adjournment: Adjourned at 6:55 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on various reprogramings.

WEAPONS DEVELOPMENT AND PROCUREMENT AMONG NATO ALLIES

Committee on Armed Services: Special Subcommittee on NATO Standardization, Interoperability and Readiness held a hearing on procedures and policy for increasing weapons development and procurement cooperation among NATO Allies. Testimony was heard from Oliver C. Boileau, President, Boeing Aerospace Company.

KENNEDY ASSASSINATION

Select Committee on Assassinations: Continued hearings on the assassination of President John F. Kennedy. Testimony was heard from Thomas Kelley, former Secret Service inspector; and James Rowley, former Chief, U.S. Secret Service.

Hearings continue tomorrow.

FOOD PRICES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on food prices. Testimony was heard from Howard W. Hjort, Department of Agriculture; and Fred Sanderson, Brookings Institution.

LONGSHOREMEN'S AND HARBOR WORKERS' COMPENSATION ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety held an oversight hearing on the Longshoremen's and Harbor Workers' Compensation Act. Testimony was heard from Howard McGuigan, Legislative representative, AFL–CIO.

RETIREMENT BENEFITS

Committee on Education and Labor: Subcommittee on Labor-Management Relations held a hearing on H.R. 13535, with respect to retirement benefits for retired employees. Testimony was heard from representatives of retiree locals; pension adequacy specialists; and Chamber of Commerce; National Association of Manufacturers; and Associated General Contractors.

FOREIGN INVESTMENT IN UNITED STATES

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on foreign investment in the United States and the data collection efforts by various Federal agencies to monitor such investment. Testimony was heard from Shirley Kallek, Associate Director, Bureau of the Census, and public witnesses.

Hearings continue tomorrow.

JUSTICE HANDLING OF CLASSIFIED DATA

Committee on Government Operations: Subcommittee on Government Information and Individual Rights held a hearing on Justice Department handling of cases involving classified data and national security claims. Testimony was heard from Robert Keuch, Deputy Assistant Attorney General, Department of Justice; and Anthony Lapham, General Counsel, CIA.

OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION

Committee on Government Operations: Subcommittee on Manpower and Housing continued hearings on the Occupational Safety and Health Administration. Testimony was heard from Dr. Eula Bingham, Assistant Secretary for Occupational Safety and Health, Department of Labor.

TERRORISM

Select Committee on Intelligence: Held a hearing on intelligence problems concerning terrorism. Testimony was heard from the Superintendent and Deputy Superintendent of the Chicago Police Department.

GREAT BEAR WILDERNESS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held a hearing on and approved for full committee action H.R. 13972 amended, to designate the Great Bear Wilderness in Montana. Testimony was heard from John McGuire, Chief, Forest Service, USDA.

UNITED STATES-SOVIET RELATIONS

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on review of United States-Soviet relations. Testimony was heard from Seweryn Bialer, Director, Research Institute on International Change, Columbia University; and Alexander Dallin, Fellow, Kennan Institute for Advanced Russian Studies.

PACIFIC NORTHWEST ELECTRIC POWER PLANNING AND CONSERVATION ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on H.R. 13931, Pacific Northwest Electric Power Planning and Conservation Act. Testimony was heard from representatives of Department of Energy; Bonneville Power Administration; Treasury Department; and General Accounting Office.

Hearings continue Tuesday, September 26.

PARIMUTUEL WAGERING ON HORSERACING

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce held a hearing on H.R. 14089, to regulate interstate commerce with respect to parimutuel wagering on horseracing, and to maintain the stability of the horseracing industry. Testimony was heard from public witnesses.

FEDERAL JUDGES SERVICE—CONSUMER CONTROVERSIES RESOLUTION ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice met and approved for full committee action the following bills:

H.R. 3327, to permit the resignation with the right to continue receiving pay to certain Federal judges at age sixty-five who have completed fifteen years judicial service; and

S. 957 as amended, Consumer Controversies Resolution Act.

ENDANGERED SPECIES ACT

Committee on Merchant Marine and Fisheries: Met and ordered reported favorably to the House H.R. 14104 amended, to amend the Endangered Species Act of 1973.

MEDICAL PROFESSION ROLE IN PRESCRIBING PSYCHOTROPIC DRUGS

Select Committee on Narcotics Abuse and Control: Held a hearing on the role of the medical profession in prescribing "mood-altering" psychotropic drugs. Testimony was heard from two representatives of the American medical Association; a professor of pharmacology, and an investigative journalist.

CONFERENCE REPORT ON FEDERAL TRADE COMMISSION AMENDMENTS

Committee on Rules: Granted a rule waiving all points of order against said report for failure to comply with

the provisions of clause 3, Rule XXVIII on the Conference report on H.R. 3816, Federal Trade Commission Amendments. Testimony was heard from Representatives Eckhardt and Broyhill. A statement for the record was submitted by Chairman Staggers.

CONRAIL SECURITIES

Committee on Rules: Granted an open rule providing one hour of general debate; waiving section 402(a) of the Congressional Budget Act of 1974; and providing after the passage of H.R. 12161, the House shall proceed, section 402(a) of the Congressional Budget Act of 1974 to the contrary notwithstanding, to the consideration of the bill S. 2788, and it shall then be in order in the House to move to strike out all after the enacting clause of the said Senate bill and insert in lieu thereof the provisions contained in H.R. 12161 as passed by the House, authorizing additional appropriations for the purchase of securities of ConRail. Testimony was heard from Representatives Rooney, Madigan and Gilman. Statements for the record were submitted by Representatives Madigan and Gilman.

INDIAN CHILD WELFARE ACT

Committee on Rules: Granted an open rule providing one hour of general debate; making the committee amendment in order as an original bill for the purpose of amendment; providing that the substitute be read for amendment by titles instead of by sections; providing one motion to recommit with or without instructions; and providing after passage of H.R. 12533, the Committee on Interior and Insular Affairs shall be discharged from the further consideration of the bill S. 1214 and it shall then be in order in the House to move to strike out all after the enacting clause of the said Senate bill and insert in lieu thereof the provisions contained in H.R. 12533 as passed by the House, Indian Child Welfare Act. Testimony was heard from Representatives Udall and Roncalio. A statement for the record was submitted by Representative Marlenee.

EXTRATERRESTRIAL INTELLIGENCE RESEARCH

Committee on Science and Technology: Subcommittee on Space Science and Applications held a hearing on extraterrestrial intelligence research. Testimony was heard from Dr. Richard Berendzen, Provost, American University; Dr. Phillip Morrison, MIT; Dr. Noel Hinners, NASA; Dr. Joshua Lederberg, Rockefeller University; Dr. George C. Pimentel, NSF; and Dr. A.G.W. Cameron, National Academy of Sciences.

Hearings continue tomorrow.

PASSIVE SOLAR ENERGY

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation R.D. & D. held a hearing on passive solar energy. Testimony was heard from HUD Secretary Patricia Harris; Mrs. Omi G. Walden, Assistant Secretary for Conservation and Solar Applications, DOE; Dr. Paul Rappaport, Director, Solar Energy Research Institute, Department of Energy, Golden, Colorado; and Vivian E. Loftness, American Institute of Architects.

METAL FINISHING INDUSTRY REGULATIONS

Committee on Small Business: Subcommittee on Energy, Environment, Safety and Research held a hearing on small business impact of EPA's proposed pretreatment regulations on the metal finishing industry. Testimony was heard from city officials from Chicago and New York; and Representatives Richmond and Jones of Oklahoma.

Hearings continue tomorrow.

WAYS AND MEANS MISCELLANY

Committee on Ways and Means: Met and ordered reported favorably to the House the following bills:

H.R. 8696 as amended, with respect to the tax treatment of an individual who receives a retroactive determination of eligibility for disability compensation from the Veterans' Administration;

H.R. 8533 as amended, to clarify the exemption from political organization taxable income for proceeds from bingo and related games;

H.R. 13047 as amended, to provide for a special tax accounting rule for the redemption of trading stamps and coupons;

H.R. 12532, to provide that the use of the zero bracket amount will not reduce the benefits of income averaging;

H.R. 13719, to offset the loss in tax revenues incurred by Guam and the Virgin Islands by reason of certain Federal tax reductions;

H.R. 13592, with respect to employer's duties in connection with the recording and reporting of tips; and

H.R. 13092, to extend the optional small tax case procedures to additional taxpayers, and to make certain changes relating to the authority of commissioners of the Tax Court.

Joint Committee Meetings

SBA AUTHORIZATION

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 11445, authorizing funds for programs administered by the Small Business Administration, but did not complete action thereon and recessed subject to call.

SECOND CONGRESSIONAL BUDGET RESOLUTION

Conferees continued to resolve the differences between the Senate- and House-passed versions of H. Con. Res. 683, revising the Congressional budget for the Federal government for fiscal year 1979, but did not complete action thereon and will meet again tomorrow.

Wednesday, September 20, 1978

Senate

Chamber Action

Routine Proceedings, pages 30275–30402

Bills Introduced: Seven bills and two resolutions were introduced, as follows: S. 3506–3512; S.J. Res. 162; and S. Con Res. 106. Page 30378

Bills Reported: Reports were made as follows:

S. Res. 553, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 2852, to extend the antirecession assistance program, and to establish a supplementary fiscal assistance program for State and local governments which continue to have high unemployment (S. Rept. 95-1201).

S. Res. 561, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2, to require periodic reauthorization of Government programs (S. Rept. 95-1202).

H.R. 9071, a private bill (S. Rept. 95-1203).

S. 2079, a private bill, with an amendment (S. Rept. 95-1204). Page 30378

Bills Passed:

Printing: Senate agreed to S. Con. Res. 106, to print 5,000 additional copies of the eulogies to the late Senator Hubert H. Humphrey. Page 30354

Standing Bear Lake: Senate passed S. 3342, to name a lake which has been completed as part of the Papillion Creek basin project as the "Standing Bear Lake," after agreeing to Curtis unprinted amendment No. 1866, to name the lake known as Irvington Lake, which has also been completed within the same project, the "Glenn Cunningham Lake." Page 30333

Immigration of adopted children: Senate passed without amendment and cleared for the President H.R. 12508, to facilitate the admission into the United States of more than two adopted children, and to provide for the expeditious naturalization of adopted children. Page 30355

Worldwide immigration ceiling: Senate passed without amendment and cleared for the President H.R. 12443, to amend in several respects the Immigration and Naturalization Act, and to establish a Select Commission on Immigration and Refugee Policy. Pages 30355–30356

New York City financing: By 51 yeas to 28 nays, Senate passed without amendment and cleared for the President H.J. Res. 1088, to provide for loan guarantee authority for New York City and appropriations in case of any eventual default. Pages 30357–30366

Coal leasing: Senate passed S. 3189, authorizing the Secretary of the Interior to acquire Federal coal leases or rights to Federal coal leases by purchase at fair market value, by exchange for another coal lease, or by condemnation, after agreeing to committee amendment in the nature of a substitute, which had at first been amended by adoption of:

(1) Melcher unprinted amendment No. 1870, to provide for the readjustment of certain coal leases; and Page 30368

(2) Haskell unprinted amendment No. 1871, of a technical nature to the Federal Coal Leasing Amendments Act of 1975. Page 30371

Pages 30366–30374

Yakima Indians: Senate passed with committee amendment and returned to the House H.R. 10581, to provide for the distribution of certain judgment funds to the Confederated Tribes and Bands of the Yakima Indian Nation. Pages 30373–30374

Navajo and Hopi Indians: Senate reconsidered its action of September 19, 1978, when it passed H.R. 11092, authorizing an additional $500,000 for expenses of the Navajo and Hopi Indian Relocation Commission, agreed to DeConcini unprinted amendment No. 1869, to provide a life estate to certain members of the Navajo and Hopi tribes who would otherwise be required to relocate, and again passed the bill. Page 30356

International Development Assistance: Senate agreed to the conference report on H.R. 12222, authorizing funds for International Development Assistance programs for fiscal year 1979, thereby clearing the measure for the President. Pages 30275–30276

Foreign Relations Authorizations: Senate agreed to the conference report on H.R. 12598, to authorize funds for fiscal year 1979 for the Department of State, the International Communication Agency, and the Board for International Broadcasting, thereby clearing the measure for the President. Pages 30276–30280

HUD Appropriations: By 75 yeas to 6 nays, Senate agreed to the conference report on H.R. 12936, making appropriations for the Department of Housing and Urban Development for fiscal year 1979. Senate agreed to House amendments to Senate amendments Nos. 6, 9, 32, and 42, thereby clearing the measure for the President. Pages 30334–30346, 30353–30354

SEC Authorizations: Senate agreed to the House amendment to the Senate amendment to H.R. 11567, authorizing funds for the Securities and Exchange Commission for fiscal years 1979 and 1980, thereby clearing the measure for the President. Page 30367

Department of Education: Senate continued consid-

eration of S. 991, to establish a new Cabinet-level Department of Education, taking action on amendments proposed thereto, as follows:

Adopted:

(1) Modified Stevens (for Percy) amendment No. 3409, to delete provision calling for transfer of child nutrition program from the Department of Agriculture to the new Department of Education; Page 30283

(2) Chiles (for Humphrey) unprinted amendment No. 1854, to redesignate the Department of HEW the Department of Health and Human Services;

Page 30288

(3) Chiles (for Roth) unprinted amendment No. 1855, requiring the Congress to establish annually a ceiling on staff personnel of the new Department.

Page 30289

By unanimous consent it was agreed that when Senate resumes consideration of this bill, debate will be limited to one and one-half hours each on three amendments (Nos. 3620, 3621, and 3619) which may be offered by Senator Schmitt; following which there will be a time limitation of 80 minutes on Stevens amendment No. 3588; following which there will be a two hour time limitation on an amendment which may be offered by Senator Hayakawa; following which there will be a two hour time limitation on an amendment which may be offered by Senator Helms; following disposition of which there will be a one hour time limitation on a motion to recommit which may be offered by Senator Hayakawa; and a one hour time limitation on question of passage of the bill. Page 30291

Pages 30283–30291

Vocational Rehabilitation: Senate began consideration of S. 2600, to atuhorize funds for extension of vocational rehabilitation services, taking action on proposed amendments, as follows:

Adopted:

(1) Modified Bartlett unprinted amendment No. 1856, to define the term "reservation" under the American Indian Vocational Rehabilitation Program;

Page 30318

(2) Randolph unprinted amendment No. 1857, to limit authorizations through 1981, instead of 1983, and to reduce authorizations for those years by approximately $500 million; Page 30319

(3) Cannon unprinted amendment No. 1858, to exclude alcoholics and drug abusers from certain employment provisions of the Rehabilitation Act for which they are not qualified; Page 30322

(4) Dole unprinted amendment No. 1859, to include the Department of Justice in the Architectural and Transportation Barriers Compliance Board;

Page 30326

(5) Stafford unprinted amendment No. 1860, to authorize the Architectural and Transportation Barriers Compliance Board to participate in certain civil actions;

Page 30328

(6) Stafford unprinted amendment No. 1861, to modify and clarify the authorization of funds for in-service training for deaf interpreters; Page 30328

(7) Stafford unprinted amendment No. 1862, to require that State plans provide assurances that facilities used in the delivery of services under certain programs will comply with the Architectural Barriers Act;

Page 30328

(8) Randolph unprinted amendment No. 1863, to authorize research programs to develop methods of attracting professionals to serve in rural areas;

Page 30329

(9) Randolph unprinted amendment No. 1864, revising from three years to five years the definition of preschool age children under Section 621; Page 30329

(10) Griffin amendment No. 3424, to give to the Governors the option to determine which State agency will be responsible for Comprehensive Services for Severely Handicapped Individuals Programs; Page 30330

(11) Javits unprinted amendment No. 1865, authorizing grants to States or existing private nonprofit national organizations to provide reading services to blind persons who are not otherwise eligible for such services;

Page 30331

(12) Randolph unprinted amendment No. 1867, making several technical and clerical corrections in the bill; and Page 30334

(13) Stafford unprinted amendment No. 1868, making a prohibition against certain research and demonstration projects. Page 30346

Also during consideration of this bill today, Senate considered Randolph amendment No. 3441, to establish a National Institute of Handicapped Research.

Page 30321

Pages 30292–30334, 30346–30353, 30365–30366

Debate Limitation Agreements: By unanimous consent it was agreed that when Senate proceeds to consider S. 1185, to regulate interstate commerce with respect to parimutuel wagering on horseracing, debate thereon be limited to one hour; one hour each on two amendments which may be offered by Senator Stevenson; and 30 minutes on any other amendment; and Page 30402

When it proceeds to consider S. 3486, authorizing funds for military procurement for fiscal year 1979, debate thereon be limited to one hour; two hours on an amendment which may be offered by Senator Tower; two hours on an amendment which may be offered by Senator Proxmire; 40 minutes each on three other amendments which may be offered by Senator Proxmire; and 30 minutes on any other amendment.

Page 30402

Additional Conferee: Senator Percy was appointed as an additional conferee on H.R. 6536, to establish an actuarially sound basis for financing retirement benefits for D.C. policemen, firemen, teachers, and judges.

Page 30402

Presidential Messages: Senate received two messages from the President, as follows:

Transmitting an amendment to his Reorganization Plan No. 4 of 1978, designed to improve and simplify administrative requirements of the Employee Retirement Income Security Act (ERISA)—referred to Committee on Governmental Affairs (PM-216); and

Page 30374

Transmitting proposed constitution for local self-government for the Virgin Islands—referred to Committee on Energy and Natural Resources (PM-217).

Page 30374

Bill Held at Desk: H.R. 13745, public lands conservation programs, was received and held at the desk.

Pages 30376, 30401

Messages From the President:

Messages From the House: Pages 30374–30375

Bills Referred: Sundry House-passed bills were referred to appropriate Senate committees. Pages 30375–30376

Communications: Page 30376

Statements on Introduced Bills: Pages 30378–30384

Amendments Submitted for Printing: Page 30384

Additional Statements: Pages 30385–30401

Confirmations: Senate confirmed the following nominations:

Richard S. Arnold, to be U.S. district judge for the eastern and western districts of Arkansas; and

Bruce S. Jenkins, to be U.S. district judge for the district of Utah. Page 30402

Record Votes: Two record votes were taken today.

Pages 30354, 30366

Recess: Senate met at 10 a.m. and recessed at 6:31 p.m.

Page 30401

Committee Meetings

NUTRITION EDUCATION

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Nutrition held hearings to examine the curricula offered by medical schools in nutrition education, receiving testimony from Aaron Altschul, Georgetown University Medical School, Washington, D.C.; Charles Butterworth, University of Alabama, Birmingham; Robert B. Wilson, Washington State University, Pullman; Dr. John Sandson, Boston University, Boston; Eleanor A. Young, University of Texas, Austin; Dr. Jack Metcoff, University of Oklahoma, Oklahoma City; Jack Rutledge, Duke University Medical School, Durham, North Carolina; and Dr. William D. Holden, Cleveland, representing the National Board of Medical Examiners.

Hearings were adjourned subject to call.

NATIONAL TOURISM POLICY

Committee on Commerce, Science, and Transportation: Committee began hearings to receive testimony on the objectives that a national policy on tourism should seek to achieve. Witnesses heard were Elsa Porter, Assistant Secretary of Commerce for Administration; William B. Walton, Holiday Inns, Inc., Memphis; Thomas J. Lennon, The Homestead, Hot Springs, Virginia; Wallace W. Lee, Jr., Howard Johnson Co., Braintree, Massachusetts; Richard A. Benefield, Magee Hotel, Bloomsburg, Pennsylvania; Howard James, The Sheraton Corporation, Boston; Robert E. Juliano, Hotel and Restaurant Employees and Bartenders International Union, AFL-CIO, Washington, D.C.; and Michael Horrocks, Public Citizen Visitors Center, Washington, D.C.

Hearings continue on Tuesday, September 26.

GRAZING LANDS

Committee on Energy and Natural Resources: Committee ordered favorably reported the following measures:

H.R. 10587, authorizing funds to improve the range conditions of the public grazing lands. As approved by the committee, the bill would authorize $15 million for each of fiscal years 1979–1982, over and above funds designated for the Bureau of Land Management budget; and

An original resolution waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 10587.

Committee will meet again tomorrow on other pending calendar business.

REVENUE ACT

Committee on Finance: Committee continued markup of H.R. 13511, to provide reductions in Federal income taxes, and announced that it tentatively agreed to disallow any business expense deduction for the acquisition or maintenance of certain entertainment facilities, such as hunting lodges or yachts, and, in general, fees paid to athletic, sporting, country, and social clubs would not be tax deductible.

Committee will continue consideration of this bill tomorrow.

WORKERS COMPENSATION

Committee on Human Resources: Subcommittee on Labor continued hearings on S. 3060, to establish minimum Federal standards for compensating workers and their families who are victims of workplace accidents and illnesses, receiving testimony from Andrew Biemiller, AFL-CIO, Washington, D.C.; Robert Flockart, American Insurance Association, Washington, D.C.;

Andre Maisonpierre, Alliance of American Insurers, Washington, D.C.; and Howard Bunn, National Association of Independent Insurers, Washington, D.C.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on the Judiciary: Committee ordered favorably reported the following measures:

S. 3093, to provide for the seizure, forfeiture, and disposition of vehicles used to illegally transport persons into the United States, amended;

S. 2361, to codify certain U.S. transportation laws;

S. 1974, to provide that agencies consider alternative regulatory proposals in the promulgation of agency rules, regulations, and reporting requirements;

S. 3181, providing that a subpoena in suits involving the "False Claims Act" may be served at any place in the U.S. (amended);

S.J. Res. 29, authorizing the President to designate as "National Family Week" that week in November which includes Thanksgiving Day;

An original bill authorizing the President to designate February 11, 1978 as "National Inventors Day";

H.R. 9071, a private claims bill;

The following 48 private immigration bills: S. 135, 141, 144, 148, 152, 953, 1398, 1701, 1778, 2203, 2206, 2315, 2349, 2421, 2446, 2451, 2670, 2671, 2677, 2834, 2841, 3042, 3051, 3066, 3106, 3114, 3124, 3169, H.R. 1400, 1402, 1798, 1931, 2939, 3613, 4530, 5163, 6664, 7387, 7419, 7550, 7604, 8751, 8927, 9352, 9610, 9611, 9613, and 10407.

Also, committee ordered favorably reported the following nominations:

Theodore McMillian, of Missouri, to be U.S. circuit judge for the eighth circuit;

Richard S. Arnold, to be U.S. district judge for the eastern and western districts of Arkansas;

Harold A. Baker, to be U.S. district judge for the eastern district of Illinois;

Patricia J. E. Boyle, to be U.S. district judge for the eastern district of Michigan;

Julian A. Cook, Jr., to be U.S. district judge for the eastern district of Michigan;

Bruce S. Jenkins, to be U.S. district judge for the district of Utah;

Mariana R. Pfaelzer, to be U.S. district judge for the central district of California;

Robert J. Cindrich, to be U.S. attorney for the western district of Pennsylvania;

Andrew L. Metcalf, Jr., to be U.S. marshal for the western district of Michigan;

Richard T. Mulcrone, of Minnesota, to be a Member of the United States Parole Commission; and

H. Brooks Phillips, to be U.S. marshal for the northern district of Mississippi.

Committee indefinitely postponed action on ten private immigration bills, as follows: S. 136, 166, 1705, 1841, 1843, 2060, 2613, 3299, 3344, and 2206.

REGULATORY REFORM

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure resumed hearings on S. 2011, to establish uniform procedure for Congressional review of Executive Branch rules, receiving testimony from William Nordhaus, Member, Council of Economic Advisors; James Miller, American Enterprise Institute, Washington, D.C.; Robert Crandall, Brookings Institution, Washington, D.C.; Philip Harter, Washington, D.C.; Murray Wiedenbaum, Center for the Study of American Business, St. Louis; Jack Shafer, Borg Warner Chemicals USA, Parkersburg, West Virginia; J. Alexander McMahon, American Hospital Association, Chicago; and Monsignor James Fitzpatrick, New York Hospital Association, Albany.

Hearings were adjourned subject to call.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 14132–14142; 1 private bill, H.R. 14143; and 14 resolutions, H.J. Res. 1140, H. Con. Res. 718–723, and H. Res. 1358–1364 were introduced. **Pages 30494–30495**

Bills Reported: Reports were filed as follows:

H.R. 12900, to provide for additional assistance for the preservation of historic structures under title I of the National Housing Act, amended (H. Rept. 95–1591);

Report of the Committee on Science and Technology entitled "Allocations of Budget Totals for fiscal year 1979" (H. Rept. 95–1592);

Conference report on H.R. 11302, to authorize appropriations for environmental research, development, and demonstrations for the fiscal year 1979 (H. Rept. 95–1593); and

Conference report on H. Con. Res. 683, revising the congressional budget for the United States Government for the fiscal year 1979 (H. Rept. 95–1594). **Page 30494**

Committee Elections: Read and accepted a letter from Representative Pettis wherein she resigned as a member of the Committee on International Relations. Subsequently, the House agreed to H. Res. 1358, electing Representative Pritchard to the Committee on International Relations; and

House agreed to H. Res. 1359, electing Representative Cornwell to the Committee on Veterans' Affairs. **Page 30403**

National Good Neighbor Day: House passed S.J. Res. 133, to authorize and direct the President to issue a proclamation designating September 24, 1978, as "National Good Neighbor Day"—clearing the measure for the President. **Pages 30404–30406**

Compensation for Victims of Crime: Objection was heard to a unanimous-consent request to disagree to the Senate amendment to H.R. 7010, Victims of Crime Act of 1977; and agree to a conference. **Pages 30410–30411**

Ethics in Government: House completed all general debate and began reading for amendment on H.R. 1, to require candidates for Federal office, Members of the Congress, and officers and employees of the United States to file statements with the Comptroller General with respect to their income and financial transactions; but came to no resolution thereon. Proceedings under the 5-minute rule will continue at a later date.

Pending when the Committee of the Whole rose was the amendment in the nature of a substitute (text of H.R. 13850) made in order by the rule.

By a yea-and-nay vote of 361 yeas to 4 nays, Roll No. 805, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

An amendment that extends the date for candidates to file under the bill from October 1, 1978 to November 1, 1978;

An amendment that exempts from reporting requirements deposits of $5,000 or less in a personal savings account that bears interest;

An amendment that strikes language providing that a person requesting information under this Act may be required to supply his name and address and the names of any persons on whose behalf he is requesting the information;

An amendment that requires reporting by legislative personnel with respect to future employment, leaves of absence, continuation of payments by a former employer, and continuing participation in an employee welfare or benefit plan maintained by a former employer (agreed to by a division vote of 25 ayes to 2 noes);

Sundry technical amendments; and

An amendment that changes the effective date of provisions amending conflict of interest laws from January 1, 1978 to July 1, 1979.

Rejected:

An amendment that sought to strike the reporting requirements for candidates in congressional elections (rejected by a recorded vote of 34 ayes to 365 noes, Roll No. 806);

An amendment that sought to require congressional candidates and certain prospective executive branch personnel to report only the source and type, not the amount, of their income (rejected by a recorded vote of 39 ayes to 353 noes, Roll No. 807);

An amendment that sought to exempt disclosure of assets of spouses or dependent children which the reporting individual might only derive benefit from through inheritance;

An amendment that sought to add the following categories of value relating to assets: $100,000 to $250,000; $250,000 to $500,000; $500,000 to $1 million; $1 million to $2 million; $2 million to $5 million; and greater than $5 million;

An amendment that sought to repeal House Rule XLVII, that limits the outside earned income of Members to 15 percent of their congressional salary and prohibits Members from accepting honoraria in excess of $750 per year (rejected by a recorded vote of 97 ayes to 290 noes with 1 voting "present", Roll No. 808); and

An amendment that sought to strike language prohibiting persons above GS–16 from representing any other person, formally or informally, before their agency for one year after leaving the agency (rejected by a recorded vote of 112 ayes to 259 noes, Roll No. 809, after having been previously agreed to by a division vote of 36 ayes to 24 noes).

H. Res. 1323, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 331 yeas to 50 nays, Roll No. 804. H. Res. 1128, another rule providing for the consideration of H.R. 1, was laid on the table. **Pages 30411–30475**

Late Reports: Conferees received permission to file a conference report by midnight tonight on H. Con. Res. 683, revising the congressional budget for the United States Government for the fiscal year 1979; and

Conferees received permission to file a conference report by midnight tonight on H.R. 11302, to authorize appropriations for environmental research, development, and demonstrations for the fiscal year 1979. **Page 30476**

Compensation for Victims of Crime: Objection was again heard to a unanimous-consent request to disagree to the Senate amendment to H.R. 7010, Victims of Crime Act of 1977; and agree to a conference. **Page 30476**

Presidential Messages: Received and read the following messages from the President:

Reorganization Plan No. 4: Transmitting an amendment to reorganization Plan No. 4—referred to the Committee on Government Operations and ordered printed (H. Doc. 95–384); and

Constitution for Virgin Islands: Transmitting the proposed constitution for local self-government for the Virgin Islands—referred to the Committee on Interior and Insular Affairs and ordered printed (H. Doc. 95–385). **Pages 30476–30477**

Adjournment: Adjourned at 9:15 p.m.

Committee Meetings

KENNEDY ASSASSINATION

Select Committee on Assassinations: Continued hearings on the Assassination of President John F. Kennedy. Testimony was heard from James R. Malley, FBI liaison to the Warren Commission; and James H. Gale, former FBI assistant director of the Inspection Division.

Hearings continue tomorrow.

FOREIGN INVESTMENT IN U.S.

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on foreign investment in the United States and the data collection efforts by various Federal agencies to monitor such investment. Testimony was heard from Milton Berger and Alan Young, Department of Commerce; and Eldon Sweezy, Institute of Public Administration.

Hearings continue tomorrow.

NORTHEAST CORRIDOR IMPROVEMENT PROJECT

Committee on Government Operations: Subcommittee on Government Activities and Transportation met and unanimously approved for full committee action report entitled "Northeast Corridor Improvement Project."

MANAGEMENT OF WARNING SYSTEM

Select Committee on Intelligence: Subcommittee on Evaluation, held an executive hearing on management of the warning system by the DCI and DIA.

INTERIOR MISCELLANY

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House H.J. Res. 747, to consent to an amendment of the Constitution of the State of New Mexico to provide a method for executing visas;

H.R. 10600, a private bill; and

H.R. 14026, to provide means for the acquisition and retention of title to certain lands by the village corporation organized pursuant to the Alaska Native Claims Settlement Act for the Natives of the Village of Kake, Alaska.

INTERNATIONAL TERRORISM

Committee on International Relations: Began but did not complete markup of H.R. 13387, Act to Combat International Terrorism.

BONN SUMMIT

Committee on International Relations: Subcommittees on International Economic Policy and Trade and on International Development held a joint hearing on the Bonn Summit. Testimony was heard from Under Secretary of State Richard Cooper; Representative Whalen and Senator Javits.

Hearings continue tomorrow.

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations met in executive session on investigation of Korean-American relations.

AUTO REPAIRS

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance continued hearings on auto repairs. Testimony was heard from Charles Livingston, National Highway Traffic Safety Administration, and public witnesses.

Hearings continue tomorrow.

PARIMUTUEL WAGERING ON HORSERACING

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce met and approved for full committee action H.R. 14089, to regulate interstate commerce with respect to parimutuel wagering on horseracing, and to maintain the stability of the horseracing industry.

SEALIFT READINESS

Committee on Merchant Marine and Fisheries: Met for briefing by Admiral Isaac Kidd, U.S. Navy, on sealift readiness in the Atlantic, NATO sealift capabilities and an assessment of merchant ship attrition in a future war at sea.

DEPARTMENT OF DEFENSE APPROPRIATION AUTHORIZATION ACT

Committee on Rules: Granted an open rule providing one hour of general debate; waiving section 402(a) of the Congressional Budget Act of 1974 and providing that the bill be read for amendment by titles instead of by sections on H.R. 14042, Department of Defense Appropriations Authorization Act. Testimony was heard from Chairman Price and Representative Bob Wilson.

DOMESTIC VIOLENCE ASSISTANCE ACT

Committee on Rules: Granted an open rule providing one hour of general debate; waiving section 401(b)(1) of the Congressional Budget Act of 1974 and providing after passage of H.R. 12299, it shall be in order to take from the Speaker's table the bill S. 2759 and to move to strike out all after the enacting clause of the bill and to insert in lieu thereof the provisions contained in H.R. 12299 as passed by the House, Domestic Violence Assistance Act of 1978. Testimony was heard from Representatives Brademas, Boggs, Mikulski, Ashbrook and Steers. Statements for the record were submitted by Representatives Miller of California and Ashbrook.

FEDERAL ASSISTANCE TO STATES FOR COSTS OF CERTAIN WELFARE PROGRAMS

Committee on Rules: Granted a closed rule providing one hour of general debate; waiving section 401(b)(1) of the Congressional Budget Act of 1974 and providing that no amendments to the bill shall be in order except amendments recommended by the Committee on Ways and Means, which shall not be subject to amendment on H.R. 13335, to provide additional fiscal relief for States and political subdivisions with respect to the costs of certain welfare programs. Testimony was heard from Representatives Corman, Rangel, Vander Jagt, and Gradison.

EXTRATERRESTIAL INTELLIGENCE RESEARCH

Committee on Science and Technology: Subcommittee on Space Science and Applications continued hearings on extraterrestrial intelligence research. Testimony was heard from representatives of National Radio and Astronomy Observatory; California Institute of Technology; and Hewlett-Packard Corporation.

NASA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather held a hearing on fiscal year NASA authorization program review with testimony from NASA officials.

METAL FINISHING INDUSTRY REGULATIONS

Committee on Small Business: Subcommittee on Energy, Environment, Safety and Research continued hearings on small business impact of EPA's proposed pretreatment regulations on the metal finishing industry. Testimony was heard from representatives of Small Business Administration, and Environmental Protection Agency.

KOREAN INFLUENCE INVESTIGATION

Committee on Standards of Official Conduct: Continued Korean influence hearings in the matter of Representative McFall.

WAYS AND MEANS MISCELLANY

Committee on Ways and Means: Met and ordered reported favorably to the House the following bills:

H.R. 12051, amended, relating to the application of certain provisions of the Internal Revenue Code of 1954 to specified transactions by certain public employee retirement systems created by the State of New York or any of its political subdivisions;

H.R. 9893, amended, to increase the adjustment gross income limitation on the credit for the elderly, and to increase the amount of such credit.

Joint Committee Meetings

ELEMENTARY AND SECONDARY EDUCATION

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 15, authorizing funds through fiscal year 1983 for elementary and secondary education programs, but did not complete action thereon and will meet again tomorrow.

SECOND CONGRESSIONAL BUDGET RESOLUTION

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H. Con. Res. 683, revising the Congressional budget for the Federal government for fiscal year 1979. As agreed by the conferees, the resolution recommends $487.5 billion for outlays; $555.65 billion for new budget authority; $448.7 billion for total revenues for fiscal year 1979; $38.8 billion for the deficit; and $836.0 billion for the public debt.

CIVIL RIGHTS COMMISSION

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 3067, to extend for five years the Commission on Civil Rights.

JUDGESHIPS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 7843, to provide for the appointment of additional Federal circuit and district court judges. As agreed by the conferees, the bill provides for 35 additional Federal circuit judges and 117 district court judges.

Thursday, September 21, 1978

Senate

Chamber Action

Routine Proceedings, pages 30559–30645

Bills Introduced: Three bills and one resolution were introduced, as follows: S. 3513–3515; and S.J. Res. 163.

Page 30587

Bills Reported: Reports were made as follows:

Conference Report on H. Con. Res. 683, revising the Congressional budget for the Federal Government for fiscal year 1979 (S. Rept. 95–1205).

S. 2910, to establish programs to assist in preventing unwanted and initial repeat pregnancies among adolescents, with an amendment, together with minority and additional views (S. Rept. 95–1206).

S. Res. 551, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2995, authorizing $60 million to reconvert part of the National Visitor Center to railroad passenger service (S. Rept. 95–1207).

S. Res. 558, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 2329, to improve the administration of fish and wildlife programs of the Departments of the Interior and Commerce (S. Rept. 95–1208). Page 30587

Bill Passed:

Vocational rehabilitation: By 81 yeas to 1 nay, Senate passed H.R. 12467, to extend programs established under the Rehabilitation Act, and to establish a comprehensive services program for the severely handicapped,

after striking all after the enacting clause and inserting in lieu thereof text of Senate companion bill, S. 2600, which had at first been amended by adoption of committee amendment in the nature of a substitute bill and six other amendments proposed thereto, as follows:

(1) Javits unprinted amendment No. 1873, to allow the Secretary to make adjustments in State allotments for rehabilitating handicapped individuals; Page 30568

(2) Stafford unprinted amendment No. 1874, to require Department of HEW to report to the Congress on the impact of the bill's expansion of eligibility and services for the severely handicapped; Page 30569

(3) Randolph unprinted amendment No. 1875, to establish a National Institute of Handicapped Research; Page 30571

(4) McClure unprinted amendment No. 1876, to assure that the establishment of protection and advocacy systems is not intended to override provisions making it a criminal offense to lobby with Federal funds; Page 30573

(5) McClure unprinted amendment No. 1878, to increase funding levels for "protection and advocacy systems" for the handicapped; and Page 30576

(6) McClure unprinted amendment No. 1880, to clarify the provision providing for remedies in cases which may develop under the nondiscrimination program provisions. Page 30579

Senate insisted on its amendment, requested conference with the House, and appointed as conferees Senators Randolph, Williams, Eagleton, Kennedy, Cranston, Hathaway, Javits, Stafford, Hatch, and Schweiker. Page 30585

S. 2600 was then indefinitely postponed. Page 30586

Pages 30559–30586

Foreign Aid Appropriations: Senate began consideration of H.R. 12931, making appropriations for foreign aid programs for fiscal year 1979, taking action on amendments proposed thereto, as follows:

Adopted:

(1) Inouye unprinted amendment No. 1881, making technical and clerical corrections in the bill; and Page 30618

(2) Committee amendments through line 1 of page 11 of the bill; Page 30644

Rejected:

(1) By 30 yeas to 37 nays, Morgan unprinted amendment No. 1882, to delete language barring the use of funds for U.S. contribution to the United Nations University; and Page 30629

(2) By 21 yeas to 34 nays, Melcher unprinted amendment No. 1883, to reduce by $20 million appropriations for Economic Support funding for Zambia. Page 30640

Also, by 7 yeas to 43 nays, a quorum not being present, Senate failed to act on motion to table committee amendment dealing with appropriations for military assistance programs. After ascertaining a quorum on Friday, September 22, Senate will again vote on this tabling motion. Page 30645

Pages 30615–30645

Presidential Messages: Senate received four messages from the President, as follows:

Transmitting report on the 1976 upland cotton program—referred to Committee on Agriculture, Nutrition, and Forestry (PM-218);

Transmitting report of the Council on Wage and Price Stability covering its activities for the first quarter of 1978—referred to Committee on Banking, Housing, and Urban Affairs (PM-219);

Transmitting the 1977 annual report on the administration of the Radiation Control for Health and Safety Act—referred to Committee on Human Resources (PM-220); and

Transmitting an agreement between the United States and the Federal Republic of Germany on social security—referred jointly to Committees on Finance and Foreign Relations (PM-221). Pages 30586–30587

Bill Held at Desk: H.R. 12326, Developmental Disabilities Act Amendments, was received and held at the desk. Page 30587

Messages From the President: Pages 30586–30587

Messages From the House: Page 30587

Bills Referred: Sundry House-passed bills were referred to appropriate Senate committees. Page 30685

Statements on Introduced Bills: Pages 30588–30590

Additional Statements: Pages 30591–30672

Nominations: Senate received the following nominations:

Marshall W. Wiley, of Florida, to be Ambassador to the Sultanate of Oman; and

Thomas S. Williamson, Jr., of the District of Columbia, to be Deputy Inspector General, Department of Energy. Page 30645

Record Votes: Four record votes were taken today. Pages 30585, 30634, 30644, 30645

Recess: Senate met at 9 a.m. and for lack of a quorum recessed at 9:34 p.m. Page 30645

Committee Meetings

OCEAN SHIPPING AND NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following business items:

H.R. 9998, to provide for the regulation of rates or charges by certain State-owned carriers in the foreign commerce of the United States;

H.R. 6503, to provide for a just and reasonable rate of return or profit for common carriers by water in intercoastal commerce;

Twelve nominations in the Coast Guard; and

Nine nominations in the National Oceanic and Atmospheric Administration.

COMMITTEE BUSINESS

Committee on Energy and Natural Resources: Committee ordered favorably reported the following measures:

S. 3392, to accelerate the use of solar energy as a source of electric power, amended. As approved by the committee, the bill would authorize $125 million for fiscal year 1979;

An original resolution waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3392;

S. 3078, to establish a program of remedial action to clean up abandoned uranium mill tailing piles created between 1939 and 1970, with an amendment in the nature of a substitute; and

S. 3371, to repeal certain provisions of law establishing limits on amount of land that certain religious corporations can hold in any Territory of the United States.

REVENUE ACT

Committee on Finance: Committee continued markup of H.R. 13511, to provide reductions in Federal income taxes, reaching several tentative agreements in connection therewith, all of which are summarized in a press release available in its office in 2227 Dirksen Office Building. Some of those decisions would—

(1) Modify the present Work Incentive Program—welfare recipient tax credit so as to provide a tax credit for hiring persons who have been welfare recipients at least three months;

(2) In connection with General Stock Ownership Plans (GSOP's), provide for a five-year period special income tax treatment for certain State-chartered corporations;

(3) Exclude 70% of capital gains from the regular income tax, effective November 1, 1978 (compared with 50% under present law), with an alternative minimum tax to be worked out;

(4) Provide a transition rule ragarding the refunding of certain tax-exempt obligations issued before 1969;

(5) Provide that the minimum tax include as an item of tax preference only the amount of intangible drilling costs in excess of income from oil and gas properties;

(6) Reduce the corporate capital gains tax rate from 30% to 28%, effective January 1, 1979;

(7) Make structures or enclosures used for single purpose food or plant production eligible for the investment tax credit, retroactive to August 15, 1971;

(8) Allow cooperatives to claim the investment tax credit to the same extent that it is available to taxpayers in general; and

(9) Incorporate an amended version of S. 3416, to impose a surtax when Federal outlays exceed specified limits.

Committee will continue consideration of this bill tomorrow.

COMMITTEE BUSINESS

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

S. 3309, to provide assistance to new refugees from Indochina;

An original resolution waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3309;

An original resolution commending President Carter, President Sadat, and Prime Minister Begin on the Camp David negotiations; and

The following nominations:

Marilyn Priscilla Johnson, of New Hampshire, to be Ambassador to the Republic of Togo;

Ambler H. Moss, Jr., of Virginia, to be Ambassador to Panama;

Thomas R. Pickering, of New Jersey, to be an Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs;

G. William Miller. of California, to be Alternate Governor of the International Monetary Fund; and

The following-named persons to be U.S. Representatives to the Thirty-third Session of the U.N. General Assembly: Andrew J. Young, of Georgia; James F. Leonard, Jr., of New York; Senators Ribicoff and Pearson; and Set Charles Momjian, of Pennsylvania; and the following-named persons to be Alternate U.S. Representatives: Donald F. McHenry, of Illinois; Melissa F. Wells, of New York; Angelique O. Stahl, of Florida; John W. Hechinger, of the District of Columbia; and Richard W. Petree, of Virginia.

REGULATORY CONTROL ACT

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure concluded hearings on S. 2862, providing for Congressional review of administrative practices and procedures of the Federal Government, after receiving testimony from Paul Barru, Grand Junction, Colorado, representing the Colorado Association of Housing and Building and Northwest Colorado Home Builders; Craig Barnes, Denver, Colorado; and James Johnstone, Colorado School of Mines, Golden.

CONGLOMERATE MERGERS

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly resumed hearings on conglomerate mergers and their effect on the economy, on a community, and on employees, receiving testimony from Pro-

fessor Calvin Engler, Iona College, New Rochelle, New York; John R. Eastman, Sheller-Globe, Toledo, Ohio; Robert J. Buckley, Allegheny-Ludlum Industries, Inc., Pittsburgh; and Professor Abraham Briloff, City University of New York City.

Hearings were recessed subject to call.

POLYGRAPH TESTS

Committee on the Judiciary: Subcommittee on the Constitution resumed hearings on S. 1845, to prohibit the use of polygraph-type equipment for certain purposes, receiving testimony from Leonard Smith and Joseph Rosetti, representing American Management Associations, New York City; Theodore Marston, accompanied by Joseph Langhrey, Cummins Engine Co., Columbus, Indiana; Frederick Mosser, The Spaghetti Machine and Noodle Works Restaurant, White Flint Mall, Kensington, Maryland; and Peter Holden, Wichita State University, Wichita, Kansas.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Select Committee on Ethics: Committee held a business meeting where it took the following actions:

(1) Agreed that, on constitutional grounds, a Senate employee should not accept the gift of travel and other expenses from a foreign government;

(2) Answered several questions concerning Senate employees' political fund activity (Rule 49); and

(3) Agreed that the use of student interns with outside sponsorship is permissible with certain qualifications.

Committee also held a closed session, but made no announcements and recessed subject to call.

CAPITAL FORMATION

Select Committee on Small Business: Committee resumed hearings to explore problems concerning capital formation of small independent enterprises. Witnesses heard were Harold M. WDilliams, Chairman Securities and Exchange Commission: Thomas Unterberg, Rothschild, Unterberg and Towbin, New York City; David Klann, Loewi and Company, Inc., Milwaukee; William Hambrecht, Hambrecht & Quist, San Francisco; and E. F. Heizer, Heizer Capital Corporation, Chicago.

Committee adjourned subject to call.

House of Representatives

Chamber Action

Bills Introduced: 7 public bills, H.R. 14144–14150; 2 private bills, H.R. 14151 and 14152; and 11 resolutions, H.J. Res. 1141–1143, and H. Res. 1365–1372 were introduced. Page 30794

Bills Reported: Reports were filed as follows:

H. Res. 1365, providing for the consideration of H.R. 12161, to amend the Regional Rail Reorganization Act of 1973 to authorize additional appropriations to the United States Railway Association for purposes of purchasing securities of the Consolidated Rail Corporation (H. Rept. 95–1595);

H. Res. 1366, providing for the consideration of H.R. 12299, Domestic Violence Assistance Act of 1978 (H. Rept. 95–1596);

H. Res. 1367, providing for the consideration of H.R. 13335, to amend part A of title IV of the Social Security Act to provide additional fiscal relief for States and political subdivisions with respect to the costs of certain welfare programs (H. Rept. 95–1597);

H. Res. 1368, providing for the consideration of H.R. 14042, Department of Defense Appropriation Authorization Act for fiscal year 1979 (H. Rept. 95–1598);

H.J. Res. 1139, making continuing appropriations for fiscal year 1979, amended (H. Rept. 95–1599);

H.R. 12917, directing the Secretary of Agriculture to compile and publish certain information relating to the adequacy of a transportation system to meet the needs of agriculture and rural development in the United States, amended (H. Rept. 95–1600);

H.R. 8389, authorizing the President of the United States to present a gold medal to the widow of Robert F. Kennedy (H. Rept. 95–1601);

H.R. 13174, to provide for the striking of national medals to commemorate the XIII Olympic Winter Games to be held in Lake Placid, New York, in 1980 (H. Rept. 95–1602);

S. 425, to authorize the President of the United States to present on behalf of the Congress a specially struck gold medal to Lieutenant General Ira C. Eaker, United States Air Force (retired) (H. Rept. 95–1603);

H.R. 13643, to provide for the striking of medals in commemoration of the life and ideals of Doctor Martin Luther King, Junior, amended (H. Rept. 95–1604);

H.R. 12051, relating to the application of certain provisions of the Internal Revenue Code of 1954 to specified transactions by certain public employee retirement systems created by the State of New York or any of its political subdivisions, amended (H. Rept. 95–1605); and

S. 286, to repeal certain requirements relating to notice of animal and plant quarantines, amended (H. Rept. 95–1606). Pages 30793–30794

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright as Speaker pro tempore for today and Friday, September 22. Page 30645

Subcommittee To Sit: Subcommittee on Coast Guard and Navigation of the Committee on Merchant Marine and Fisheries received permission to sit today during proceedings of the House under the 5-minute rule. Page 30656

Second Budget Resolution: By a yea-and-nay vote of 225 yeas to 162 nays, Roll No. 811, the House agreed to a motion to recede from its disagreement and concur, with amendment, in the Senate amendment to H. Con. Res. 683, revising the congressional budget for the United States Government for the fiscal year 1979—returning the measure to the Senate. Pages 30646–30656

Late Report: Committee on Appropriations received permission to file a report by midnight on H.J. Res. 1139, making continuing appropriations for the fiscal year 1979. Earlier, it was made in order to consider H.J. Res. 1139 on Tuesday, September 26, or any day thereafter, in the House as in the Committee of the Whole. Pages 30656–30658

Middle East Peace: By a voice vote, the House agreed to H. Con. Res. 715, commending President Carter of the United States, President Sadat of Egypt, and Prime Minister Begin of Israel for the courageous steps they have taken to resolve the differences between Egypt and Israel and to bring about a comprehensive, just, and durable peace in the Middle East. Pages 30658–30661

Air Service Improvement: By a yea-and-nay vote of 363 yeas to 8 nays, Roll No. 814, the House passed H.R. 12611, to amend the Federal Aviation Act of 1958 to improve air service and provide flexibility in air fares.

Agreed to the committee amendment in the nature of a substitute.

Agreed To:

An amendment that insures that the policy of encouraging air service at major urban areas through secondary or satellite airports does not interfere with regional airport plans already in existence;

An amendment that requires the Secretary of Transportation to make an annual report on the effects during the preceding year of the implementation of this bill on the level of air safety;

An amendment that provides for agreements between certain intrastate common carriers and air carriers or foreign air carriers for the establishment of through services and joint fares;

An amendment that provides that the CAB can deny a new route authority only if the opposing party presents clear and convincing evidence the new service would not be consistent with public convenience and necessity (agreed to by a recorded vote of 300 ayes to 86 noes, Roll No. 812, after having been previously rejected by a division vote of 14 ayes to 14 noes). Earlier, a point of order was sustained against a similar amendment;

A clarifying amendment relating to small community service subsidies;

An amendment that terminates the Mutual Aid Pact (agreed to by a recorded vote of 299 ayes to 78 noes, Roll No. 813);

An amendment that requires the FAA to establish and make safety standards for commuter air carriers effective not later than 18 months after enactment, assuring the level of safety is equivalent to the level of safety on other certificated air carriers;

An amendment that assures continuity of essential air transportation to small and medium-sized communities for the next 10 years (agreed to by a division vote of 29 ayes to 15 noes);

An amendment that extends the loan guarantee program to intrastate air carriers;

An amendment that prohibits the imposition of aviation user charges by the executive branch or the increasing of such fees in excess of those in effect on January 1, 1973, without congressional approval;

An amendment that directs the President to appoint a board to investigate and report on labor disputes between Wein Air Alaska, Inc. and the Airline Pilots Association within 10 days after enactment; and

An amendment that clarifies provisions relating to equipment loan guarantees for air carriers within the State of Hawaii.

Rejected:

An amendment that sought to strike the restriction on air carriers taking over dormant authority (rejected by a division vote of 7 ayes to 18 noes); and

An amendment that sought to strike language requiring refunds to be made to Allegheny and Frontier Airlines of subsidy refunds made due to tax loss carrybacks for 1964 and 1965 (rejected by a division vote of 9 ayes to 29 noes).

Subsequently, this passage was vacated and S. 2493, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill. Pages 30661–30718

Fire Prevention Authorization: House agreed, with amendment, to the Senate amendment to H.R. 11291, to authorize appropriations for the Federal Fire Prevention and Control Act of 1974, and to change the name of the National Fire Prevention and Control Administration to the United States Fire Administration—returning the measure to the Senate. Pages 30718–30721

Surface Transportation Authorizations: House continued consideration of H.R. 11733, to authorize appropriations for the construction of certain highways in accordance with title 23 of the United States Code, for highway safety, and for mass transportation in urban and in rural areas; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Friday, September 22.

Agreed to an amendment that strikes $1 billion from each of the 1979–82 authorizations for highways programs and strikes $400 million from each of the 1979–82 authorizations for mass transit programs.

Rejected an amendment that sought to require annual authorizations for programs financed from the Highway Trust Fund to be closely related to anticipated annual

receipts to the fund (rejected by a recorded vote of 111 ayes to 238 noes, Roll No. 815). Pages 30721–30743

Presidential Messages: Received and read the following messages from the President:

Radiation control: Transmitting the 1977 annual report on the Administration of the Radiation Control for Health and Safety Act—referred to the Committee on Interstate and Foreign Commerce;

Wage and price stability: Transmitting the fourteenth quarterly report of the Council on Wage and Price Stability—referred to the Committee on Banking, Finance and Urban Affairs;

Upland cotton program: Transmitting the report of the 1976 upland cotton program—referred to the Committee on Agriculture; and

United States-Germany social security agreements: Transmitting the Agreement, Protocol, and Administrative Agreement between the United States and Germany on social security—referred to the Committee on Ways and Means and ordered printed (H. Doc. 95-386). Pages 30743–30744

Adjournment: Adjourned at 8:26 p.m.

Committee Meetings

CONTINUING APPROPRIATIONS—CHILD HEALTH ASSURANCE ACT

Committee on Appropriations: Met and ordered reported favorably to the House H.J. Res. 1139 amended, making continuing appropriations for the fiscal year 1979; and

H.R. 13611, Child Health Assurance Act of 1978.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on park service activities in the Washington area.

U.S. READINESS POSTURE IN NATO

Committee on Armed Services: Subcommittee on NATO Standardization, Interoperability and Readiness held a hearing on U.S. readiness posture in NATO and the Administration's initiatives for increasing standardization and interoperability among NATO Allies. Testimony was heard from Secretary of Defense Harold Brown.

KENNEDY ASSASSINATION

Select Committee on Assassinations: Continued hearings on the assassination of President John F. Kennedy. Testimony was heard from Warren Commission members former President Gerald Ford; Senator John Sherman Cooper, and Nicholas Katzenback; and J. Lee Rankin, General Counsel to the Warren Commission.

Hearings continue tomorrow.

COMMUNITY CREDIT NEEDS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued hearings on H.R. 13748, relating to community credit needs. Testimony was heard from Representatives Pattison and Evans of of Delaware; and public witnesses.

BUDGET TREATMENT OF TRANSACTIONS OF FOREIGN MILITARY SALES TRUST FUND ACCOUNT

Committee on the Budget: Task Force on National Security held a hearing on current budgetary treatment of financial transactions of the Foreign Military Sales Trust Fund account. Testimony was heard from General Ernest Graves, Director, Defense Security Assistance Agency; and Harry Havens, Director, Program Analysis Division, General Accounting Office.

FOREIGN INVESTMENT IN UNITED STATES

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs continued hearings on foreign investment in the United States and the data collection efforts by various Federal agencies to monitor such investment. Testimony was heard from Robert Hawkins, New York University School of Business; Gaylord Worden, Department of Commerce; Daniel H. Brill, Treasury Department; and Shirley Kallek, Commerce Department.

REORGANIZATION PLAN NO. 4—AUDIT OF FEDERAL PENSION PLANS

Committee on Government Operations: Subcommittee on Legislation and National Security met and sent to full committee with unfavorable recommendation H. Res. 1308, to disapprove Reorganization Plan No. 4, to simplify regulation of private pension plans under ERISA; and

Approved for full committee action H.R. 9701, to provide for audit of Federal pension plans by the Comptroller General of the United States.

FEDERAL AUDIOVISUAL PROGRAMS

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on Federal audiovisual programs. Testimony was heard from Representative Weiss; representatives of GSA, Defense, NASA, and DOT; and public witnesses.

FDR MEMORIAL

Committee on House Administration: Subcommittee on Library and Memorials held a hearing on H.J. Res. 979, to authorize and direct the Franklin Delano Roosevelt Memorial Commission to proceed with the construction of the Franklin Delano Roosevelt Memorial. Testimony was heard from Eugene Keogh, Chairman, FDR Memorial Commission; Bill Whalen, Director, National Park Service; Representative Murphy of New York; James Rowe, Member of the Commission; and Ira Hutchinson, Department of Interior.

COMMITTEE BUSINESS

Select Committee on Intelligence: Met in executive session on committee business.

MANAGEMENT OF WARNING SYSTEM

Select Committee on Intelligence: Subcommittee on Evaluation, continued hearings in executive session on management of the warning system by the DCI and DIA.

INTERIOR MISCELLANY

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House the following bills:

H.R. 13553 amended, to authorize the Secretary of the Interior to exchange Federal coal leases and to encourage recovery of certain coal deposits;

H.R. 13972, amended, to designate the Great Bear Wilderness, Flathead National Forest, and enlarge the Bob Marshall Wilderness, Flathead and Lewis and Clark National Forests, State of Montana;

H.R. 13221, amended, to extend the boundaries of the Toiyabe National Forest in Nevada; and

H.R. 13991, amended, to provide for the United States to hold in trust for the Susanville Indian Rancheria of Lassen County, California, approximately one hundred and twenty acres of land.

BONN SUMMIT

Committee on International Relations: Subcommittees on International Economic Policy and Trade and on International Development continued joint hearings on the Bonn Summit. Testimony was heard from Dr. Ronald Muller, Author and Professor of Economics, American University; John Sewell, Vice President, Overseas Development Council; and Jeremiah Novak, Financial Journalist, ASIA MAIL.

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations met in executive session on investigation of Korean-American relations.

AUTO REPAIRS

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance continued hearings on auto repairs. Testimony was heard from Albert Kramer, Federal Trade Commission, and public witnesses.

ACTIVE SOLAR RESIDENTIAL APPLICATIONS

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations held a hearing on consumer protection problems and issues in active solar residential applications. Testimony was heard from HUD, DOE and industry representatives.

COMMUNICATIONS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on H.R. 13015, Communications Act of 1978. Testimony was heard from representatives of Federal Communications Commission, and Telecommunications and Information Administration.

AMATEUR SPORTS ACT

Committee on the Judiciary: Met and ordered reported favorably to the House S. 2727, amended, Amateur Sports Act of 1978; and

Approved a committee resolution to support the motion to be offered on the Floor by Mr. Boland of the Select Committee on Intelligence to insist on the House version of S. 1566, Foreign Intelligence Surveillance Act, and to request a Conference with the Senate and to appoint the Conferees.

FOUNDERING OF S.S. *EDMUND FITZGERALD*

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held an oversight hearing on the foundering of the S.S. *Edmund Fitzgerald*. Testimony was heard from representatives of Coast Guard, National Transportation Safety Board, Maritime Administration, and industry, labor, and public witnesses.

WATERSHED PROJECTS

Committee on Public Works and Transportation: Subcommittee on Water Resources held a hearing on pending watershed projects of the Soil Conservation Service. Testimony was heard from Representatives Applegate, Dan Daniel, Robinson, and Watkins.

FAA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather held a hearing on program review of fiscal year 1980 FAA authorization. Testimony was heard from FAA officials.

SOLID WASTE MANAGEMENT

Committee on Science and Technology: Subcommittee on Science, Research and Technology held a hearing on national materials policy and solid waste management. Testimony was heard from representatives of Department of Commerce, Department of Energy, Department of Interior; a panel of witnesses concerned with

solid waste management in New Jersey and New York; and a panel of industrial and academic witnesses concerned with recycling and solid waste management.

KOREAN INFLUENCE INVESTIGATION

Committee on Standards of Official Conduct: Continued Korean influence hearings in the matter of Representative McFall. Testimony was heard from Ray Barnes, former administrative assistance to Representative McFall; Bob Moss, Chief Counsel, House Administration Committee; and Representative McFall.

ADMINISTRATION OF ANTIDUMPING ACT

Committee on Ways and Means: Subcommittee on Trade held a hearing on administration of the Antidumping Act of 1921. Testimony was heard from Robert Mundheim, General Counsel, Robert E. Chasen, Commissioner of Customs, and Peter D. Ehrenhaft, Deputy Assistant Secretary for Tariff Affairs, Department of the Treasury; W. J. Anderson, General Accounting Office; Representatives Regula and Bedell; and public witnesses.

AIRPORT AND AIRWAYS TRUST FUND

Committee on Ways and Means: Subcommittee on Oversight held a hearing on the Airport and Airways Trust Fund. Testimony was heard from Elwood Driver, National Transportation Safety Board; and Langhorne Bond, FAA.

Joint Committee Meetings

ELEMENTARY AND SECONDARY EDUCATION

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 15, authorizing funds through fiscal year 1983 for elementary and secondary education programs, but did not complete action thereon and will meet again on Tuesday, September 26.

CIVIL SERVICE REFORM

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 2640, to reform the Civil Service laws, but did not complete action thereon and will meet again on Monday, September 25.

Friday, September 22, 1978

Senate

Chamber Action

Routine Proceedings, pages 30817–30963

Bills Introduced: Five bills and one resolution were introduced, as follows: S. 3516–3520; and S. Res. 566.

Pages 30900, 30908

Bills Reported: Reports were made as follows:

S. 141, 148, 152, 953, 1398, 2349, 2677, 2834, 2841, 3042, 3066, and 3124, private bills (S. Repts. 95–1209 to 95–1220, respectively).

S. 135, 144, 1701, 1778, 2203, 2315, 2421, 2446, 2451, 2670, 2671, 3051, 3106, 3114, and 3169, private bills, with amendment (S. Repts. 95–1221 to 95–1235, respectively).

S. Res. 566, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3392, to accelerate the use of solar energy as a source of electric power (without written report—referred to Committee on the Budget). Pages 30899–30900

Bills Passed:

Foreign aid appropriations: By 39 yeas to 22 nays, Senate passed H.R. 12931, making appropriations for foreign aid programs for fiscal year 1979, after agreeing to remaining committee amendments, some by record vote, and taking action in connection with other amendments and motions, as follows:

(1) By 7 yeas to 58 nays, rejected motion to table committee amendment dealing with appropriations for military assistance programs; Page 30819

(2) By voice vote, agreed to Hatfield unprinted amendment No. 1884, to delete $150,000 for Nicaragua for purpose of Military Education and Training; Page 30823

(3) By 40 yeas to 30 nays, agreed to committee amendment to delete language to reduce by 2% funding for items in Title 1 Foreign Assistance—except funding for Economic Support for Israel, Egypt, Jordan, and Syria: Page 30829

(4) By 18 yeas to 47 nays, rejected DeConcini unprinted amendment No. 1885, to reduce by $1.3 billion, to a total of $500 million, level of U.S. participation in the so-called Witteveen Financing Facility of the International Monetary Fund; Page 30830

(5) By voice vote, agreed to modified Church unprinted amendment No. 1886, barring use of funds to assist Nicaragua and Afghanistan, unless the President notifies the Congress that expenditure of such funds will serve to promote democratic processes in those countries (modified by Javits unprinted amendment No. 1887 and Hatch unprinted amendment No. 1888); Page 30873

(6) By voice vote, agreed to Melcher unprinted amendment No. 1889, placing limitations on the use of Economic Support funds for Zambia; Page 30879

(7) By voice vote, agreed to modified Kennedy amendment No. 3625, to appropriate an additional $1.5 million to assist Cambodian refugees in Vietnam; Page 30879

(8) By 30 yeas to 32 nays, rejected committee amendment to delete language barring use of any funds to pay for abortions; Page 30886

(9) By voice vote, agreed to Schweiker unprinted amendment No. 1892 (in the nature of a substitute for Inouye unprinted amendment No. 1891), earmarking $20 million for resettlement in the United States of Soviet and other refugees not currently covered by existing refugee programs; Page 30889

(10) By voice vote, agreed to Inouye unprinted amendment No. 1891, as amended; Page 30891

(11) By 39 yeas to 20 nays, agreed to committee amendment increasing from $220 million to $309.6 million the U.S. contribution to the Asian Development Bank; Page 30891

(12) By 41 yeas to 22 nays, agreed to Committee amendment increasing from $421.4 to $500 million funds for U.S. contribution to the International Development Association; Page 30892

(13) By voice vote, agreed to McGovern unprinted amendment No. 1893, to make the bill conform with existing legislation prohibiting direct aid to Angola and Mozambique; Page 30892

(14) By 32 yeas to 31 nays, agreed to committee amendment to delete language barring funds for financial assistance to Vietnam; Page 30894

(15) By 32 yeas to 39 nays, agreed to committee amendment barring use of any U.S. funds only for direct assistance for Cuba; Page 30895

(16) By voice vote, agreed to Hatch unprinted amendment No. 1895, earmarking not to exceed $5 million for refugee assistance through International Relief Organizations in Rhodesia; Page 30895

(17) By voice vote, agreed to Inouye unprinted amendment No. 1896, earmarking $3 million for exchange of Israeli and Arab students studying in American-sponsored centers in those countries; Page 30895

(18) By voice vote, agreed to Inouye (for Sparkman) unprinted amendment No. 1897, earmarking $4 million for establishment of an Institute for International Medicine; Page 30896

(19) By voice vote, agreed to Inouye unprinted amendment No. 1898, to make available for fiscal 1979 unobligated balances of funds previously appropriated for International Disaster Assistance, Middle East Special Requirements Fund, and U.S. Emergency Refugee and Migration Assistance Fund; and Page 30897

(20) By voice vote, agreed to Schweiker unprinted amendment No. 1899, calling for the President to initiate international consultations with member nations of the Organization of Economic Cooperation and Development. Page 30897

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Inouye, Proxmire, Chiles, Johnston, Leahy, DeConcini, Magnuson, Schweiker, Brooke, Hatfield of Oregon, Mathias, and Young. Page 30899

Also during consideration of this bill today, Senate, by 63 yeas to 1 nay, agreed to motion to instruct the Sergeant at Arms to compel the attendance of absent Senators. Page 30818

Pages 30818–30899

Budget Act waiver: Senate agreed to S. Res. 561, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2, to require periodic reauthorization of Government programs.

Private bills: Senate passed without amendment and cleared for the President, H.R. 9071, and with amendment and cleared for the House S. 2079, both private bills. Page 30957

Budget Act waiver: Senate agreed to S. Res. 551, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2995, authorizing $60 million to reconvert part of the National Visitor Center to railroad passenger service. Page 30957

Offices of Inspector General: Senate passed for return to the House H.R. 8588, to establish Offices of Inspector General in certain Federal departments and agencies, after agreeing to committee amendment and to a series of Eagleton amendments embodied in unprinted amendment No. 1900. Pages 30949–30956

E. C. "Took" Gathings Building: Senate passed without amendment and cleared for the President H.R. 8812, to name a certain Federal building in Jonesboro, Arkansas, the "E. C. 'Took' Gathings Building". Page 30958

Uniform bankruptcy law: Senate reconsidered its action of September 7 when it passed H.R. 8200, to establish a uniform law on the subject of bankruptcies, agreed to an amendment in the nature of a substitute bill, provisions of which are embodied in Robert C. Byrd unprinted amendment No. 1901, and the bill was again passed and cleared for the House. Page 30960

Senate insisted on its amendment and requested conference with the House. Page 30960

Retired Servicemen's Benefits: Senate agreed to the House amendment to the Senate amendment to H.R. 3702, to make certain changes in the Retired Serviceman's Family Protection Plan and the Survivor Benefit Plan, thereby clearing the measure for the President. Pages 30958–30959

Fire Prevention: Senate agreed to the House amendment to the Senate amendment to H.R. 11291, authorizing funds for fiscal year 1979 for the U.S. Fire Administration, thereby clearing the measure for the President. Pages 30960–30961

Museum of African Art: Senate agreed to the House amendment to S. 2507, authorizing the Smithsonian Institution to acquire the Museum of African Art, thereby clearing the measure for the President. Pages 30961–30962

Treaty Received: Convention on the Prohibition of

Military or Any Other Hostile Use of Environmental Modification Techniques (Exec. K, 95th Cong., 2d sess.), was received, the injunction of secrecy removed therefrom, and the Treaty, together with accompanying papers, was referred to Committee on Foreign Relations. Page 30957

Bill Held at Desk: H.R. 10965, to revise the transportation laws, was received and held at the desk. Page 30899

Messages From the House: Page 30899

Bill Referred: H. Con. Res. 715, commending President Carter, President Sadat, and Prime Minister Begin for their recent peace negotiations, was referred to Committee on Foreign Relations. Page 30899

Statements on Introduced Bills: Pages 30900–30905

Amendments Submitted for Printing: Pages 30905–30907

Additional Statements: Pages 30908–30946

Confirmations: Senate confirmed the following nominations:

Theodore McMillian, of Missouri, to be U.S. circuit judge for the eighth circuit;

Patricia J. E. Boyle, to be U.S. district judge for the eastern district of Michigan;

Julian A. Cook, Jr., to be U.S. district judge for the eastern district of Michigan;

Mariana R. Pfaelzer, to be U.S. district judge for the central district of California;

Harold A. Baker, to be U.S. district judge for the eastern district of Illinois;

Robert J. Cindrich, to be U.S. attorney for the western district of Pennsylvania;

Andrew L. Metcalf, Jr., to be U.S. marshal for the western district of Michigan;

W. K. Smith, of Minnesota, to be Chairman, and the following-named persons to be Members, all of the Board of Directors of the U.S. Railway Association: Stanton P. Sender, of the District of Columbia; Nathaniel Welch, of Georgia; James E. Burke, of New Jersey; and Robert G. Flannery, of California. Page 30966

The following-named persons to be U.S. Representatives to the Thirty-third Session of the U.N. General Assembly: Andrew J. Young, of Georgia; James F. Leonard, Jr., of New York; Senators Ribicoff and Pearson; and Set Charles Momjian, of Pennsylvania; and the following-named persons to be Alternate U.S. Representatives: Donald F. McHenry, of Illinois; Melissa F. Wells, of New York; Angelique O. Stahl, of Florida; John W. Hechinger, of the District of Columbia; and Richard W. Petree, of Virginia;

Marilyn Priscilla Johnson, of New Hampshire, to be Ambassador to the Republic of Togo;

Thomas R. Pickering, of New Jersey, to be an Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs;

Ambler H. Moss, Jr., of Virginia, to be Ambassador to Panama; and

G. William Miller, of California, to be U.S. Alternate Governor of the International Monetary Fund; and

Sundry nominations in the Coast Guard and National Oceanic and Atmospheric Administration. Page 30966

Nominations: Senate received the nominations of Donald K. Petterson, of California, to be Ambassador to the Somali Democratic Republic;

Goodwin Cooke, of Connecticut, to be Ambassador to the Central African Empire; and

Numerous nominations in the Foreign Service. Pages 30963–30966

Record Votes: Ten record votes were taken today. Pages 30818–30819, 30829, 30871, 30886, 30891, 30892, 30894, 30895, 30898–30899

Recess: Senate met at 9 a.m. and recessed at 7:01 p.m. Page 30963

Committee Meetings

NOMINATIONS AND FEDERAL ACQUISITION ACT

Committee on Armed Services: Committee ordered favorably reported 3,262 routine nominations in the Army, Navy, Air Force, and Marine Corps.

Also, committee held hearings on S. 1264, to establish policies, methods, and criteria for the acquisition of property and services by executive agencies, receiving testimony from Senator Chiles.

Committee recessed subject to call.

WORKERS COMPENSATION

Committee on Human Resources: Subcommittee on Labor resumed hearings on S. 3060, to establish minimum Federal standards for compensating workers and their families who are victims of workplace accidents and illnesses, receiving testimony from Senator Dole; Dr. John Burton, Cornell University, Ithaca, New York; Robert Taft, Jeffrey O'Connell, and Richard Harris, all representing the Special Committee for Workplace Product Liability Reform; Ralph R. Adams, Jon L. Sheble, and John G. Thodis, all representing the National Association of Manufacturers, Washington, D.C.; and George Nemeth, National Council of Self-Insurers, Washington, D.C.

Subcommittee adjourned subject to call.

House of Representatives

Chamber Action

Bills Introduced: 4 public bills, H.R. 14153–14156; 2 private bills, H.R. 14157 and 14158; and 4 resolutions, H. Res. 1373–1376 were introduced. Pages 31095–31096

Bills Reported: Reports were filed as follows:

H.R. 8696, to amend the Internal Revenue Code of 1954 with respect to the tax treatment of an individual who receives a retroactive determination of eligibility for disability compensation from the Veterans' Administration, amended (H. Rept. 95–1607);

H.R. 8533, to amend the Internal Revenue Code of 1954 to clarify the exemption from political organization taxable income for proceeds from bingo and related games, amended (H. Rept. 95–1608);

H.R. 13092, to amend the Internal Revenue Code of 1954 to extend the optional small tax case procedures to additional taxpayers, and to make certain changes relating to the authority of commissioners of the Tax Court (H. Rept. 95–1609);

H. Res. 1373, providing for the consideration of H.R. 12355, to authorize appropriations to the Nuclear Regulatory Commission in accordance with section 261 of the Atomic Energy Act of 1954, as amended, and section 305 of the Energy Reorganization Act of 1974, as amended (H. Rept. 95–1610);

H. Res. 1374, providing for the consideration of H.R. 12533, to establish standards for the placement of Indian children in foster or adoptive homes, to prevent the breakup of Indian families (H. Rept. 95–1611);

H. Res. 86, amending rule XXII of the Rules of the House of Representatives to remove the limitation on the number of Members who may introduce jointly any bill, memorial, or resolution, and to provide for the addition and deletion of names of Members as sponsors after the introduction of a bill, memorial, or resolution (H. Rept. 95–1612);

Conference report on H.R. 9214, to amend the Bretton Woods Agreements Act to authorize the United States to participate in the Supplementary Financing Facility of the International Monetary Fund (H. Rept. 95–1613);

H.R. 13221, to extend the boundaries of the Toiyabe National Forest in Nevada, amended (H. Rept. 95–1614);

H.R. 14026, to provide means for the acquisition and retention of title to certain lands by the village corporation organized pursuant to the Alaska Native Claims Settlement Act for the Natives of the village of Kake, Alaska (H. Rept. 95–1615);

H.R. 13972, to designate the Great Bear Wilderness, Flathead National Forest, and enlarge the Bob Marshall Wilderness, Flathead and Lewis and Clark National Forests, State of Montana, amended (H. Rept. 95–1616);

H.R. 10600, a private bill (H. Rept. 95–1617);

Conference report on H.R. 12255, to amend the Older Americans Act of 1965 to provide for improved programs for older persons (H. Rept. 95–1618);

H.R. 13989, to amend section 1445(b) of the Food and Agriculture Act of 1977 to modify the formula for distribution of funds authorized thereunder for agricultural research (H. Rept. 95–1619); and

H.R. 13845, to amend the Perishable Agricultural Commodities Act, amended (H. Rept. 95–1620). Page 31096

Part-time Career Employment: House agreed, with amendment, to the Senate amendment to the text of H.R. 10126, to amend title 5, United States Code, to establish a program to increase part-time career employment within the civil service; and agreed to the Senate amendment to the title—returning the measure to the Senate. Pages 30967–30968

CETA Amendments: By a yea-and-nay vote of 284 yeas to 50 nays, Roll No. 819, the House passed H.R. 12452, to extend and amend the Comprehensive Employment and Training Act of 1973.

Rejected a motion to recommit the bill to the Committee on Education and Labor with instructions to report it back forthwith containing an amendment to limit use of funds for public service employment programs to 30 percent of appropriated funds (rejected by a yea-and-nay vote of 81 yeas to 252 nays, Roll No. 818). A similar amendment was rejected earlier in the Committee of the Whole by a voice vote.

Agreed to the committee amendment in the nature of a substitute.

Agreed to an amendment in the nature of a substitute to section 2 (CETA Reauthorization) of the committee amendment in the nature of a substitute that embodies most of the provisions of amendments previously agreed to in the Committee of the Whole on August 9; provides for a gradual shifting of 25 percent of those in public service employment to work training programs; places a 2-year cap on projects; limits participation in public service employment jobs to no more than 18 months during a 5-year period; and indexes wages on average wage levels in an area rather than the Consumer Price Index.

Agreed to the following amendments to the preceding substitute:

An amendment that requires persons in programs for the structurally unemployed to participate in 8 hours of skill training during every 40 hours of participation; requires prime sponsors to give preference to subgrantees who have placed the most public service employees into unsubsidized employment; authorizes case-by-case determinations of whether funds may be used to train persons in such industries as the textile industry; and prohibits the Secretary from giving preference in awarding grants or contracts for migrant and seasonal employment programs to applicants who have held prior contracts;

An amendment that increases the authorizations for the Young Adult Conservation Corps by $83 million in fiscal year 1979 and $110 million in fiscal year 1980;

A technical amendment;

An amendment that requires the plan of the prime sponsor to include a description of services for persons

facing employment barriers commonly experienced by older workers;

An amendment that requires the Secretary to consult with State and local officials in the operation of migrant and seasonal farmworker employment and training programs;

An amendment that permits the Secretary to disapprove any portion of a plan that would be inefficient; requires the Secretary to replace or eliminate the use of certain undesirable performance indicators; requires the prime sponsor to maintain the level of his program in the event of withholding of funds because of fraud or abuse, unless the prime sponsor terminates participation as a grantee; and requires the Secretary to report to Congress his recommendations for increasing the representativeness and independence of the prime sponsor's planning councils;

An amendment that, in regard to the National Commission for Employment and Training Policy, eliminates the Administration members; reduces the term of appointment from 2 years to 1 year; and permits minority and dissenting views to be included in the Commission's report to Congress;

An amendment that provides for judicial review in the United States court of appeals if a prime sponsor, recipient, or any interested person is dissatisfied with certain final actions by the Secretary;

A clarifying amendment;

An amendment that provides for the development of training programs for middle-aged and older workers;

An amendment that defines the term "special consideration" as it applies to veterans' employment and training services;

An amendment that provides that the selection of organizations to receive funds to train persons be on the basis of merit;

An amendment that requires that "preference", rather than "special consideration" be given to the most severely disadvantaged in filling public service jobs; extends the definition of "economically disadvantaged" to handicapped 16 years of age or older claimed as a dependent; and waives length of public service employment provisions in the case of Native American entities who operate certain programs;

An amendment that furthers the use of CETA manpower for weatherization projects;

An amendment that requires any report, data, information, or contract paid for or made with appropriated funds be made available, upon request, within 4 days to the chairman or ranking minority member of the House Committee on Education and Labor and the Senate Committee on Human Resources;

An amendment that prohibits use of funds to assist aliens not admitted into this country for permanent residence or not authorized by the Attorney General to accept employment;

An amendment that requires prime sponsors to participate in unified audit programs; requires audits of prime sponsors at least once every two years; requires prime sponsors to establish an internal evaluation unit; and includes "women" within the group of persons who have particular disadvantages in the labor market; and

An amendment that requires the prime sponsor to contract with local school districts when CETA positions are placed in a school setting.

Rejected the following amendments to the agreed-to substitute to the committee substitute:

An amendment that sought to add $1 billion to public service employment programs (rejected by a recorded vote of 1 aye to 335 noes, Roll No. 817); and

An amendment that sought to make a 20 percent overall reduction in the level of funding for CETA programs.

Subsequently, this passage was vacated and S. 2570, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

House then insisted on its amendments to S. 2570, and asked a conference. Appointed as conferees: Representatives Perkins, Hawkins, Dent, Beard of Rhode Island, Michael O. Myers, Le Fante, Weiss, Clay, Corrada, Quie, Sarasin, Jeffords, and Pursell.

The Clerk was authorized to correct section numbers, punctuation, cross references, and the table of contents in the engrossment of the House amendments to S. 2570.

Pages 30968–31059

Late Reports: Conferees received permission to file a conference report by midnight tonight on S. 2391, to extend the Commodity Exchange Act;

Committee on Agriculture received permission to file reports by midnight tonight on H.R. 13845, to amend the Perishable Agricultural Commodities Act; and H.R. 13989, to amend section 1445(b) of the Food and Agriculture Act of 1977 to modify the formula for distribution of funds authorized thereunder for agricultural research; and

Conferees received permission to file a conference report on H.R. 12255, to amend the Older Americans Act of 1965 to provide for improved programs for older persons. Page 31059

Surface Transportation Authorizations: House continued consideration of H.R. 11733, to authorize appropriations for the construction of certain highways in accordance with title 23 of the United States Code, for highway safety, and for mass transportation in urban and in rural areas; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Tuesday, September 26.

Agreed To:

An amendment that authorizes a demonstration project on acceleration of bridge projects to replace unsafe bridges; and makes certain exceptions in coverage for bridges not subject to the ebb and flow of the tides and not used as a means to transport commerce; and

An amendment that directs the Secretary to investigate and study ways and means of diverting a portion of the traffic from the bridges on the Interstate System across the Mississippi River presently operating above designed capacity.

Rejected an amendment that sought to strike language in the bill making changes in the Highway Beautification Act (rejected by a recorded vote of 76 ayes to 199 noes, Roll No. 820). Pages 31060–31067

Committee To Sit: Select Committee on Assassinations received permission to sit during proceedings of the House under the 5-minute rule during the week of September 25. Page 31067

Consent Calendar: By unanimous consent, it was made in order to call the Consent Calendar on Tuesday, September 26. Page 31070

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of September 27. Page 31070

Referrals: Two Senate-passed measures were referred to the appropriate House committees. Page 31095

Adjournment: Adjourned at 3:12 p.m.

Committee Meetings

KENNEDY ASSASSINATION

Select Committee on Assassinations: Continued hearings on the assassination of President John F. Kennedy with testimony from former CIA Director Richard Helms.

Hearings continue Monday, September 25.

FEDERAL RESERVE ACT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Held a hearing on H.R. 14072, Federal Reserve Act Amendments of 1978, with testimony from public witnesses.

COMMUNICATIONS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on H.R. 13015, Communications Act of 1978, with testimony from public witnesses.

Hearings continue Wednesday, September 27.

U.S. PUBLIC HEALTH SERVICE HOSPITALS

Committee on Merchant Marine and Fisheries: Held an oversight hearing on U.S. Public Health Service Hospitals. Testimony was heard from Members of the Ad Hoc Advisory Committee on Hospitals; HEW officials; union representatives; and representatives of the passenger vessel industry.

Hearings continue Thursday, September 28.

WAYS AND MEANS MISCELLANY

Committee on Ways and Means: Subcommittee on Miscellaneous Revenue Measures met and approved for full committee action the following bills:

H.R. 5470, to provide for an extension of the period during which an individual must purchase a new residence for nonrecognition of gain on the sale of an old residence in the case of members of the Armed Forces who are stationed overseas or who are required to reside in Government-owned quarters;

H.R. 12982 amended, to require the withholding of income taxes from certain payment made under employer wage continuation plans;

H.R. 13294 technical amendments, with respect to the treatment of a transfer of proven oil or gas properties by an individual to a wholly owned corporation; and

H.R. 13977 amended, to amend section 216 of the Internal Revenue Code.

Joint Committee Meeting

IMF—WITTEVEEN FACILITY

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 9214, authorizing funds for U.S. participation in the so-called Witteveen Financing Facility of the International Monetary Fund.

Saturday, September 23, 1978

Senate

Chamber Action

Routine Proceedings, pages 31101–31158

Bills Introduced: One bill and one resolution were introduced, as follows: S. 3521; and S. Res. 567.

Pages 31145, 31148

Bills Reported: Reports were made as follows:

Conference Report on H.R. 12255, proposed Older Americans Act Amendments of 1978 (S. Rept. 95–1236).

H.R. 10587, authorizing funds to improve the range conditions of the public grazing lands, with amendment (S. Rept. 95–1237).

S. Res. 567, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 10587 (without written report—referred to Committee on the Budget). Page 31145

Bills Passed:

Budget Act waiver: Senate agreed to S. Res. 553, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 2852, to ex-

tend the antirecession assistance program, and to establish a supplementary fiscal assistance program for State and local governments which continue to have high unemployment. Page 31116

Antirecession assistance program: By 44 yeas to 8 nays, Senate passed H.R. 2852, to extend the antirecession assistance program and to establish a supplementary fiscal assistance program for State and local governments which continue to have high unemployment, after agreeing to committee amendment in the nature of a substitute bill, on which Senate had at first taken action on proposed amendments, as follows:

Adopted:

(1) Danforth unprinted amendment No. 1903, to reduce by approximately $310 million the cost of the countercyclical revenue sharing program over the next two years; Page 31125

(2) Danforth unprinted amendment No. 1905, of a corrective nature; and Page 31128

(3) Danforth unprinted amendment No. 1909, making technical and clerical corrections in the bill. Page 31131

Rejected:

(1) By 22 yeas to 30 nays, Chiles unprinted amendment No. 1902, to eliminate Subtitle B, Supplementary Fiscal Assistance to State and Local Governments; and Page 31121

(2) Lugar unprinted amendment No. 1904, to restrict funding in certain instances until the unemployment rate has reached seven percent (tabled by 40 yeas to 12 nays). Page 31126

Pages 31116–31131

Local rail service assistance: Senate passed and cleared for the House S. 2981, to expand the categories of rail lines eligible for rehabilitation, deferred maintenance, and various alternative facilities, after agreeing to committee amendment in the nature of a substitute, which had at first been amended by adoption of the following three amendments:

(1) Ford unprinted amendment No. 1906, in the nature of a substitute; Page 31135

(2) Cannon unprinted amendment No. 1907, to amend the Regional Rail Reorganization Act with respect to commuter service; and Page 31136

(3) Melcher unprinted amendment No. 1908, calling for a review of the condition of the Chicago, Milwaukee and St. Paul Railroad. Page 31141

Pages 31131–31137, 31140–31145

Congressional Budget: Senate agreed to the conference report on H. Con. Res. 683, revising the Congressional budget for the Federal Government for fiscal year 1979. By 47 yeas to 7 nays, Senate agreed to the House amendment to the Senate amendment, thereby clearing the measure for the President. Pages 31103–31116

Amtrak Authorizations: Senate agreed to the conference report on S. 3040, to authorize funds for the National Railroad Passenger Corporation for fiscal year 1979, and calling for a review of the Amtrak route system, thereby clearing the measure for the President. Pages 31139–31140

Change of Legislative Day: Senate adjourned briefly, thereby changing the legislative day. Page 31103

Bill Placed on Calendar: H.J. Res. 638, to extend the deadline for the ratification of the Equal Rights Amendment, was received and placed on the Senate Calendar. Page 31103

Statements on Introduced Bills: Pages 31145–31147

Amendments Submitted for Printing: Pages 31147–31148

Additional Statements: Pages 31148–31158

Confirmations: Senate confirmed five Army, one Air Force, and two Marine Corps nominations, all in the rank of General, and sundry nominations in the Navy and Air Force. Pages 31158–31159

Record Votes: Four record votes were taken today. Pages 31116, 31123, 31127, 31130

Recess: Senate met at 7:45 a.m. and recessed at 1:34 p.m. Page 31158

House of Representatives

Chamber Action

The House was not in session today. It will next meet at 12 noon on Monday, September 25.

Committee Meetings

No meetings were held.

Monday, September 25, 1978

Senate

Chamber Action

Routine Proceedings, pages 31335–31455

Bills Introduced: One bill and one resolution were introduced, as follows: S. 3522; and S. Res. 568. Pages 31406, 31407

Bills Reported: Reports were made as follows:

S.J. Res. 29, authorizing the President to designate as "National Family Week" that week in November which includes Thanksgiving Day, with amendment (S. Rept. 95-1238).

Conference Report on S. 2391, to extend through fiscal year 1984 the life of the Commodity Futures Trading Commission (S. Rept. 95-1239). Page 31406

Bills Passed:

Budget Act waiver: Senate agreed to S. Res. 558, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 2329, to improve the administration of fish and wildlife programs of the Departments of the Interior and Commerce. Pages 31428–31429

Fish and wildlife programs: Senate passed for return to the House H.R. 2329, to improve the administration of fish and wildlife programs of the Departments of the Interior and Commerce, after agreeing to committee amendments en bloc, and to three additional amendments, as follows:

(1) Cranston unprinted amendment No. 1919, embodying language of S. 691, to provide for the preservation and enhancement of critical habitat in the grasslands area of the San Joaquin Valley for migratory waterfowl and other wetlands-dependent migratory birds of the Pacific flyway (passed by the Senate on September 8); Page 31432

(2) Hodges unprinted amendment No. 1920, to clarify that authorizations under Title I will not be available until fiscal year 1980, and making three amendments to Title III, Interoceanic Canal Study; and Page 31433

(3) Wallop unprinted amendment No. 1921, to delete from the bill so-called Sikes Act authorization, which provisions are embodied in H.R. 13745, passed by the Senate today. Page 31434

Pages 31429–31434

Wildlife refuge revenue sharing: Senate passed and returned to the House H.R. 8394, to provide for payments to local governments based upon acreage of the National Wildlife Refuge System which is within their boundaries, after agreeing to committee amendments en bloc, and to Hodges unprinted amendment No. 1922, to provide for certain payments to be made in connection with inactive military installations and payments relating to lands acquired by State for donation to Federal Government. Pages 31434–31440

Military lands conservation: Senate passed without amendment and cleared for the President H.R. 13745, authorizing funds to administer conservation programs on military reservations and other public lands during fiscal years 1979–1981. Pages 31447–31449

Transportation laws: Senate passed for return to the House H.R. 10965, to revise and codify the Interstate Commerce Act and related transportation laws, after agreeing to Hatfield of Montana unprinted amendment No. 1923, to correct a clerical error. Pages 31449–31450

Private bills: Senate passed without amendment and cleared for the House S. 141, 148, 152, 953, 1398, 2349, 2677, 2834, 2841, 3042, 3066, and 3124, private bills. Pages 31440–31443

Private bills: Senate passed with amendment and cleared for the House S. 135, 144, 1701, 1778, 2203, 2315, 2421, 2446, 2451, 2670, 2671, 3051, 3106, 3114, and 3169, private bills. Pages 31443–31447

IMF Witteveen Facility: Senate agreed to the conference report on H.R. 9214, to authorize funds for U.S. participation in the so-called Witteveen Financing Facility of the International Monetary Fund, thereby clearing the measure for action by the House. Pages 31389–31390

Tax Refund on Damaged Alcoholic Beverages: Senate agreed to the House amendments to the Senate amendments to H.R. 1920, to provide for a refund of taxes on alcoholic beverages which have been lost or rendered unmarketable due to fire or other disaster or vandalism, thereby clearing the measure for the President. Page 31447

Water Research and Development: Senate agreed to the House amendments with an amendment to S. 2704, to promote a more adequate and responsive national program of water research and development. Senate amendments are embodied in Hodges unprinted amendment No. 1924. Pages 31450–31455

Sea Grant College: Senate agreed to the House amendments to the Senate amendments to H.R. 10822, authorizing funds through fiscal years 1979 and 1980 for the National Sea Grant College Program, thereby clearing the measure for the President. Page 31455

Natural Gas Pricing: Senate resumed consideration of conference report on H.R. 5289, to establish a comprehensive natural gas pricing policy. Pages 31386–31389

Labor-HEW Appropriations: Senate began consideration of H.R. 12929, making appropriations for the Departments of Labor and Health, Education, and Welfare for fiscal year 1979, agreeing to all committee amendments en bloc, and the bill, as thus amended, will be considered as original text for purpose of further amendment. Senate agreed to other amendments proposed to this bill, as follows:

(1) Nelson unprinted amendment No. 1911, to appropriate $500,000 for the National Commission on Social Security; Page 31371

(2) Harry F. Byrd, Jr., unprinted amendment No. 1912, to increase from $1 billion to $2 billion reduction in total budget authority for Department of HEW; Page 31373

(3) Modified Johnston unprinted amendment No. 1913, to bar the use of any funds to enforce OSHA regulations relating to the occupational exposure to cotton dust prior to May 1, 1979; Page 31374

(4) Javits unprinted amendment No. 1915, to modify time limitation on public assistance claims by excepting those claims undergoing State audit activities;

Page 31391

(5) Robert C. Byrd unprinted amendment No. 1916, to appropriate an additional $10 million for Black Lung Benefit Program; Page 31395

(6) Modified Bayh unprinted amendment No. 1917, increasing from $925 million to $937.5 million funding level for the National Cancer Institute; Page 31396

(7) Modified Dole unprinted amendment No. 1918, to promote increased use of State safety consultation programs. Page 31402

During consideration of this bill today Senate, by 70 yeas to 2 nays, agreed to motion to instruct the Sergeant at Arms to request the attendance of absent Senators.

Page 31367

Pages 31348–31386, 31390–31406

Message From the House: Page 31406

Bills Referred: S. 2793, to provide for appellate review of decisions of the high court of American Samoa, was referred to Committee on Energy and Natural Resources for not to exceed 60 days. Page 31406

Amendments Submitted for Printing:

Pages 31407–31408

Additional Statements: Pages 31408–31428

Nominations: Senate received sundry nominations in the Army, Navy, Air Force, Marine Corps, and Coast Guard. Pages 31455–31472

Record Vote: One record vote was taken today.

Pages 31367–31368

Recess: Senate met at 9:45 a.m. and recessed at 7:17 p.m.

Page 31455

Committee Meetings

FOOD QUALITY—NITRITES

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation resumed hearings to examine the Federal Government's role in food safety and quality, receiving testimony from Donald Kennedy, Commissioner, Food and Drug Administration, Department of Health, Education, and Welfare; and Carol Foreman, Assistant Secretary of Agriculture for Food and Consumer Services.

Hearings were adjourned subject to call.

NOMINATIONS AND REVENUE ACT

Committee on Finance: Committee ordered favorably reported the nominations of Stanford G. Ross, of the District of Columbia, to be Commissioner of Social Security, Department of Health, Education, and Welfare; and Paula Stern, of the District of Columbia, to be a Member of the U.S. International Trade Commission.

Also, committee continued markup of H.R. 13511, to reduce income taxes. Some of the tentative actions taken by the committee would:

(1) Repeal the existing "add-on" minimum tax and establish an alternative minimum tax;

(2) Provide a deficiency dividend procedure for regulated investment companies;

(3) Increase the tax credit for hiring welfare recipients;

(4) Permit a participant in a State or local government deferred compensation plan to elect to defer compensation on a monthly rather than an annual basis;

(5) Postpone the "carryover basis provisions" in the Tax Reform Act of 1976, so that it would apply only with respect to property acquired from a decedent dying after December 31, 1979;

(6) For purposes of the investment tax credit, expand eligible property to include rehabilitation expenditures with respect to industrial and commercial buildings;

(7) Reduce the excise tax on foundations from 4% to 2%;

(8) Phase out the Federal tax on slot machines;

(9) Extend the present tax treatment of a discharge of indebtedness under certain loan programs;

(10) Make permanent the provision of present law allowing additional investment tax credits for employer contributions to an employee stock ownership plan (ESOP);

(11) Double the maximum tax credit for political contributions (up to $50 in the case of an individual and $100 in the case of a joint return);

(12) Amend the recordkeeping and reporting requirements relating to tips; and

(13) Permit employers to establish simplified pension plans using individual retirement accounts to hold plan assets.

Also, committee agreed to the corporate tax rate schedule in the House bill, to become effective January 1, 1979.

A press release summarizing all tentative actions taken by the committee today is available at its office in 2227 Dirksen Office Building.

Committee will continue considerations of this bill tomorrow.

COMMITTEE BUSINESS

Special Committee on Aging: Committee met to discuss committee activities through February, 1979, but made no announcement and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 9 public bills, H.R. 14159–14167; 2 private bills, H.R. 14168 and 14169; and 6 resolutions, H.J. Res. 1144 and 1145, and H. Res. 1377–1380 were introduced. Page 31334

Bills Reported: Reports were filed as follows:

Report of the Committee on International Relations entitled "Allocation of Budget Totals under the Second Concurrent Resolution on the Budget for fiscal year 1979" (H. Rept. 95–1621);

H.R. 12592, to amend section 4941 of the Internal Revenue Code of 1954, amended (H. Rept. 95–1622);

H.R. 9893, to amend the Internal Revenue Code of 1954 to increase the adjusted gross income limitation on the credit for the elderly, and to increase the amount of such credit, amended (H. Rept. 95–1623);

H.R. 12532, to amend the Internal Revenue Code of 1954 to provide that the use of the zero bracket amount will not reduce the benefits of income averaging (H. Rept. 95–1624);

H.R. 14104, to authorize appropriations to carry out the Endangered Species Act of 1973 through fiscal year 1981, amended (H. Rept. 95–1625);

Conference report on S. 3067, to extend the Commission on Civil Rights for three years, to authorize appropriations for the Commission, and to effect certain changes to comply with other changes in the law (H. Rept. 95–1626);

S. 2727, Amateur Sports Act of 1978, amended (H. Rept. 95–1627); and

Conference report on S. 2391, to extend the Commodity Exchange Act (H. Rept. 95–1628). Pages 31333–31334

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright as Speaker pro tempore for today. Page 31186

Veterans' and Survivors' Pensions: House disagreed to the Senate amendments to H.R. 10173, to amend title 38, United States Code, to improve the pension programs for veterans, and survivors of veterans, of the Mexican border period, World War I, World War II, the Korean conflict, and the Vietnam era; and asked a conference. Appointed as conferees: Representatives Roberts, Teague, Montgomery, Brinkley, Hefner, Edgar, Hall, Hammerschmidt, Wylie, and Guyer. Page 31187

Public Telecommunications Financing: House disagreed to the Senate amendment to H.R. 12605, to amend the Communications Act of 1934 to extend and improve the provisions of such Act relating to long-term financing for the Corporation for Public Broadcasting and relating to certain grant programs for public telecommunications; and agreed to a conference. Appointed as conferees: Representatives Staggers, Van Deerlin, Murphy of New York, Carney, Wirth, Russo, Markey, Luken, Gore, Mikulski, Waxman, Devine, Frey, Moore, Moorhead of California, and Marks. Pages 31187–31188

Suspensions: House voted to suspend the rules and pass the following:

Federal information centers: H.R. 13688, amended, to authorize the permanent establishment of a system of Federal Information Centers. Subsequently, this passage was vacated and S. 3259, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill; Pages 31188–31189

Replacement cost of Federal motor pool vehicles: H.R. 13767, to amend the Federal Property and Administrative Services Act of 1949 to permit the recovery of replacement cost of motor vehicles and other related equipment and supplies; Pages 31189–31190

Archives records: S. 1265, to amend chapter 21 of title 44, United States Code, to include new provisions relating to the acceptance and use of records transferred to the custody of the Administrator of General Services—clearing the measure for the President;

Pages 31190–31191

Agricultural Trade Act: H.R. 10584, amended, to strengthen the economy of the United States through increased sales abroad of American farm products (passed by a yea-and-nay vote of 325 yeas to 62 nays, Roll No. 822). Subsequently, this passage was vacated and S. 3447, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill;

Pages 31191–31197, 31298–31312

Domestic travel programs: H.R. 11870, amended, to amend the Act of July 19, 1940, to authorize additional appropriations (passed by a yea-and-nay vote of 289 yeas to 96 nays, Roll No. 823);

Pages 31206–31210, 31301–31303

Health maintenance organizations: H.R. 13655, amended, to amend the Public Health Service Act to revise and extend the program of assistance under that Act for health maintenance organizations (passed by a yea-and-nay vote of 327 yeas to 60 nays, Roll No. 825). Subsequently, this passage was vacated and S. 2534, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed and the language of section 106 of H.R. 12460, providing for a one-year extension of the program. Agreed to amend the title of the Senate bill;

Pages 31213–31221, 31303–31308

Health services research: H.R. 12584, amended, to amend the Public Health Service Act to revise and extend the authorities under that Act relating to health

services research and health statistics and to establish a National Center for Health Care Technology (passed by a yea-and-nay vote of 306 yeas to 77 nays, Roll No. 826). Subsequently, this passage was vacated and S. 2466, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title. H. Res. 1302, a rule providing for the consideration of H.R. 12584, was laid on the table; Pages 31222–31234

International Petroleum Exposition: S.J. Res. 154 (in lieu of H.J. Res. 923), authorizing the President to invite the States of the Union and foreign nations to participate in the International Petroleum Exposition to be held at Tulsa, Oklahoma, from September 10, 1979, through September 13, 1979—clearing the measure for the President; Pages 31256–31257

Tin Buffer Stock: H.R. 9486, amended, to authorize a contribution by the United States to the Tin Buffer Stock established under the Fifth International Tin Agreement (passed by a recorded vote of 308 ayes to 75 noes, Roll No. 828). Agreed to amend the title. H. Res. 1287, a rule providing for the consideration of H.R. 9486, was laid on the table; Pages 31257–31261, 31312–31313

Antarctic conservation: H.R. 7749, amended, to implement the Agreed Measures for the Conservation of Antarctic Fauna and Flora of the Antarctic Treaty; Pages 31261–31266

Small Business Act amendments: H.R. 13418, to amend the Small Business Act by transferring thereto those provisions of the Domestic Volunteer Service Act of 1973 affecting the operating of volunteer programs to assist small business, and to increase the maximum allowable compensation and travel expenses for experts and consultants; Pages 31267–31268

Smithsonian support facilities: S. 1029, amended, to authorize the Smithsonian Institution to construct museum support facilities; Pages 31268–31270

Solar collector installation: H.R. 13597, amended, to authorize the Architect of the Capitol to install solar collectors for furnishing a portion of the energy needs of the Rayburn House Office Building and House Office Building Annex Numbered 2 (passed by a yea-and-nay vote of 332 yeas to 48 nays with 1 voting "present", Roll No. 829); Pages 31270–31272, 31313–31314

Tax status of certain bingo games: H.R. 8533, amended, to amend the Internal Revenue Code of 1954 to clarify the exemption from political organization taxable income for proceeds from bingo and related games. Agreed to amend the title; Pages 31273–31274

Foreign earned income: H.R. 13488, amended, to amend the Internal Revenue Code of 1954 with respect to the tax treatment of earned income of United States citizens and resident aliens from sources outside the United States (passed by a recorded vote of 282 ayes to 94 noes, Roll No. 830). H. Res. 1346, a rule providing for the consideration of H.R. 13488, was laid on the table; Pages 31274–31280, 31314

Income from certain railroad rolling stock: H.R. 12352, amended, to amend the Internal Revenue Code of 1954 to provide that income from certain railroad rolling stock shall be treated as income from sources within the United States; Pages 31280–31281

Wisconsin Wilderness lands: H.R. 12264, to designate certain lands in the States of Wisconsin as wilderness; Pages 31281–31283

Marine protection: H.R. 10661, amended, to amend the Marine Protection, Research, and Sanctuaries Act of 1972 to authorize appropriations to carry out the provisions of such Act for fiscal years 1979 and 1980. Agreed to amend the title; Pages 31283–31287

Great Lakes pilotage: H.R. 12603, amended, to amend the Great Lakes Pilotage Act of 1960 in order to relieve the restrictive qualification standards for United States registered pilots on the Great Lakes; Pages 31287–31289

Navy-Maritime Board: H.R. 11861, amended, to establish a Navy-Maritime Advisory Board. Agreed to amend the title; Pages 31289–31291

Migratory bird stamps: H.R. 13372, amended, to increase the price of migratory-bird hunting and conservation stamps and to suspend the hunting of migratory birds in any State in which there has been a failure to approve an acquisition of wetlands. Agreed to amend the title; and Pages 31291–31294

Anadromous fish conservation: H.R. 13392, amended, to amend the Anadromous Fish Conservation Act to include fish in Lake Champlain that ascend streams to spawn. Subsequently, this passage was vacated and S. 415, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Pages 31294–31297

Suspensions Failed: House failed to suspend the rules and pass the following bills:

Rail Public Counsel: H.R. 12162, amended, to amend the Interstate Commerce Act to authorize additional appropriations for the Office of Rail Public Counsel (failed by a yea-and-nay vote of 188 yeas to 196 nays, Roll No. 824); and Pages 31210–31213, 31303–31304

Health services assistance: H.R. 12370, amended, to amend the Public Health Service Act and related health laws to revise and extend the programs of financial assistance for the delivery of health services (failed by a yea-and-nay vote of 193 yeas to 193 nays, Roll No. 827). Pages 31234–31256, 31312

Small Business: House disagreed to the Senate amendment to H.R. 11318, to amend the Small Business Act and the Small Business Investment Act of 1958; and agreed to a conference. Appointed as conferees: Representatives Addabbo, Smith of Iowa, St Germain, Steed, Corman, Richmond, Nolan, Gonzalez, Fowler, McDade, Conte, Kasten, and Fenwick. Page 31266

Tax Treatment Extension Act: House agreed, with amendment, to Senate amendment No. 3; and disagreed to Senate amendments Nos. 1, 2, 4, 5, 6, 7, 8, and the Senate amendment to the title to H.R. 9251, relating to extensions of time for the existing tax treatment of certain items.

House then insisted on its amendment to Senate amendment No. 3 and on its disagreement to Senate amendments Nos. 1, 2, 4, 5, 6, 7, 8, and the Senate amendment to the title to H.R. 9251; and asked a conference. Appointed as conferees: Representatives Ullman, Rostenkowski, Vanik, Waggonner, Corman, Conable, and Frenzel. Pages 31314–31321

Standing Bear Lake: House passed S. 3342, to name a lake which has been completed as part of the Papillion Creek basin project as the "Standing Bear Lake"—clearing the measure for the President. Page 31329

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 31333

Adjournment: Adjourned at 7:45 p.m.

Committee Meetings

KENNEDY ASSASSINATION

Select Committee on Assassinations: Continued hearings on the assassination of President John F. Kennedy. Testimony was heard from Joseph McNally, handwriting expert; Cecil Kirk and Bob Hunt, photographic analysis experts; Clyde Snow, anthropologist; Jacqueline Hess, committee staff member; and Louie Steven, eye witness.

Hearings continue tomorrow.

COMMUNITY CREDIT NEEDS ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance met and approved for full committee action H.R. 14044 amended, Community Credit Needs Act of 1978.

EARNING DIFFERENTIALS BETWEEN BLACK AND WHITE AMERICANS

Committee on the Budget: Task Force on Human Resources held hearings on income and earnings differentials between black and white Americans. Testimony was heard from public witnesses.

COMMITTEE REPORTS

Committee on Government Operations: Subcommittee on Government Information and Individual Rights met and approved for full committee action reports entitled "Lack of Guideline for Federal Contract and Grant Data"; and "Search Warrants Should be Required for Certain Mail Openings by the Customs Service."

FEDERAL SAFE DRINKING WATER ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment held an oversight hearing on the Federal Safe Drinking Water Act. Testimony was heard from Representative Evans of Indiana; and panels of water utility associations; environmental groups; bottled water and home treatment associations; State and local Government officials; and a panel of Federal agencies.

OLD TECHNOLOGY ALUMINUM WIRING

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on the potential hazards of old technology aluminum wiring. Testimony was heard from Jacob Rabinow, National Bureau of Standards; and Maurice Gilbert, electrical engineer.

NASA PROGRAM REVIEW

Committee on Science and Technology: Subcommittee on Space Science and Applications held a hearing on NASA program review. Testimony was heard from John F. Yardley, Associate Administrator for Space Transportation Systems, and William C. Schneider, Associate Administrator for Space Tracking and Data Systems, NASA.

Hearings continue tomorrow.

NEIGHBORHOOD BUSINESS DISTRICT REVITALIZATION

Committee on Small Business: Subcommittee on Capital, Investment and Business Opportunities held a hearing on neighborhood business district revitalization. Testimony was heard from representatives of Department of Housing and Urban Development; Small Business Administration; Economic Development Administration; and the City of Buffalo, N.Y.

ROLE OF SMALL BUSINESS IN CREATING NEW JOBS

Committee on Small Business: Subcommittee on Antitrust, Consumers and Employment held a hearing on the role that small business plays in creating new jobs. Testimony was heard from OMB and public witnesses.

Hearings continue tomorrow.

KOREAN INFLUENCE INVESTIGATION

Committee on Standards of Official Conduct: Continued hearings on the Korean influence investigation in the matter of Representative McFall.

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Joint Committee Meetings

CIVIL SERVICE REFORM

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 2640, to reform the Civil Service laws, but did not complete action thereon and will meet again tomorrow.

ECONOMIC OPPORTUNITY

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 7577, extending through fiscal year 1981 certain programs administered under the Economic Opportunity Act, but did not complete action thereon and recessed subject to call.

Tuesday, September 26, 1978

Senate

Chamber Action

Routine Proceedings, pages 31487–31615

Bills Introduced: Four bills and three resolutions were introduced, as follows: S. 3523–3526; S.J. Res. 164 and 165; and S. Res. 569. Pages 31565, 31568

Bills Reported: Reports were made as follows:

H.R. 6503, to alter the power of the Federal Maritime Commission to suspend general rate increases or decreases in the domestic offshore trades (S. Rept. 95–1240).

H.R. 8755, to make specific tariff provisions for ball or roller bearing pillow block, flange, take-up, cartridge, and hangar units, with amendment (S. Rept. 95–1241).

H.R. 9911, to continue until the close of June 30, 1981, the existing suspension of duties on certain forms of zinc, with amendment (S. Rept. 95–1242).

H.R. 12165, to extend until the close of June 30, 1981, the existing suspension of duties on certain metal waste and scrap, unwrought metal, and other articles of metal, with amendment (S. Rept. 95–1243).

S. Res. 560, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 7700, to insure the continuation of public services performed by the U.S. Postal Service (S. Rept. 95–1244). Page 31565

Bills Passed:

Military procurement authorizations: By 89 yeas to 3 nays, Senate passed S. 3486, authorizing funds for military procurement for fiscal year 1979, after agreeing to committee amendments en bloc, and taking action on other amendments proposed thereto, as follows:

Adopted:

(1) Modified Proxmire unprinted amendment No. 1926, to provide for audit and review by the Comptroller General of funds used for the relief of General Dynamics Corporation and Litton Industries, Navy contractors (motion to table at first rejected by 39 yeas to 53 nays); and Pages 31494–31515

(2) Proxmire amendment No. 3627, to abolish the Women's Army Corps (motion to table at first rejected by a tie vote of 46 yeas to 46 nays); and Pages 31515–31519

Rejected: By 15 yeas to 76 nays, Proxmire unprinted amendment No. 1925, to delete $209 million for shipbuilding claims. Pages 31501–31513
Pages 31494–31531

Parimutuel wagering on horseracing: Senate passed S. 1185, to regulate interstate commerce with respect to parimutuel wagering on horseracing, after agreeing to committee amendments en bloc.

By 75 yeas to 6 nays, Senate tabled Stevenson amendment No. 3607, to delete all third-party consent requirements in the bill.
Pages 31543–31545, 31553–31562

Fish and wildlife programs: Senate reconsidered its action of Monday, September 25, when it passed, with amendments, H.R. 2329, to improve the administration of fish and wildlife programs of the Departments of the Interior and Commerce, agreed to Gravel unprinted amendment No. 1927, to provide that the Interoceanic Canal Study Council shall consist of five members, and that the International Sea-Level Canal Study Commission shall consist of ten members, and the bill was again passed and cleared for action of the House.
Page 31532

Antirecession assistance program: Senate reconsidered its action of Saturday, September 23, when it passed H.R. 2852, to extend the antirecession assistance program, and to establish a supplementary fiscal assistance program for State and local governments which continue to have high unemployment, agreed to Robert C. Byrd (for Danforth) unprinted amendment No. 1928, to deny supplementary assistance to State governments, and would limit such assistance to local governments with unemployment in excess of six percent (in lieu of his unprinted amendment No. 1909), and again passed the bill, thereby clearing it for action of the House.
Page 31614

Air Transportation Regulatory Reform: Senate disagreed to the House amendments to S. 2493, proposed Air Transportation Regulatory Reform Act of 1978, requested conference with the House, and appointed as conferees Senators Cannon, Magnuson, Stevenson, Ford, Stevens, Schmitt, and Danforth. Page 31531

Natural Gas Pricing: Senate resumed consideration of conference report on H.R. 5289, to establish a comprehensive natural gas pricing policy, rejecting, by 36 yeas to 55 nays, Dole motion to recommit the conference report with instructions, including one that it be reported back with all references to the pricing of natural gas deleted, and that it embody the language contained in Titles III, V, and VII of conference report, with required conforming changes. Page 31532

During consideration of this measure, Senate, by unanimous vote of 88 yeas, agreed to motion to instruct the Sergeant at Arms to compel the attendance of absent Senators. Page 31542
Pages 31532–31543

Electronic Surveillance: Senate further disagreed to the House amendments to S. 1566, to establish procedures for electronic surveillance to obtain intelligence information, agreed to conference with the House, and appointed as conferees Senators Kennedy, Abourezk, Metzenbaum, Bayh, Biden, Morgan, Hathaway, Thurmond, Scott, Garn, Mathias, and Wallop. Page 31531

Environmental Research and Development: Senate agreed to the conference report on H.R. 11302, authorizing $351 million for environmental research, development, and demonstration projects for fiscal year 1979, thereby clearing the measure for action of the House.
Pages 31545–31552

Private Bill: Senate receded from its amendment to H.R. 1445, a private bill, thereby clearing the measure for the President. Page 31599

Veterans' Pensions: Senate insisted on its amendments to H.R. 10173, to improve pension programs for veterans and their survivors, agreed to conference with the House, and appointed as conferees Senators Cranston, Talmadge, Randolph, Stone, Durkin, Matsunaga, Stafford, Thurmond, and Hansen. Page 31613

Government Work Schedules: Senate agreed to the House amendment to the Senate amendments to H.R. 10126, to provide increased employment opportunity by Federal agencies for persons unable to work standard working hours, thereby clearing the measure for the President. Page 31613

Uniform Bankruptcy Law: Senate insisted on its amendment to H.R. 8200, to establish a uniform law on the subject of bankruptcies, requested conference with the House, and appointed as conferees Senators Eastland, DeConcini, Biden, Thurmond, and Wallop.
Page 31614

Change of Legislative Day: Senate adjourned briefly, thereby changing the legislative day. Page 31488

Ascertainment of a Quorum: By 51 yeas to 1 nay, Senate agreed to motion to instruct the Sergeant at Arms to request the presence of absent Senators.
Pages 31487–31488

Bill Held at Desk: H.R. 13418, to transfer to the Small Business Act provisions of the Domestic Volunteer Service Act which govern the operation of SBA's volunteer counseling programs, was received and held at the desk.
Page 31563

Messages From the House: Page 31562

Bill Referred: H.R. 13767, to permit the recovery of replacement cost of motor pool vehicles, was referred to Committee on Governmental Affairs. Page 31563

Communications: Pages 31563–31564

Statements on Introduced Bills: Pages 31565–31567

Amendments Submitted for Printing:
Pages 31569–31583

Additional Statements: Pages 31583–31599

Nominations: Senate received the nominations of the following-named persons to be U.S. Representatives to the Twentieth Session of the U.N. General Conference of Educational, Scientific, and Cultural Organizations: John E. Reinhardt, of Maryland; Esteban E. Torres, of Virginia; Hale Champion, of the District of Columbia; Sarah G. Power, of Michigan; and William Attwood, of Connecticut; and the following-named persons to be Alternate U.S. Representatives: Mathilde Krim, of New York; Joseph D. Duffey, of the District of Columbia; Maurice A. Ferre, of Florida; Arthur K. Solomon, of Massachusetts; and Leila Fraser, of Wisconsin.
Page 31615

Record Votes: Eight record votes were taken today.
Pages 31488, 31513, 31524, 31525, 31542, 31533, 31558

Recess: Senate met at 8:45 a.m. and recessed at 8 p.m.
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Committee Meetings

BUDGET ACT WAIVER

Committee on the Budget: Committee voted to report unfavorably S. Res. 560, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 7700, to ensure the continuation of public services performed by the U.S. Postal Service.

NATIONAL TOURISM POLICY

Committee on Commerce, Science, and Transportation: Committee resumed hearings to receive testimony on the objectives that a national policy on tourism should seek to achieve. Witnesses heard were Lieutenant Governor Thomas P. O'Neill III of Massachusetts, representing the National Lieutenant Governors' Conference; Robert J. Sullivan, San Francisco, Eugene C. Hosmer, Philadelphia, and Charles Gillett, New York City, all representing the International Association of Convention and Visitor Bureaus; Russell V. Stephenson, Hughes Airwest, San Francisco; Daniel A. Colussy, Pan Ameri-

can World Airways, Inc., New York City; C. E. Meyer, Trans World Airlines, Inc., New York City; Dominic P. Renda, Western Air Lines, Inc., Los Angeles; and Aldo Papone, New York City, Harry L. Freeman, Washington, D.C., and Kevin Pakenham, London, England, all representing American Express Company.

Hearings continue on Thursday, September 28.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Marvin S. Cohen, of Arizona, to be a Member of the Civil Aeronautics Board, after the nominee, who was introduced by Senator DeConcini and Representative Udall, testified and answered questions on his own behalf.

NOMINATION

Committee on Energy and Natural Resources: Committee concluded hearings on the nomination of Thomas S. Williamson, Jr., of the District of Columbia, to be Deputy Inspector General, Department of Energy, after the nominee testified and answered questions on his own behalf. Testimony was also received from Kenneth Mansfield, Inspector General, Department of Energy.

ALASKA NATIONAL LANDS

Committee on Energy and Natural Resources: Committee resumed consideration of the following bills which designate or add certain lands in Alaska to the National Parks, National Wild and Scenic Rivers, and National Wilderness Preservations Systems—S. 499, 1500, 1546, 1787, 2465, 2944, 3016, and H.R. 39—but did not complete action thereon and will meet again tomorrow.

NOMINATION

Committee on Environment and Public Works: Committee held hearings on the nomination of Richard Merrell Freeman, of Illinois, to be a Member of the Board of Directors of the Tennessee Valley Authority, where the nominee testified and answered questions on his own behalf.

Committee will further consider this nomination on Thursday, September 28.

REVENUE ACT

Committee on Finance: Committee continued markup of H.R. 13511, to reduce income taxes. Some of the tentative actions taken by the committee today would:

(1) Provide a new tax credit for employers hiring persons in certain targeted groups for calendar years 1979–1981;

(2) Allow employees and independent contractors performing services for a State or local government to defer annually an amount equal to the lesser of $7,500 or 33⅓ percent of their currently includible compensation;

(3) Provide that cash or deferred profit-sharing plans can be tax qualified if the average contribution of members of the upper one-third of eligible employees does not exceed the average contribution by members of the lower two-thirds of eligible employees;

(4) Provide that in the case of cash-basis taxpayers transferring property to a controlled corporation, liabilities for currently deductible items generally would not be considered "liabilities" for purposes of determining whether the transfer results in recognition of gain by the transferor;

(5) Permit a participant in a qualified retirement plan, other than a government plan, to make a deductible contribution to the plan or to an individual retirement account;

(6) Prohibit self-insured medical and accident reimbursement plans from discriminating in favor of officers, major shareholders, or highly-paid employees of a business;

(7) Provide, with certain limitations, that employees would not be subject to Federal income tax on the value of education assistance provided by their employer; and

(8) Increase certain Social Security Act grants for social services to $2.9 billion in fiscal year 1979.

A press release summarizing all tentative actions taken by the committee today is available at its office in 2227 Dirksen Office Building.

Committee will continue consideration of this bill tomorrow.

SUPPLEMENTAL SECURITY INCOME

Committee on Finance: Subcommittee on Public Assistance held hearings on H.R. 10848 and 12972, to modify the disability aspects of the Supplemental Security Income program, receiving testimony from Representatives Stark and Keys; Don I. Wortman, Acting Commissioner of Social Security, Department of Health, Education, and Welfare; Robert Gorski, Westside Community for Independent Living, Los Angeles; Greg Sanders, Center for Independent Living, Oakland, Calif.; Gerald S. Parker, on behalf of the Health Insurance Association of America, Washington, D.C.; and Dr. Elizabeth Boggs, on behalf of the National Association for Retarded Citizens, Washington, D.C.

Hearings were recessed subject to call.

FBI CHARTER

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure resumed hearings on the FBI Charter, receiving testimony on overall policy from Attorney General Griffin B. Bell and William H. Webster, Director, Federal Bureau of Investigation, both of the Department of Justice.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 8 public bills, H.R. 14170–14177; 1 private bill, H.R. 14178; and 4 resolutions, H. Con. Res. 724, and H. Res. 1381–1383 were introduced.

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Bills Reported: Reports were filed as follows:

H.R. 8853, to amend title 18 of the United States Code to eliminate racketeering in the sale and distribution of cigarettes, amended (H. Rept. 95–1629);

H.J. Res. 747, to consent to an amendment of the constitution of the State of New Mexico to provide a method for executing leases and other contracts for the development and operation of geothermal steam and waters on lands granted or confirmed to such State, amended (H. Rept. 95–1630);

H.R. 13991, to provide for the United States to hold in trust for the Susanville Indian Rancheria of Lassen County, California, approximately one hundred and twenty acres of land, amended (H. Rept. 95–1631);

H.R. 9568; 8810, amended; and 8930; all private bills (H. Repts. 95–1632 through 1634, respectively).

Pages 31769–31770

Committee Election: Read a letter from Representative Del Clawson wherein he resigns from the Committee on Rules. Subsequently, the House agreed to H. Res. 1381, electing Representative Bauman to the Committee on Rules.

Page 31616

Consent Calendar: On the call of the Consent Calendar, the House passed the following:

Cleared for the President:

Carl Hayden Bee Research Center: H.R. 7432, to designate the United States Department of Agriculture's Bee Research Laboratory in Tucson, Arizona, as the "Carl Hayden Bee Research Center". Subsequently, this passage was vacated and S. 3274, a similar Senate-passed bill, was passed in lieu;

Aquatic products: H.R. 11079, to amend the Farm Credit Act of 1971 (85 Stat. 583) to extend the term for production credit association loans to producers or harvesters of aquatic products. Subsequently, this passage was vacated and S. 3045, a similar Senate-passed bill, was passed in lieu;

Roman L. Hruska Meat Animal Research Center: S. 409, to designate the Meat Animal Research Center located near Clay Center, Nebraska, as the "Roman L. Hruska Meat Animal Research Center";

Administration of gifts to Agriculture Department: S. 2951, to authorize the Secretary of Agriculture to accept and administer on behalf of the United States gifts or devises of real and personal property for the benefit of the Department of Agriculture or any of its programs;

Jurisdiction over lands by Agriculture Secretary: S. 2946, to authorize the Secretary of Agriculture to relinquish exclusive legislative jurisdiction over lands or interests under his control;

Application of General Records Schedules: S. 1267, to amend sections 3303a and 1503 of title 44, United States Code, to require mandatory application of the General Records Schedules to all Federal agencies and to resolve conflicts between authorizations for disposal and to provide for the disposal of Federal Register documents;

Presentation of medal to Lt. Gen. Eaker: S. 425, to authorize the President of the United States to present on behalf of the Congress a specially struck gold medal to Lieutenant General Ira C. Eaker, United States Air Force (retired); and

Animal and plant quarantines: S. 286, to repeal certain requirements relating to notice of animal and plant quarantines.

Sent to the Senate without amendment:

Presentation of medal to widow of Robert F. Kennedy: H.R. 8389, authorizing the President of the United States to present a gold medal to the widow of Robert F. Kennedy; and

Olympic Winter Games medals: H.R. 13174, to provide for the striking of national medals to commemorate the XIII Olympic Winter Games to be held in Lake Placid, New York.

Sent to the Senate, amended:

W. R. "Bob" Poage Pecan Field Station: H.R. 11123, to designate the United States Department of Agriculture's Pecan Field Station in Brownwood, Texas, as the "W. R. 'Bob' Poage Pecan Field Station". Subsequently, this passage was vacated and S. 3467, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill;

Citizenship for Jefferson Davis: H.J. Res. 1041, to restore posthumously full rights of citizenship to Jefferson F. Davis. Subsequently, this passage was vacated and S.J. Res. 16, a similar Senate-passed resolution, was passed in lieu after being amended to contain the language of the House resolution as passed. Agreed to strike the preamble of the Senate resolution; and

One Bank Holding Company Act: H.R. 9937, to amend the One Bank Holding Company Act of 1970. Agreed to amend the title.

Eligible bill not considered:

Passed over without prejudice: H.R. 13643.

Pages 31616–31622

Printing: House agreed to the following resolutions, all on the Consent Calendar, authorizing printing:

H. Res. 1285, to provide for the printing of the proceedings incident to the presentation of a portrait of the Honorable Al Ullman.

H. Res. 1338, providing for the printing of the report entitled "Freedom of Information Requests for Business Data and Reverse-FOIA Lawsuits";

S. Con. Res. 90, authorizing the printing of additional copies of volumes 1 and 2 of the committee print entitled "A legislative History of the Water Pollution Control Act Amendments of 1972"—clearing the measure;

S. Con. Res. 96, authorizing the reprinting of book II of the Senate report entitled "Intelligence Activities and the Rights of Americans"—clearing the measure; and

S. Con. Res. 97, authorizing the printing of additional copies of the committee print entitled "Preliminary Guide to Export Opportunities to Japan"—clearing the measure. Pages 31620–31621

Joint Referrals: By unanimous consent, S. 419, H.R. 12818, H.R. 13424, and H.R. 13518, Federal Oil Shale Commercialization Test Act, were jointly referred to the Committee on Science and Technology. Page 31623

Foreign Assistance Appropriations: House disagreed to the Senate amendments to H.R. 12931, making appropriations for Foreign Assistance and related programs for the fiscal year ending September 30, 1979; and agreed to a conference. Appointed as conferees: Representatives Long of Maryland, Obey, Charles Wilson of Texas, Yates, Burke of California, McHugh, Roybal, Stokes, Mahon, Young of Florida, Conte, Smith of Nebraska, and Cederberg. Page 31623

Foreign Intelligence Surveillance: House insisted on its amendments to S. 1566, to amend title 18, United States Code, to authorize applications for a court order approving the use of electronic surveillance to obtain foreign intelligence information; and asked a conference. Appointed as conferees: Representatives Boland, Murphy of Illinois, Mazzoli, Rodino, Kastenmeier, Bob Wilson of California, and McClory; and Ertel, for consideration of differences relating the elimination of language providing for special courts and language providing for United States district courts jurisdiction over orders for surveillance. Page 31623

Suspensions: House voted to suspend the rules and pass the following:

Prohibition of union organization in armed forces: S. 274, amended, to amend chapter 49 of title 10, United States Code, to prohibit union organization and membership in the armed forces (passed by a yea-and-nay vote of 395 yeas to 12 nays, Roll No. 832). Agreed to amend the title; Pages 31623–31624, 31689

Southwestern Power Administration rates: H.R. 13069, amended, to prohibit discrimination in rates charged by the Southwestern Power Administration. Subsequently, this passage was vacated and S. 2249, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill; Pages 31634–31636

Susan B. Anthony dollar coin: H.R. 12728, amended, to amend the Coinage Act of 1965 to change the size, weight, and design of the one-dollar coin (passed by a yea-and-nay vote of 368 yeas to 38 nays, Roll No. 834). Subsequently, this passage was vacated and S. 3036, a similar Senate-passed bill, was passed in lieu—clearing the measure for the President; Pages 31636–31639, 31690–31691

Contract disputes: H.R. 11002, amended, to provide for the resolution of claims and disputes relating to Government contracts awarded by executive agencies; Pages 31641–31646

Nazi war criminals: H.R. 12509, amended, to amend the Immigration and Nationality Act to exclude from admission into, and to deport from, the United States all aliens who persecuted any person on the basis of race, religion, national origin, or political opinion. Agreed to amend the title; Pages 31646–31650

Tribally controlled community colleges: H.R. 9158, amended, to provide for grants to tribally controlled community colleges. Subsequently, this passage was vacated and S. 1215, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed; Pages 31650–31656

Foreign investments in farmland: H.R. 13356, amended, Agricultural Foreign Investment Disclosure Act of 1978. Subsequently, this passage was vacated and S. 3384, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill; Pages 31671–31684

Chesapeake Bay research: H.R. 12631, amended, to provide for the coordination of federally supported and conducted research efforts regarding the Chesapeake Bay; and Pages 31684–31687

Medals in commemoration of Dr. Martin Luther King, Jr.: H.R. 13643, amended, to provide for the striking of medals in commemoration of the life and ideals of Doctor Martin Luther King, Junior. Pages 31687–31688, 31692

Suspensions Failed: House failed to suspend the rules and pass the following bills (two-thirds of those present not voting in favor):

Hydroelectric powerplants: H.R. 9333, amended, to authorize the Secretary of the Interior to construct hydroelectric powerplants and various existing water projects (failed by a yea-and-nay vote of 263 yeas to 143 nays with 1 voting "present", Roll No. 833); and Pages 31630–31636, 31690

Amateur sports: S. 2727, amended, to promote and coordinate amateur athletic activity in the United States, to recognize certain rights for United States amateur athletes, and to provide for the resolution of disputes involving national governing bodies (failed by a yea-and-nay vote of 244 yeas to 158 nays with 1 voting "present", Roll No. 835, after having been previously passed by a division vote of 34 yeas to 16 nays). Pages 31656–31671, 31691–34692

Yakima Indian Nation: House cleared for the President H.R. 10581, to provide for the distribution of certain judgment funds awarded by the Indian Claims Commission to the Confederated Tribes and Bands of the Yakima Indian Nation; by agreeing to the Senate amendments thereto. Page 31692

Veterans' Disability Compensation: House agreed, with amendments, to the Senate amendments to H.R. 11886, to amend title 38, United States Code, to increase the rates of disability compensation for disabled veterans, and to increase the rates of dependency and indemnity compensation for their survivors—returning the measure to the Senate. Pages 31692–31701

Transportation Code Amendments: House cleared for the President H.R. 10965, to revise, codify, and enact without substantive change the Interstate Commerce Act and related laws as subtitle IV of title 49, United States Code, "Transportation"; by agreeing to the Senate amendment thereto. Page 31701

Summons: Read a summons directing Representative Mitchell of Maryland to appear as a witness before the Superior Court of Baltimore City, State of Maryland. Subsequently, the House agreed to H. Res. 1382, authorizing Representative Mitchell of Maryland to appear in response to the summons at such time as when the House is not sitting in session. Pages 31702–31703

Printing: House agreed to S. Con. Res. 106, authorizing the printing of five thousand additional copies of the eulogies to the late Senator Hubert H. Humphrey—clearing the measure. Page 31703

Justice Authorization: House completed all general debate and began reading for amendment on H.R. 12005, to authorize appropriations for the purpose of carrying out the activities of the Department of Justice; but came to no resolution thereon. Proceedings under the 5-minute rule will continue at a later date.

Agreed To:

An amendment that provides for the FBI to make a written report to a Member of Congress on any investigation conducted based on a threat on the Member's life;

The second amendment of the Select Committee on Intelligence that assures all appropriate committees are notified when reprograming actions are taken. Earlier, the first Intelligence Committee amendment, that sought to reduce the FBI authorization to the level requested by the President, was withdrawn; and

An amendment that prohibits use of funds to bring action to require directly or indirectly the busing of students to a school other than the school nearest the student's home, except for a student requiring special education as a result of being mentally or physically handicapped (agreed to by a recorded vote of 235 ayes to 158 noes, Roll No. 837).

H. Res. 1222, the rule under which the bill is being considered, was agreed to earlier by a voice vote. Page 31703–31714

Continuing Appropriations: By a yea-and-nay vote of 349 yeas to 30 nays, Roll No. 838, the House passed H.J. Res. 1139, making continuing appropriations for the fiscal year 1979.

Agreed To:

The committee amendment, as amended by a conforming amendment;

An amendment that makes current HEW abortion language applicable to the Department of Defense; and

An amendment that strikes language providing additional amounts necessary to make payments under mandatory Labor-HEW programs. Pages 31714–31718

Agriculture Appropriations: By a yea-and-nay vote of 328 yeas to 31 nays, Roll No. 839, the House agreed to the conference report on H.R. 13125, making appropriations for the Agriculture, Rural Development, and Related Agencies programs for the fiscal year ending September 30, 1979.

House receded from its disagreement and concurred in Senate amendment No. 83.

House receded from its disagreement and concurred, with amendment, in Senate amendments Nos. 10, 14, 82, and 84—clearing the measure for Senate action. Pages 31718–31729

Rehabilitation Services: House agreed, with amendments, to the Senate amendments to H.R. 12467, Comprehensive Rehabilitation Services Amendments of 1978—returning the measure to the Senate. Pages 31730–31758

Subpenas: House agreed to H. Res. 1383, in response to certain subpenas for House documents and testimony. Pages 31758–31759

Subcommittee To Sit: Subcommittee on Public Buildings and Grounds of the Committee on Public Works and Transportation received permission to sit during proceedings of the House under the 5-minute rule on Wednesday, September 27 and Thursday, September 28. Pages 31759–31760

Tuition Tax Credit: The Speaker appointed Representative Pickle as a conferee on H.R. 12050, to amend the Internal Revenue Code of 1954 to provide a Federal income tax credit for tuition; vice Representative Burleson resigned. Page 31760

Referrals: Seventeen Senate-passed measures were referred to the appropriate House committees. Page 31769

Adjournment: Adjourned at 8:01 p.m.

Committee Meetings

ENERGY PROBLEMS OF THE ELDERLY

Select Committee on Aging: Subcommittee on Housing and Consumer Interests held a hearing on energy problems of the elderly. Testimony was heard from Senator Hart; Phillip S. Hughes, Department of Energy; senior citizens from Milwaukee; and representatives of Edison Electric Institute; Social Development Commission of Milwaukee; Legal Counseling for the Elderly Project, Buffalo, N.Y.; and Dr. Harold Brody, Professor of Medicine, State University of New York.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on reprogrammings.

MILITARY DRUG ABUSE— UNIFORMED SERVICES UNIVERSITY AMENDMENT

Committee on Armed Services: Subcommittee on Investigations held hearings on drug abuse by military personnel; and H.R. 13903, to provide that a member of the Board of Regents of the Uniformed Services University of the Health Sciences whose term of office has expired shall continue to serve until a successor is appointed. Testimony was heard from Deputy Secretary of Defense Charles W. Duncan, Jr.; and Lt. Gen. Robert G. Yerks, Deputy Chief of Staff for Personnel, U.S. Army.

REAL ESTATE PROJECTS

Committee on Armed Services: Subcommittee on Military Installations and facilities met and approved 9 cost variation reports; and 18 real estate projects.

MODERNIZE FACULTY STRUCTURE AT USMA— DESERTERS' ABSENTIA DISCHARGES

Committee on Armed Services: Subcommittee on Military Personnel held hearings on H.R. 13416, to modernize the permanent faculty structure at the United States Military Academy, with testimony from USMA Deputy Superintendent Brig. Gen. Charles W. Bagnal; and

H. Res. 1254, requesting that the Secretary of Defense should rescind that portion of the Department of Defense directive which permits deserters from military service to receive in absentia discharges. Testimony was heard from Representative Beard of Tennessee; and Maj. Gen. Stanley M. Umstead, Jr., USAF, Deputy Assistant Secretary of Defense for Military Personnel Policy.

Following the hearing, the Subcommittee approved for full committee action H.R. 13416 (title above).

KENNEDY ASSASSINATION

Select Committee on Assassinations: Select Committee on Assassinations continued hearings on the assassination of President John F. Kennedy. Testimony was heard from Earl Ruby, brother of Oswald's killer Jack Ruby, and Jack Bevill, Captain, Dallas Police Department.

Hearings continue tomorrow.

FAA'S CERTIFICATION OF TRANSPORT AIRCRAFT

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on FAA's certification of transport category aircraft and aircraft components. Testimony was heard from representatives of Airline Pilots Association; Air Traffic Control Committee; National Transport Safety Board; Association of Flight Attendants; and Aerospace Industries Association of America.

HUD'S TROUBLED PROJECTS

Committee on Government Operations: Subcommittee on Manpower and Housing held a hearing on HUD's troubled projects. Testimony was heard from Henry Eschwege, Director, Community and Economic Development Division, GAO; Marilyn Melkonian, Deputy Assistant Secretary for Insured and Direct Loan Program, HUD; and public witnesses.

PACIFIC NORTHWEST ELECTRIC POWER PLANNING AND CONSERVATION ACT

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources began markup of H.R. 13931, Pacific Northwest Electric Power Planning and Conservation Act, and will resume tomorrow.

UNITED STATES-SOVIET RELATIONS

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on United States-Soviet relations. Testimony was heard from Marshall D. Shulman, Special Adviser to the Secretary of State on Soviet Affairs.

NUCLEAR FUEL TRANSFER FOR REPROCESSING

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on nuclear fuel transfer for reprocessing. Testimony was heard from Dr. Thomas B. Cochran, Senior Staff Scientist, Natural Resources Defense Council; and Janet E. Hieber, Washington representative, Environmental Policy Center.

INTERSTATE MISCELLANY

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House the following bills:

H.R. 13650 amended, Uranium Mill Tailings Radiation Control Act of 1978;

S. 957 amended, Consumer Controversies Resolution Act; and

H.R. 14089, Interstate Horseracing Act of 1978

ADMINISTRATIVE ACTIVITIES OF RAILROAD RETIREMENT BOARD

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce held an oversight hearing on the administrative activities of the Railroad Retirement Board. Testimony was heard from William Adams, Chairman, C. J. Chamberlain, Labor Member, and Earl Oliver, Management Member, Railroad Retirement Board.

COMMUNICATIONS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on H.R. 13015, Communications Act of 1978. Testimony was heard from Henry Geller, Assistant Secretary of Commerce; Abbott Washburn, Commissioner, FCC; and public witnesses.

Hearings continue tomorrow.

JUDICIARY MISCELLANY

Committee on the Judiciary: Met and ordered reported favorably to the House the following bills:

H.R. 14030 amended, to provide more effectively for the use of interpreters in courts of the United States;

H.R. 13692, granting the consent of Congress to the Historic Chattahoochie Compact between the States of Alabama and Georgia;

H.R. 11580 amended, to make lawful certain activities concerning certain foreign and domestic legal lotteries;

H.R. 11035 amended, to incorporate the United States Capitol Historical Society;

H.R. 7201, to amend subsection (a) of section 2737 of Title 10, United States Code;

H.R. 3185 amended, to amend the Act commonly known as the Miller Act to raise the dollar amount of contracts to which such Act applies from $2,000 to $50,000;

H.R. 13892, to provide that the requirement that each U.S. attorney and U.S. marshal reside in the district for which he is appointed shall not apply to an individual appointed to such a position for the Northern Mariana Islands if such individual is at the same time serving in the same capacity in another district;

S. 2075 amended, Jury Fee and Jury Employment Act of 1977;

S. 3336, Drug Dependent Federal Offenders Act of 1978;

S. 2049 as amended, to establish fees and allow per diem and mileage expenses for witnesses in U.S. Courts;

S. 2411, to authorize payment of transportation expenses by U.S. Marshals for persons released in one court for appearance in another; and

Acted on private immigration bills; and tabled H.R. 8440.

MERCHANT MARINE OFFICER TRAINING

Committee on Merchant Marine and Fisheries: Ad Hoc Select Subcommittee on Maritime Education and Training met and approved for full committee action report entitled "Federal Government's Role in Merchant Marine Officer Training".

HEALTH PLANNING AND RESOURCES DEVELOPMENT AMENDMENTS

Committee on Rules: Granted an open rule providing one hour of general debate; making the committee amendment in order as an original bill for the purpose of amendment; providing that the substitute be read for amendment by titles instead of by sections; waiving all points of order against the substitute for failure to comply with the provisions of clause 5, Rule XXI; providing one motion to recommit with or without instructions and after passage of H.R. 11488 it shall be in order in the House to strike out all after the enacting clause of said Senate bill and insert in lieu thereof the provisions contained in H.R. 11488 as passed by the House, Health Planning and Resources Development Amendments of 1978. Testimony was heard from Representatives Carter and Rogers, who also submitted a statement for the record.

FEDERAL RAILROAD SAFETY AUTHORIZATION

Committee on Rules: Granted an open rule providing one hour of general debate; waiving all points of order against section 3 of the bill for failure to comply with the provisions of clause 5, Rule XXI and providing after passage of H.R. 12577, it shall be in order in the House to take from the Speaker's table the bill S. 3081 and to move to strike out all after the enacting clause of the said Senate bill and insert in lieu thereof the provisions contained in H.R. 12577 as passed by the House Federal Railroad Safety Authorization Act of 1978. Testimony was heard from and a statement for the record was submitted by Representative Rooney.

LOCAL RAIL SERVICE ASSISTANCE ACT

Committee on Rules: Granted an open rule providing one hour of general debate; waiving clause 2(1)(2)(A) of Rule XI; making the committee amendment in order as an original bill for the purpose of amendment; providing that the substitute be read for amendment by titles instead of by sections; waiving all points of order against said substitute for failure to comply with clause 7, Rule XVI and clause 5, Rule XXI; providing one motion to recommit with or without instructions; and after passage of H.R. 11979, it shall be in order to take from the Speaker's table the bill S. 1981 and move to strike out all after the enacting clause of said Senate bill and insert in lieu thereof the provisions contained in H.R. 11979 as passed by the House, Local Rail Service Assist-

ance Act of 1978. Testimony was heard from and a statement for the record was submitted by Representative Rooney.

PRIVATE FOUNDATIONS' INVESTMENT INCOME

Committee on Rules: Held a hearing but took no action on H. Res. 1349, providing for the agreeing to the Senate amendments to H.R. 112, to reduce the excise tax on the investment income of private foundations from 4 percent to 2 percent. Testimony was heard from Representatives Ullman, Ottinger, Conable and Jeffords, who also submitted a statement for the record. Testimony was heard from Representative Ullman on H. Res. 1377, providing for the consideration of Senate amendments to H.R. 112 (title above). Further consideration of the resolutions on Wednesday, October 4, 1978.

NASA PROGRAM REVIEW

Committee on Science and Technology: Subcommittee on Space Science and Applications continued hearings on NASA program review. Testimony was heard from Dr. Anthony J. Calio, Associate Administrator for Space and Terrestrial Applications, and Dr. Noel W. Hinners, Associate Administrator for Space Science, NASA.

Hearings continue tomorrow.

HEALTH TECHNOLOGY AND COST CONTROL

Committee on Science and Technology: Subcommittee on DISPAC held a hearing on health technology and cost control. Testimony was heard from public witnesses.

Hearings continue tomorrow.

SMALL BUSINESS AND JOB CREATION

Committee on Small Business: Subcommittee on Antitrust, Consumers and Employment continued hearings on the role that small business plays in creating new jobs. Testimony was heard from representatives of Small Business Administration, Department of Agriculture and public witnesses.

FEDERAL TRAVEL PROCUREMENT POLICY

Committee on Small Business: Subcommittee on Special Small Business Problems held a hearing on Federal travel procurement policy. Testimony was heard from representatives of American Society of Travel Agents; Air Transport Association; Departments of Energy and Justice; Environmental Protection Agency; and Department of Defense.

KOREAN INFLUENCE INVESTIGATION

Committee on Standards of Official Conduct: Continued Korean influence hearings in the matter of Representative Patten.

WAYS AND MEANS MISCELLANY

Committee on Ways and Means: Met and ordered reported favorably to the House the following bills, as amended:

H.R. 12846, to clarify the application of the investment tax credit to certain enclosures or structures used for the housing, raising, or feeding of poultry or their produce;

H.R. 10239, to clarify the tax status of certain industrial development bonds issued to provide facilities for the furnishing of water including water used to cool thermal generating plants to generate hydroelectric energy;

H.R. 13336, to provide an exemption from withholding of tax on nonresident aliens for ship suppliers in respect of certain commissions paid to non-resident aliens;

H.R. 13758, to provide the same treatment, with respect to determination of sources of income, for interest paid by foreign branches of domestic banks and interest paid by foreign branches of domestic savings and loan institutions;

H.R. 8222, to apply duty-free treatment under certain circumstances to articles produced in the insular possessions of the United States; and

H.R. 3553, to provide tax counseling for the elderly.

The Committee also approved proposed budget allocation report to the House.

Joint Committee Meetings

CIVIL SERVICE REFORM

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 2640, to reform the Civil Service laws, but did not complete action thereon and will meet again tomorrow.

ELEMENTARY AND SECONDARY EDUCATION

Conferees continued in an evening session to resolve the differences between the Senate- and House-passed versions of H.R. 15, authorizing funds through fiscal year 1983 for elementary and secondary education programs.

Wednesday, September 27, 1978

Senate

Chamber Action

Routine Proceedings, pages 31795–31969

Bills Introduced: Five bills and two resolutions were introduced, as follows: S. 3527–3531; S.J. Res. 166; and S. Res. 570. Pages 31934, 31945

Bills Reported: Reports were made as follows:

S. 3309, to provide assistance to new refugees from Indochina, with an amendment (S. Rept. 95–1245).

S.J. Res. 166, authorizing the President to designate October 14, 1978, as National Jogging Day (S. Rept. 95–1246). Page 31934

Bills Passed:

Indian Peaks Wilderness: Senate passed without amendment and cleared for the President H.R. 12026, to create the Indian Peaks Wilderness Area and the Arapaho National Recreation Area, and to authorize a feasibility study of revising boundaries of the Rocky Mountain National Park. Page 31856

Labor-HEW appropriations: By 71 yeas to 13 nays, Senate passed H.R. 12929, making appropriations for the Departments of Labor and Health, Education, and Welfare for fiscal year 1979, after taking action on additional proposed amendments, as follows:

Adopted:

(1) Magnuson unprinted amendment No. 1932, increasing by $5 million funds for Refugee Assistance, and earmarking $10 million for Indochina refugee assistance; Page 31862

(2) Hayakawa unprinted amendment No. 1933, to bar the use of any funds with respect to any quota system in institutions of higher education; Page 31862

(3) Bartlett amendment No. 3559, to bar the use of any funds for expenses of the National Commission on the International Year of the Child; Page 31865

(4) Five Hatch amendments, en bloc, as follows: (a) No. 3651, to establish a ceiling for employment of full-time permanent dental research technicians, (b) No. 3652, to include neuromuscular diseases under Title IV of the Act, (c) No. 3653, to establish a ceiling for employment of full-time permanent neurological health research personnel under Title IV of the Act, (d) No. 3655, to delete provisions for the insurance of official motor vehicles by the Center for Disease Control, and (e) unprinted amendment No. 1934, to include retinopathy caused by histoplasmosis under Title IV of the Act; and Page 31868

(5) Heinz unprinted amendment No. 1936, to appropriate an additional $5 million to facilitate opportunities for adoption of children; Page 31893

Rejected:

(1) By 41 yeas to 52 nays, Mathias unprinted amendment No. 1929, to restore House language providing increased funding for impacted school aid; Page 31804

(2) By 35 yeas to 54 nays, Brooke unprinted amendment No. 1935, to delete Section 209, to bar Federal funds for use to require transportation of any student to a school other than the school which is nearest the student's home; Page 31879

(3) By 30 yeas to 55 nays, Hatch unprinted amendment No. 1937, to provide substitute language for Section 210, barring use of funds to perform abortions except where the life of the mother would be endangered if the fetus were carried to term; and Page 31894

(4) By 19 yeas to 66 nays, Thurmond unprinted amendment No. 1938, to provide substitute language for Section 210, barring use of funds to perform abortions except under several specific circumstances. Page 31919

Also, the Chair sustained a point of order (on grounds that it was legislation in an appropriations bill) against modified Bartlett unprinted amendment No. 1930, barring funds to enforce OSHA regulations which would be applicable to small businessmen who employ ten or fewer employees, and whose industry group has an occupational injury incidence rate of seven or less per one hundred full-time employees. By 47 yeas to 46 nays, Senate agreed to motion to table Bartlett question of germaneness of his amendment; and by 50 yeas to 45 nays, tabled an appeal from the ruling of the Chair on the above-described point of order. Page 31812

Senate insisted on its amendments, agreed to conference with the House, and appointed as conferees Senators Magnuson, Proxmire, Hollings, Eagleton, Bayh, Chiles, Burdick, Inouye, Brooke, Case, Schweiker, Mathias, and Young. Page 31921

Also during consideration of this bill today, Senate, by 86 yeas to 5 nays, agreed to motion to instruct the Sergeant at Arms to request the attendance of absent Senators. Page 31873

Pages 31796, 31804–31817, 31856–31921

Indian self-determination: Senate passed with committee amendment and cleared for the House S. 2460, to provide for more flexibility and control by tribes and tribal organizations over those programs and services they are authorized to administer under the Indian Self-Determination Act. Pages 31930–31932

National Family Week: Senate passed with committee amendments and cleared for the House S.J. Res. 29, authorizing the President to designate that week in November 1978 which includes Thanksgiving Day, as "National Family Week." Pages 31932–31933

Natural Gas Pricing: By 57 yeas to 42 nays, Senate agreed to the conference report on H.R. 5289, to establish a comprehensive natural gas pricing policy, thereby clearing the measure for action of the House.

Pages 31817–31847

Public Works Appropriations: By 86 yeas to 9 nays, Senate agreed to the conference report on H.R. 12928, making appropriations for public works for water and power development and energy research for fiscal year 1979. Senate agreed to House amendments to Senate amendments numbered 2 and 24, thereby clearing the measure for the President. Pages 31847–31856

Agriculture Appropriations: Senate agreed to the conference report on H.R. 13125, making appropriations for the Department of Agriculture and related agencies for

fiscal year 1979. Senate agreed to House amendments to Senate amendments numbered 10, 14, 82, and 84, thereby clearing the measure for the President.

Pages 31921–31928

Equal Rights Amendment: Motion was entered to close further debate on motion to proceed to consider H.J. Res. 638, to extend the deadline for the ratification of the Equal Rights Amendment, and, by unanimous consent it was agreed that vote on such motion will occur at 11 a.m. on Tuesday, October 3, 1978.

Pages 31872–31873

Vice Presidential Appointments: Vice President appointed the following Senators to attend the North Atlantic Assembly, to be held in Lisbon, Portugal, November 26–30, 1978: Messrs. Pell, Jackson, McIntyre, Culver, Leahy, Javits, and Griffin. Page 31933

Bills Held at Desk: H.R. 11870, International Travel Act; H.R. 12603, Great Lakes Pilotage Act; and H.R. 13372, Duck Stamp Act, were received and held at the desk. Page 31934

Messages From the House: Page 31933

Bills Referred: Several House-passed bills were referred to appropriate Senate committees. Page 31934

Statements on Introduced Bills: Pages 31934–24945

Amendments Submitted for Printing: Page 31945

Additional Statements: Pages 31946–31963

Confirmations: Senate confirmed the following nominations:

Paula Stern, of the District of Columbia, to be a Member of the U.S. International Trade Commission; and

Stanford G. Ross, of the District of Columbia, to be Commissioner of Social Security, Department of Health, Education, and Welfare. Page 31969

Nominations: Senate received the following nominations:

B. Avant Edenfield, to be U.S. district judge for the southern district of Georgia;

Colonel John Miley Adsit, U.S. Army, to be a Member of the California Debris Commission; and

Donald E. O'Brien, to be U.S. district judge for the northern and southern districts of Iowa. Page 31969

Record Votes: Ten record votes were taken today.

Pages 31811, 31847, 31855, 31861, 31873, 31893, 31918–31919, 31920, 31921

Recess: Senate met at 9 a.m. and recessed at 10:01 p.m. Page 31969

Committee Meetings

ENERGY CAPITAL REQUIREMENTS

Committee on Banking, Housing, and Urban Affairs: Committee held oversight hearings to discuss future financing of energy needs. Witnesses heard were Alvin L. Alm, Assistant Secretary of Energy for Policy and Evaluation; Richard D. Morgenstern, Deputy Assistant Director for Energy, Congressional Budget Office; Frank G. Zarb, New York City; Robert Goldhammer, Peabody Corporation, Boston; George Hatsopoulos, Thermo-Electron Corporation, Waltham, Massachusetts, and Allen T. Howe, Solar Energy Industries Association, Washington, D.C.

Hearings were recessed subject to call.

ALASKA NATIONAL LANDS

Committee on Energy and Natural Resources: Committee resumed consideration of the following bills which designate or add certain lands in Alaska to the National Parks, National Wild and Scenic Rivers, and National Wilderness Preservation Systems—S. 499, 1500, 1546, 1787, 2465, 2944, 3016, and H.R. 39—but did not complete action thereon and will meet again tomorrow.

REVENUE ACT

Committee on Finance: Committee ordered favorably reported, with amendments, H.R. 13511, to reduce income taxes. Some of the actions taken by the committee today would:

(1) Make the effective date for the minimum tax changes January 1, 1979;

(2) Make available to all persons and increase from $35,000 to $50,000 the provision to exclude from gross income, on a one-time basis, the entire gain realized on the sale of a principal residence;

(3) Permit the issuance of tax exempt Industrial Development Bonds to provide facilities for the furnishing of water for any purpose, if operated for the general public;

(4) Permit advance refunding if obligations of a governmental unit, if such funds were used for building public facilities;

(5) Provide a procedure for judicial review of the validity of private letter rulings issued by the IRS regarding the tax exempt status of municipal bonds.

Also, committee approved a new tax rate schedule, and agreed to several amendments concerning investment tax credit employee stock ownership plans.

A press release summarizing all actions taken by the committee today is available at its office in 2227 Dirksen Office Building.

FOREIGN AFFAIRS—IRAN

Committee on Foreign Relations: Committee met in closed session to receive a briefing on the current situation in Iran from Robert R. Bowie, Director, National Foreign Assessment Center, Central Intelligence Agency.

Committee recessed subject to call.

LABOR REFORM

Committee on Human Resources: Subcommittee on Labor began consideration of proposed legislation to amend the National Labor Relations Act, but did not complete action thereon and will meet again on Friday, September 29.

COMMITTEE BUSINESS

Committee on the Judiciary: Committee ordered favorably reported the following measures:

S. 3322, granting consent of the Congress with regard to the compact by Alabama and Georgia to promote the cooperative development of the Chattahoochee Valley's full potential for historic preservation and tourism;

H.R. 12556, a private bill;

An original joint resolution (S.J. Res. 166) authorizing the President to designate October 14, 1978, as National Jogging Day;

S. Res. 545, to refer S. 3451, a private bill, to the Court of Claims; and

The following ten private immigration bills: S. 147, 352, 454, 487, 536, 540, 652, 809, 1292, and 3109.

Committee indefinitely postponed action on S. 2200, a private relief bill.

CRIMINAL JUSTICE

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures resumed hearings on S. 28 and 3216, bills to provide Federal assistance to State and local criminal justice agencies, receiving testimony from Representative Pattison; J. Robert Grimes, Assistant Administrator, Office of Criminal Justice Programs, Law Enforcement Assistance Administration; Earl J. Silbert, U.S. Attorney for the District of Columbia; William Hamilton, Institute for Law and Social Research, Washington, D.C.; Charles R. Work, Washington, D.C.; and Carol S. Vance, Harris County District Attorney, Houston, Harl Haas, District Attorney, Portland, Oregon, Andrew L. Sonner, State's Attorney, Montgomery County, Rockville, Maryland, and James Kelley, District Attorney, Marion County, Indiana, all representing the National District Attorneys Association.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Select Committee on Ethics: Committee met in closed session, but made no announcements and will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 14179–14189; 2 private bills, H.R. 14190 and 14191; and 1 resolution, H. Res. 1384 were introduced. Page 32087

Bills Reported: Reports were filed as follows:

H.R. 13553, to further amend the Mineral Leasing Act of 1920 (30 U.S.C. 201(a)), to authorize the Secretary of the Interior to exchange Federal coal leases and to encourage recovery of certain coal deposits, amended (H. Rept. 95–1635);

H.R. 13692, granting the consent of Congress to the Historic Chattahoochee Compact between the States of Alabama and Georgia (H. Rept. 95–1636);

H.R. 11580, to make lawful certain activities concerning foreign and domestic legal lotteries, amended (H. Rept. 95–1637);

H.R. 11035, to incorporate the United States Capitol Historical Society, amended (H. Rept. 95–1638).

Page 32087

Presidential Message—International Women's Year: Received and read a message from the President wherein he transmits a summary of the Administration's review of programs designed to improve the opportunities for women and a status report on Administration action on the International Women's Year resolutions—referred to the Committee of the Whole House on the State of the Union and ordered printed (H. Doc. 95–387). Pages 31970–31972

Postponement of Votes: By unanimous consent, votes scheduled on Tuesday, October 3, will be postponed until Wednesday, October 4; and votes scheduled for Wednesday, October 11, will be postponed until Thursday, October 12. Page 31972

Ethics in Government: By a yea-and-nay vote of 368 yeas to 30 nays with 1 voting "present", Roll No. 846, the House passed H.R. 1, to require candidates for Federal office, Members of the Congress, and officers and employees of the United States to file statements with the Comptroller General with respect to their income and financial transactions.

Rejected a motion to recommit the bill to the Committee on the Judiciary.

By a yea-and-nay vote of 365 yeas to 6 nays with 3 voting "present", Roll No. 840, the House agreed to resolve itself into the Committee of the Whole.

Agreed to the amendment in the nature of a substitute (text of H.R. 13850) made in order by the rule.

Agreed To:

A series of technical amendments;

An amendment that clarifies that rules and regulations promulgated by the Commission be governed by the Administrative Procedure Act;

An amendment that exempts commissioned officers in the uniformed services in pay grade O–6 from the prohibition on contact with their agency for one year;

An amendment that exempts scientific personnel from the prohibition on contact with their former agency for one year if their communication is solely to furnish scientific and technological information;

An amendment that requires that reports be reviewed

within 60 days of filing (agreed to by a division vote of 10 ayes to 8 noes);

An amendment that exempts from the prohibition on contact by a person with his former agency for one year any person in good standing in a licensed profession, if certain conditions regarding ethical conduct are met;

An amendment that exempts political campaign expenditures from the bill's reporting requirements for executive branch personnel;

An amendment, as amended, that limits the outside earned income of full-time executive branch personnel appointed by the President, by and with the advice and consent of the Senate, above GS–16, to 15 percent of their salary, unless the employee's agency has more restrictive limitations. A point of order against this amendment was overruled;

An amendment that exempts judicial branch employees from the conflict of interest provisions in the bill; and

Two technical amendments.

Rejected:

An amendment that sought to provide that additional reports filed by employees of intelligence agencies be reviewed solely by the Director of the Office of Government Ethics, and permits such employees to file such cover reports with employer and salary level information as necessary to protect identity if the President determines such filing to be in the national interest (rejected by a recorded vote of 53 ayes to 347 noes, Roll No. 841);

An amendment that sought to prohibit public disclosure of financial reports of career Federal employees GS 16–18 (rejected by a division vote of 2 ayes to 25 noes);

An amendment that sought to permit the Director of Government Ethics to withhold from public disclosure reports of career Federal employees in grade levels GS 16–18 if the Director determines such withholding would not adversely affect the integrity of the Government or public confidence therein (rejected by a division vote of 9 ayes to 22 noes);

An amendment that sought to provide substitute language for provisions in the bill establishing an Office of Government Ethics, providing for a pool of up to 75 ethics counselors, responsible to the Director, to monitor and supervise reporting by civilian employees (rejected by a division vote of 4 ayes to 22 noes);

An amendment that sought to require the Director to send financial reports on certain high-level presidential nominees to both Houses of Congress;

An amendment that sought to repeal the executive branch financial disclosure provisions 5 years after enactment, unless otherwise provided by a subsequent statute (rejected by a recorded vote of 138 ayes to 266 noes, Roll No. 842);

An amendment that sought to strike language authorizing the President to require confidential reports from executive branch employees and members of the uniformed services not covered by the bill;

An amendment that sought to reduce the fiscal year 1978 authorization for the Office of Government Ethics by $400,000, and the authorizations for subsequent years by $325,000;

An amendment that sought to exempt from the definition of "gift", as pertains to executive branch employees, food, lodging, transportation, and entertainment provided by State or local governments or political subdivisions thereof;

An amendment that sought to strike language prohibiting executive branch employees from making any written or oral communication with their former agency with the intent to influence on behalf of another person;

An amendment that sought to strike the imprisonment penalties for violations by executive branch personnel of the prohibition against contact by an employee with his former agency for one year;

An amendment that sought to provide for a complaint procedure within the Office of Government Ethics;

An amendment that sought to strike the criminal sanction of imprisonment for violations of conflict of interest provisions in the bill by executive branch personnel (rejected by a recorded vote of 129 ayes to 269 noes, Roll No. 844); and

An amendment that sought to strike the judicial personnel financial disclosure provisions in the bill (rejected by a recorded vote of 75 ayes to 316 noes, Roll No. 845).

A point of order was sustained against an amendment that sought to provide a procedure for the appointment of a special prosecutor to investigate and prosecute possible violations of this Act, the Federal Election Campaign Act, and related laws.

Subsequently, this passage was vacated and S. 555, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed.

House then insisted on its amendment to S. 555, and asked a conference. Pages 31973–32028

Air Service Improvement: House insisted on its amendment to S. 2493, to amend the Federal Aviation Act of 1958, as amended, to encourage, develop, and attain an air transportation system which relies on competitive market forces to determine the quality, variety, and price of air services; and agreed to a conference. Appointed as conferees: Representatives Johnson of California, Roberts, Anderson of California, Roncalio, Levitas, Harsha, and Snyder. Page 32029

Office of Inspector General: House cleared for the President H.R. 8588, Inspector General Act of 1978; by agreeing to the Senate amendment thereto.

Pages 32029–32033

Victims of Crime Compensation: House disagreed to the Senate amendment to H.R. 7010, Victims of Crime Act of 1978; and agreed to a conference. Appointed as conferees: Representatives Rodino, Mann, Holtzman, Hall, Gudger, Evans of Georgia, Wiggins, and Hyde.

Page 32033

Presidential Message—Science and Technology: Received and read a message from the President wherein he transmits the first annual report on science and technology—referred to the Committee on Science and Technology. Page 32033

Surface Transportation Assistance: House continued consideration of H.R. 11733, to authorize appropriations for the construction of certain highways in accordance with title 23 of the United States Code, for highway safety, and for mass transportation in urban and in rural areas; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, September 28.

Agreed To:

An amendment that reduces the penalty against States because of failure to enforce laws for vehicle size and weights from 100 percent of Federal highway apportionments to 10 percent;

An amendment that permits nonprofit groups to advertise free coffee for individuals traveling on the Interstate System or the primary system;

An amendment that strikes language relating to regulations for buses for the elderly and handicapped;

An amendment that permits the Secretary to advance to States 100 per centum of funds to construct any bridge, tunnel, or approach if it is determined to be necessary to complete an essential gap in the Interstate System;

An amendment that requires the Secretary to give priority to Interstate System projects on which construction can be commenced within the time period certain discretionary funds are authorized;

An amendment that permits alternative uses for abandoned interstate highway lands;

An amendment that clarifies the law dealing with fees that States would like to charge for entrance to recreational and historical facilities constructed along the Great River Road;

An amendment that clarifies provisions for spur highways to connect the Great River Road with features of interest, using existing bridges that cross the river;

An amendment that authorizes the Secretary to provide funds, as may be necessary up to $1.8 million, for completion of portions of an Appalachian development highway where it is a necessary element of a flood control project, and meets certain other criteria. A point of order against this amendment was overruled;

An amendment to the previous amendment that requires that the total Federal cost of completing the highway not exceed the normal Federal share for similar highway construction (agreed to by a division vote of 60 ayes to 2 noes);

An amendment that amends the definition of "Forest Highways";

An amendment that provides for programs to encourage the use of safety belts and provides for a comprehensive study and investigation of methods to encourage such use;

An amendment that substitutes new language for provisions in the bill providing for the achievement of greater compliance with the 55 mph maximum speed limit;

An amendment that authorizes the Secretary to make grants to political subdivisions of States and nonprofit organizations, as well as States, for the development of innovative approaches to highway safety problems;

An amendment that requires the Secretary to report to Congress concerning the progress of efforts to detect and prevent marijuana use by operators of motor vehicles;

An amendment that requires the chief motor vehicle officer of a State to update reports of driving records for the National Driver Register at least once each year;

An amendment that establishes criminal sanctions for individuals who knowingly transmit false information for inclusion in the National Driver Register;

An amendment that prohibits use of funds for computer equipment to carry out the National Driver Register provisions until the Secretary has reported to the appropriate congressional committees the procurement and installation costs of such equipment, and until such report has been before such committees for 30 legislative days prior to procurement;

An amendment that strikes language authorizing FAA access to National Driver Register information; and

An amendment that prohibits use of highway safety funds to purchase passive restraints for vehicles owned by States or the Federal Government, except for a motor vehicle used in an educational program.

Rejected:

An amendment that sought to permit the Federal share of bridge replacement programs approved during the first two years to be 100 percent if the Secretary determines that a State is unable to pay any part of its share;

An amendment that sought to strike language directing the Secretary to designate certain named routes as part of the Interstate System not later than 60 days after enactment;

An amendment that sought to permit, rather than direct, the Secretary to designate certain named routes, or any other qualified Federal-aid highways, as part of the Interstate System not later than 60 days after enactment;

An amendment that sought to prohibit the Secretary from approving any projects that require the use of pub-

licly owned land from a public park, recreation area, refuge, or historic site, or which require dredging and filling of navigable waters, unless there is no feasible alternative and harm is minimized;

A motion that the Committee of the Whole rise and report the bill back to the House with the recommendation that the enacting clause be stricken;

An amendment that sought to provide for Federal participation in previously incurred costs of construction of Federal-aid system highways; and

An amendment that sought to increase the Federal share of certain demonstration projects to prevent any funds authorized for highways from lapsing.

Pages 32033–32075

Referrals: Nine Senate-passed measures were referred to the appropriate House committees. Page 32086

Adjournment: Adjourned at 10:06 p.m.

Committee Meetings

USE OF ANTIBODIES IN ANIMALS

Committee on Agriculture: Subcommittee on Dairy and Poultry held a hearing on the use of antibodies in animal health maintenance for poultry, dairy cattle. Testimony was heard from departmental and public witnesses.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia held a hearing on the District of Columbia Civic Center.

MUTUAL AND BALANCED FORCE REDUCTIONS

Committee on Armed Services: Subcommittee on Intelligence and Military Application of Nuclear Energy, Panel on Mutual and Balanced Force Reductions met in executive session for briefing by the Central Intelligence Agency.

KENNEDY ASSASSINATION

Select Committee on Assassinations: Continued hearings on the assassination of President John F. Kennedy with testimony from public witnesses.

Hearings continue tomorrow.

DISPARITIES IN BLACK/WHITE EDUCATION

Committee on the Budget: Task Force on Human Resources held a hearing on disparities in black/white education factors affecting academic outcomes of black students. Testimony was heard from public witnesses.

GOVERNMENT OPERATIONS MISCELLANY

Committee on Government Operations: Met and ordered reported favorably to the House H.R. 9701 amended, to authorize auditing procedures for Federal pension programs; and

By vote of 37 to 0 voted against approval of H. Res. 1308, to disapprove Reorganization Plan No. 4 of 1978, to simplify regulation of private pension plans under ERISA; and

Ordered reported the following reports:

Military Health and Research;

Overseas Real Property Management;

Procurement Practices at the U.S. Army Communications and Electronics Readiness Command;

Improving Internal Auditing in the Departments of Air Force and Navy;

IRS Taxpayer Services, Tax Return Preparers, and Tax Form Simplification Programs;

Export of Products Banned by U.S. Regulatory Agencies;

Problems in the Relationship Between the Commerce Department's Maritime Administration and the National Maritime Council, a Private Trade Organization;

Emergency Response to Hazardous Materials Transportation Accidents;

Northeast Corridor Improvement Project Construction Delays and Cost Ramifications;

Lack of Guidelines for Federal Contract and Grant Data; and

Search Warrants Should be Required for Certain Mail Openings by the Customs Service.

COMMITTEE FUNDS

Committee on House Administration: Subcommittee on Accounts met and approved for full committee action the following resolutions:

H. Res. 1363, providing further funding for the Committee on Post Office and Civil Service; and

H. Res. 1364, providing further funding for the Committee on Interstate and Foreign Commerce.

FORT SCOTT NATIONAL HISTORIC SITE—CIBOLA NATIONAL FOREST

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House the following bills:

H.R. 10679, amended, to modify the boundary of the Cibola National Forest; and

H.R. 13797, amended, to authorize establishment of the Fort Scott National Historic site, Kansas.

PACIFIC NORTHWEST ELECTRIC POWER PLANNING AND CONSERVATION ACT

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources continued markup of H.R. 13931, Pacific Northwest Electric Power Planning and Conservation Act, and will resume tomorrow.

PACIFIC NORTHWEST ELECTRIC POWER PLANNING AND CONSERVATION ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on H.R. 13931, Pacific Northwest Electric Power Planning and Conservation Act. Testimony was heard from Representatives Meeds and Baucus, Governor of Idaho John V. Evans; and public witnesses.

NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on the enforcement program of the National Collegiate Athletic Association. Testimony was heard from Representative Pursell; J. Thompson, President, and Edgar Sherman, Secretary-Treasurer, National Collegiate Athletic Association.

Hearings continue tomorrow.

ENCOURAGE INVESTMENT IN SMALL BUSINESS

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance held a hearing on H.R. 10717 and 13032, to encourage investment in small business concerns. Testimony was heard from SEC Chairman Harold Williams; E. F. Heizer, Jr., Director, National Venture Capital Association; and Russell Carson, Secretary, National Association of Small Business Investment Companies.

Hearings continue tomorrow.

COMMUNICATIONS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on H.R. 13015, Communications Act of 1978. Testimony was heard from Newton Minow, Chairman, Public Broadcasting Service, and public witnesses.

Hearings continue tomorrow.

RAILROAD ISSUES

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation met for briefing by Sir Peter Parker, Chairman, British Railways Board, on the British railroad experience as it applies to the current issues facing the American railroad system.

PRIVATE IMMIGRATION

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law met and acted on private immigration bills.

FEDERAL MARITIME COMMISSION

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held an oversight hearing on the Federal Maritime Commission. Testimony was heard from representatives of Departments of Justice and State.

NAME DESIGNATION—RESTORATION OF PENSION BUILDING

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds held hearings on and approved for full committee action the following measures:

H.R. 14148, designating the "Justice William O. Douglas Federal Building"; and

S.J. Res. 160 amended, to initiate preliminary studies for the restoration and renovation of the Pension Building in Washington, D.C.

NASA PROGRAM REVIEW

Committee on Science and Technology: Subcommittee on Space Science and Applications continued hearings on NASA program review. Testimony was heard from Dr. James J. Kramer, Associate Administrator for Aeronautics and Space Technology, and Raymond A. Kline, Associate Administrator for Management Operations, NASA.

HEALTH TECHNOLOGY AND COST CONTROL

Committee on Science and Technology: Subcommittee on DISPAC continued hearings on health technology and cost control. Testimony was heard from Dr. Donald A. Young, U.S. Veterans Administration Scholars Program; Harold A. Cohen, Ph. D., executive director, Maryland Health Services Cost Review Commission, and public witnesses.

Hearings continue Friday, October 6.

FAA PROGRAM REVIEW

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather held a hearing on FAA research and development program review. Testimony was heard from representatives of Departments of Defense and Commerce; and Glen Gilbert and Associates, D.C.

Hearings continue tomorrow.

IMPACT OF GOVERNMENT REGULATIONS ON SMALL BUSINESS

Committee on Small Business: Subcommittee on Special Small Business Problems held a hearing on impact of Government regulations on small business. Testimony was heard from representatives of Interstate Commerce Commission; Federal Trade Commission, Environmental Protection Agency, Food and Drug Administration and the Small Business Administration.

KOREAN INFLUENCE INVESTIGATION

Committee on Standards of Official Conduct: Heard final arguments in the Korean influence matter of Representatives Roybal and Charles H. Wilson of California.

WAYS AND MEANS MISCELLANY

Committee on Ways and Means: Met and ordered reported favorably to the House the following bills:

H.R. 9281 amended, with respect to the tax treatment of expenses in attending foreign conventions; and

H.R. 13619 amended, to make technical corrections in the provisions relating to individual retirement plans.

The Committee deferred action on H.R. 9732.

Joint Committee Meetings

CIVIL SERVICE REFORM

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 2640, to reform the Civil Service laws, but did not complete action thereon and will meet again tomorrow.

WHITE HOUSE PERSONNEL

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 11003, to clarify the authority for employment of personnel in the White House Office, the Executive Residence, and certain related activities.

ELEMENTARY AND SECONDARY EDUCATION

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 15, authorizing funds through fiscal year 1983 for elementary and secondary education programs.

SBA AUTHORIZATION

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 11318, to amend and extend through fiscal year 1980 authorizations for the Small Business Administration, but did not complete action thereon and will meet again tomorrow.

HOUSING AMENDMENTS

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 3084, proposed Housing and Community Development Amendments of 1978, but did not complete action thereon and will meet again tomorrow.

APPROPRIATIONS—FOREIGN AID

Conferees continued in an evening session to resolve the differences between the Senate- and House-passed versions of H.R. 12931, making appropriations for fiscal year 1979 for foreign assistance programs.

Thursday, September 28, 1978

Senate

Chamber Action

Routine Proceedings, pages 32130–32282

Bills Introduced: Five bills and four resolutions were introduced, as follows: S. 3532–3536; S.J. Res. 167; and S. Res. 571–573. Pages 32241, 32246–32247

Bills Reported: Reports were made as follows:

S. 352 and 809, private bills (S. Repts. 95–1247 and 95–1248, respectively).

S. 487, 536, 652, 3109, 540, 1292, 147, and 454, private bills, amended (S. Repts. 95–1249—95–1256, respectively.

Conference Report on H.R. 7843, to provide for the appointment of additional Federal circuit and district court judges (S. Rept. 95–1257).

Conference Report on H.R. 11003, to clarify the authority for employment of personnel in the White House Office, the Executive Residence, and certain related activities (S. Rept. 95–1258). Page 32241

S. Res. 572, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3309, to provide assistance to new refugees from Indochina (without written report—referred to Committee on the Budget).

Bills Passed:

Department of Education: By 72 yeas to 11 nays, Senate passed S. 991, to establish a new Cabinet-level Department of Education, after agreeing to committee amendment in the nature of a substitute on which Senate had at first taken action on additional proposed amendments, as follows:

Adopted: By 47 yeas to 39 nays, Stevens amendment No. 3588, to eliminate the transfer of Indian education programs from the Secretary of the Interior to the Secretary of Education; Page 32197

Rejected:

(1) Schmitt amendment No. 3620, to delete the transfer of agencies and functions from the Department of Defense to the Department of Education (tabled by 65 yeas to 23 nays); Page 32182

(2) Schmitt amendment No. 3621, to delete the transfer of programs from the National Science Foundation to the Department of Education (tabled by 62 yeas to 23 nays); and Page 32204

(3) Hayakawa unprinted amendment No. 1952, in the nature of a substitute, to require Director of the National Institute of Education to study the establishment of a Department of Education (tabled by 70 yeas to 14 nays). Page 32213

By unanimous consent Senate deleted from the bill Domenici unprinted amendment No. 1841, making several changes designed to assure that the transfer from the Department of HEW to the new Department will protect the interests of Indians and Alaskan natives, agreed to by the Senate on September 19. Page 32236

Pages 32181–32217, 32219–32236

Middle East peace agreements: Committee on Foreign Relations was discharged from the further consideration of H. Con. Res. 715, commending President Carter, President Sadat, and Prime Minister Begin for their recent peace negotiations at Camp David, and the concurrent resolution was then agreed to. Page 32280

Immigration and Nationality Act: Committee on the Judiciary was discharged from the further consideration of H.R. 13349, to repeal certain sections of Title III of the Immigration and Nationality Act, and the bill was then passed without amendment and cleared for the President. Page 32280

Indian Claims Commissioners: Senate passed without amendment and cleared for the President H.R. 9945, to repeal those provisions of the Indian Claims Commission Act which limit the activities of commissioners during the two years following their terms of office.

Pages 32280–32281

Great Lakes Pilotage Act: Senate passed without amendment and cleared for the President H.R. 12603, to relieve the restrictive qualification standards for U.S. registered pilots on the Great Lakes. Page 32281

Livestock Slaughtering: Senate agreed to the House amendments to S. 3092, to prohibit the inhumane slaughtering of livestock within the United States and the importation of any meat or meat products unless such livestock are slaughtered in a humane manner, thereby clearing the measure for the President.

Pages 32179–32181

Agricultural Exports: Senate disagreed to the House amendments to S. 3447, to strengthen the economy of the United States through increased sales abroad of American agricultural products, requested conference with the House, and appointed as conferees Senators Talmadge, Clark, Stone, Zorinsky, Hodges, Dole, Bellmon, and Lugar. Pages 32199–32200

Commodity Futures Trading Commission: Senate agreed to the conference report on S. 2391, to extend through fiscal year 1984 the life of the Commodity Futures Trading Commission, thereby clearing the measure for action of the House. Pages 32269–32274

Civil Rights Commission: Senate agreed to the conference report on S. 3067, to extend for three years the Commission on Civil Rights, thereby clearing the measure for the President. Pages 32274–32275

Taxation: Senate insisted on its amendments Nos. 1, 2, 4–8, and to the title and disagreed to the House amendment to Senate amendment No. 3 to H.R. 9251, to extend the effective date of several provisions of the Tax Reform Act of 1976, agreed to conference with the House, and appointed as conferees Senators Long, Talmadge, Ribicoff, Harry F. Byrd, Jr., Hathaway, Moynihan, Packwood, Roth, and Laxalt. Pages 32276–32280

National Commission on Unemployment Compensation: Senate insisted on its amendments to H.R. 12232, to amend the Unemployment Compensation Amendments of 1976 with respect to certain operations of the National Commission on Unemployment Compensation, agreed to conference with the House, and appointed as conferees Senators Long, Talmadge, Hathaway, Moynihan, Roth, and Danforth. Page 32280

Unemployment Compensation: Senate insisted on its amendments to H.R. 12380, to amend the Federal-State Extended Unemployment Compensation Act so as to terminate an individual's eligibility for extended benefits two years following his benefit year, agreed to conference with the House, and appointed as conferees Senators Long, Talmadge, Nelson, Hathaway, Curtis, and Laxalt. Page 32280

Taxation, Tax Court Judges and International Trade Commission: Senate agreed to the House amendments to the Senate amendments, en bloc, to the following three bills, thereby clearing them for the President:

Excise tax on trucks: H.R. 1337, to prohibit the use of a manufacturer's cost as the constructive sale price for purposes of the 10% manufacturer's excise tax on trucks, buses, highway tractors, and trailers.

Tax Court judges' retirement: H.R. 8811, to allow Tax Court judges seeking to qualify for Civil Service Retirement benefits to revoke their election to receive benefits under the Tax Court retirement system.

U.S. International Trade Commission: H.R. 11005, authorizing funds for the International Trade Commission for fiscal year 1979. Pages 32281–32282

Urban Mass Transportation: Senate considered and reached third reading on S. 2441, to provide authorizations for programs administered under the Urban Mass Transportation Act through fiscal year 1982, after agreeing to committee amendment in the nature of a substitute, and numerous other proposed amendments, as follows:

(1) Huddleston unprinted amendment No. 1939, to authorize public mass transportation systems to apply for exemption from certain economic regulations; Page 32140

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(2) Leahy amendment No. 3667, to allow rural and smaller urban transit systems to use other nonrestricted Federal funds to help to pay the costs of operating their lines; Page 32141

(3) Williams unprinted amendment No. 1940, to authorize an additional $1.58 billion for the Section 3 discretionary capital grant program for fiscal year 1983; Page 32142

(4) Haskell amendment No. 3310, to provide for a study to determine a mass transit allocation formula which takes air pollution into account; Page 32144

(5) Ford unprinted amendment No. 1941, to exempt retread tire manufacturers from record-keeping provisions of Section 158(b) of the National Traffic and Motor Vehicle Safety Act; Page 32145

(6) Williams unprinted amendment No. 1942, to add a new category of capital grant assistance for commuter services operating in the Northeast Corridor; Page 32145

(7) Williams unprinted amendment No. 1943, to provide substitute language for Title II so as to create a single new planning section for the urban mass transit program; Page 32146

(8) Williams unprinted amendment No. 1944, to encourage and permit comprehensive programs to be developed in order to meet transportation needs on an intermodal basis; Page 32148

(9) Williams unprinted amendment No. 1945, of a technical nature; Page 32150

(10) Williams unprinted amendment No. 1946, to revise the definitions of the terms "States" and "governor" in the Urban Mass Transportation Act; Page 32150

(11) Morgan unprinted amendment No. 1947, to reduce by $1 billion level of authorizations over the next four years; Page 32153

(12) By 74 yeas to 15 nays, Muskie amendment No. 3458, to delete Section 104(c), which would establish a new policy regarding Federal assistance for financing of mass transit operating deficits; Page 32156

(13) Kennedy unprinted amendment No. 1948, to allow financial assistance for meritorious transit systems; Page 32165

(14) Cranston amendment No. 3666, to terminate, in 1981, maintenance of effort provisions provided in the current UMTA Act, and to allow fare increases to count toward maintenance of non-Federal matching funds; Page 32167

(15) Williams unprinted amendment No. 1950, of a technical and conforming nature. Page 32169

(16) Melcher unprinted amendment No. 1951, to require the National Railroad Passenger Corporation to notify the governor and legislature of each State of proposed discontinuance of service. Page 32175

Pages 32135–32171, 32175–32180

Federal Aid Highway Program: Senate resumed (from August 21, 1978) consideration of S. 3073, authorizing funds for the Federal Aid Highway Program through fiscal year 1980, reaching third reading on the bill after incorporating therein as a new Title III the text of S. 2441, Urban Mass Transportation, as amended by the Senate today.

S. 2441 and 2541, Highway Safety Program, were then indefinitely postponed. Page 32181

Equal Rights Amendment: Senate considered briefly H.J. Res. 638, to extend the deadline for the ratification of the Equal Rights Amendment, reaching unanimous consent agreement concerning its further consideration, as follows:

That there be six hours of debate on the bill; four hours each on four amendments—two which may be offered by Senator Scott relating to States' rescission of prior ratifications, one which may be offered by Senator Scott requiring that the joint resolution be passed by a two-thirds vote of the Senate, and one which may be offered by Senator Garn concerning prospective rescission of ratification; one hour on any other amendment; that debate on this measure begin not earlier than 10 a.m. on Tuesday, October 3; that third reading will be reached not later than 10 p.m. on Wednesday, October 4; that vote on Garn amendment occur on Wednesday at 11 a.m.; and that vote on question of passage occur at 10 a.m. on Friday, October 6. Page 32172

Prior to reaching the aforementioned agreement, Senate, by 54 yeas to 35 nays, agreed to motion to adjourn briefly, thereby changing the legislative day.

Page 32171

Pages 32172–32175, 32217–32219

Presidential Messages: Senate received messages from the President proposing a rescission of $10.8 million in employment and training funds appropriated to the Department of Labor—referred jointly to Committees on Appropriations and the Budget (PM–222);

Pages 32236–32237

Transmitting proposed legislation to extend authority of the Secretary of the Treasury to waive the application of countervailing duties—referred to Committee on Finance (PM–223); Page 32237

Transmitting first annual report on science and technology as required by the National Science and Technology Policy, Organization, and Priorities Act of 1976—referred jointly to Committees on Commerce, Science, and Transportation and Human Resources (PM–224); and Page 32237

Summarizing results of the Administration's review of programs designed to improve opportunities for women—referred jointly to Committees on Banking, Housing, and Urban Affairs, Governmental Affairs, Human Resources, and the Judiciary (PM–225).

Pages 32237–32239

Committee Authority To Report: Committee on Finance was authorized until midnight on Sunday, October 1, 1978, to file its report on H.R. 13511, to reduce income taxes. Page 32236

Bills Placed on Calendar: H.R. 50, proposed Full Employment and Balanced Growth Act, was read the second time, and H.R. 11002, Government contracts disputes, were received. H.R. 10661, Marine Protection, Research and Sanctuaries Act, were received and all were placed on the Senate Calendar.

Bill Held at Desk: H.R. 7749, Antarctic conservation, was received and held at the desk. Page 32240

Messages From the President: Pages 32236–32239

Message From the House: Pages 32239–32240

Bills Referred: Sundry House-passed bills were referred to appropriate Senate committees.

Also, H.R. 9486, Tin Buffer Stock was jointly referred to Committees on Armed Services and Foreign Relations.

Pages 32240, 32280

Statements on Introduced Bills: Pages 32241–32246

Amendments Submitted for Printing: Page 32247

Additional Statements: Pages 32247–32256

Record Votes: Seven record votes were taken today.

Pages 32164, 32171, 32196, 32204, 32212, 32217, 32227

Recess: Senate met at 9:30 a.m. and recessed at 10:31 p.m. Page 32282

Committee Meetings

COMMITTEE BUSINESS

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported the following measures:

S. 3499, to extend the authority for the flexible regulation of interest rates on deposits and accounts in depository institutions and to provide that there shall be no differential with respect to transaction accounts, with an amendment in the nature of a substitute. As approved by the committee, the bill would (1) add as amendments the substance of S. 3156, to prescribe policies and procedures to protect consumer rights in relation to the electronic fund transfer system, S. 2802, to simplify the truth-in-lending laws by providing the consumer with clearer information limiting creditor liability to material violations and increasing the authority of enforcement agencies, S. 3520, to establish a central liquidity fund for credit unions, (2) extend Regulation Q through December 15, 1979, (3) extend NOW accounts to two additional States, New York and New Jersey, and (4) raise from $40,000 to $100,000 the insurance limits for Keogh plans and IRA accounts; and

An original resolution expressing the sense of the Senate that the Federal Home Loan Bank Board authorize the use of a wide variety of mortgage instruments.

NATIONAL TOURISM POLICY

Committee on Commerce, Science, and Transportation: Committee resumed hearings to receive testimony on the objectives that a national policy on tourism should seek to achieve. Witnesses heard were Governor Ray Blanton, of Tennessee, representing the National Governors' Association, Washington, D.C.; Mayor Patience Latting of Oklahoma City, representing the U.S. Conference of Mayors, Washington, D.C.; and two panels of witnesses representing the American Society of Travel Agents and the Discover America Travel Organizations Travel Industry.

Hearings were recessed subject to call.

NATIONAL EXPORT PROGRAM

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the Administration's recently-announced export policy recommendations, after receiving testimony from Commerce Secretary, Juanita M. Kreps, and Frank A. Weil, Assistant Secretary for Industry and Trade; C. Fred Bergsten, Assistant Secretary of the Treasury for International Affairs; William Nordhaus, Member, Council of Economic Advisers; William Wearly, accompanied by Lawrence Fox, National Association of Manufacturers, Washington, D.C.; and John L. Moore, Export-Import Bank of the United States, Washington, D.C.

ALASKA NATIONAL LANDS

Committee on Energy and Natural Resources: Committee continued consideration of the following bills which designate or add certain lands in Alaska to the National Parks, National Wild and Scenic Rivers, and National Wilderness Preservation Systems—S. 499, 1500, 1546, 1787, 2465, 2944, 3016, and H.R. 39—but did not complete action thereon and will meet again tomorrow.

NOMINATION

Committee on Environment and Public Works: Committee resumed hearings on the nomination of Richard Merrell Freeman, of Illinois, to be a Member of the Board of Directors of the Tennessee Valley Authority, receiving testimony from Representative Ford of Tennessee. The nominee testified and answered questions on his own behalf.

Hearings were recessed subject to call.

NOMINATION

Committee on Foreign Relations: Committee ordered favorably reported the nomination of John G. Dean, of

New York, to be Ambassador to the Republic of Lebanon, prior to which action the nominee testified and answered questions on his own behalf.

COMMITTEE BUSINESS

Committee on Governmental Affairs: Committee ordered favorably reported the following measures:

S. 1493, to provide financial and technical assistance to States, local government, and Indian tribes to manage impacts caused by energy development, with amendments;

S. 3412, to provide cost-of-living adjustments in the annuity of a retired Comptroller General;

S. 3359, raising from $2,000 to $25,000 the threshold amount at which bonding is required for Federal government contracts; and

H.R. 12116, to broaden authority of the District of Columbia Government under Home Rule Act.

Committee voted to report unfavorably S. Res. 537, disapproving the President's proposed Reorganization Plan No. 4, to simplify the administrative requirements of the Employee Retirement Income Security Act.

LONGSHOREMEN'S AND HARBORWORKERS' COMPENSATION

Committee on Human Resources: Committee began hearings on S. 2020, to clarify longshoremen's and harbor workers' compensation coverage to employees engaged in certain manufacture, repair, servicing, or sale of recreational boats, receiving testimony from Senators Cranston and Hayakawa; Donald E. Elisburg, Assistant Secretary of Labor for Employment Standards; J. Michael Kavanagh, State of California Compensation Fund, Sacramento; Quentin Lewton and James McKinley, Northern California Marine Association, San Francisco; William Kettenberg, Southern California Marine Association, San Diego; Dennis Griesing, National Association of Engine and Boat Manufacturers, New York City; John Hardy, National Association of Engine and Boat Manufacturers, Washington, D.C.; and James McBane, National Fisheries Institute, Washington, D.C.

Hearings were recessed subject to call.

STUDENT LOAN PROGRAM

Committee on Human Resources: Subcommittee on Education, Arts, and the Humanities held hearings on the family contribution schedule for the basic educational opportunity grant program to determine the Federal government's role in educational assistance for student loans. Witnesses heard were Leo Kornfeld, Deputy Commissioner for Student Financial Assistance, Peter Voigt, Acting Director for the Division of Policy and Program Development, both of the Office of Education, and William A. Blakey, Deputy Assistant Secretary for Education Legislation, all of the Department of Health, Education, and Welfare; Dallas Martin, National Association of Student Financial Aid Administrators, Washington, D.C.; and John Phillips, National Association of Independent Colleges and Universities, Washington, D.C.

Subcommittee recessed subject to call.

NOMINATION

Committee on the Judiciary: Committee began hearings on the nomination of Norval Morris, of Illinois, to be Administrator of the Law Enforcement Assistance Administration, where the nominee, who was introduced by Senators Percy and Stevenson, testified and answered questions on his own behalf.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 14192–14201; 1 private bill, H.R. 14202; and 8 resolutions, H.J. Res. 1146, H. Con. Res. 725 and 726, and H. Res. 1385–1389 were introduced. Pages 32467–32468

Bills Reported: Reports were filed as follows:

Conference report on H.R. 11003, to clarify the authority for employment of personnel in the White House Office and the Executive Residence at the White House, and to clarify the authority for employment of personnel by the President to meet unanticipated needs (H. Rept. 95–1639);

Report of the Committee on Interior and Insular Affairs entitled "Subdivision Among Subcommittees of Budget Allocation for fiscal year 1979" (H. Rept. 95–1640);

H. Res. 1385, providing for the consideration of H.R. 12577, to amend the Federal Railroad Safety Act of 1970 to authorize additional appropriations (H. Rept. 95–1641);

H. Res. 1386, providing for the consideration of H.R. 11979, to amend section 5 of the Department of Transportation Act, relating to local rail service assistance (H. Rept. 95–1642);

Conference report on H.R. 7843, to provide for the appointment of additional district and circuit court judges (H. Rept. 95–1643);

H.R. 13797, to authorize establishment of the Fort Scott National Historic Site, Kansas, amended (H. Rept. 95–1644);

H.R. 9075; 12555, amended; S. 1006; and 1562; all private bills (H. Repts. 95–1645 through 1648, respectively);

S. 3336, to enable the Department of Justice and the Administrative Office of the United States Courts to provide services and special supervision to drug dependent Federal offenders in an efficient and effective manner, amended (H. Rept. 95–1649);

H.R. 13892, to amend title 28 of the United States Code to provide that the requirement that each United States attorney and United States marshal reside in the district for which he is appointed shall not apply to an individual appointed to such position for the Northern Mariana Islands if such individual is at the same time serving in the same capacity in another district, amended (H. Rept. 95–1650);

S. 2049, to establish fees and allow per diem and mileage expenses for witnesses before United States courts, amended (H. Rept. 95–1651);

S. 2075, Jury System Improvements Act of 1978, amended (H. Rept. 95–1652);

S. 2411, to amend chapter 315 of title 18, United States Code, to authorize payment of transportation expenses for persons released from custody pending their appearance to face criminal charges before that court, any division of that court, or any court of the United States in another Federal judicial district (H. Rept. 95–1653); and

S. 957, Dispute Resolution Act, amended (H. Rept. 95–1654). Page 32467

Veterans' Housing Improvement: House agreed, with amendments, to the Senate amendments to H.R. 12028, to amend title 38, United States Code, to improve the housing programs of the Veterans' Administration—returning the measure to the Senate. Pages 32283–32293

Presidential Message—Budget Rescission: Received and read a message from the President wherein he transmits a proposed rescission of $10.8 million in employment and training funds appropriated to the Department of Labor—referred to the Committee on Appropriations and ordered printed (H. Doc. 95–388). Page 32293

Surface Transportation Assistance: By a yea-and-nay vote of 367 yeas to 28 nays, Roll No. 849, the House passed H.R. 11733, to authorize appropriations for the construction of certain highways in accordance with title 23 of the United States Code, for highway safety, and for mass transportation in urban and rural areas.

Rejected a motion to recommit the bill to the Committee on Public Works and Transportation.

On a demand for a separate vote, rejected an amendment that sought to strike language authorizing FAA access to National Driver Register information (rejected by a yea-and-nay vote of 12 yeas to 380 nays, Roll No. 848). This amendment had been previously agreed to by a voice vote in the Committee of the Whole on September 27.

By a yea-and-nay vote of 355 yeas to 6 nays, Roll No. 847, the House agreed to resolve itself into the Committee of the Whole.

Agreed to the committee amendment in the nature of a substitute.

Agreed To:

A technical amendment;

An amendment that substitutes new language to clarify provisions authorizing the waiver of provisions of the Urban Transportation Act that are believed to be inconsistent with the special needs of public transportation in nonurban areas;

An amendment that permits a State or local public body to advertise for bids for bus or trolley specifications, such as seats and interior lighting, when Federal funds are expended to contract for their acquisition;

An amendment that requires public hearings before mass transit systems receiving Federal funds can raise fares or substantially change any service;

An amendment that strikes language requiring the Secretary to review the rule requiring that all buses purchased with Federal funds after September 30, 1979, meet Transbus specifications;

An amendment that clarifies that both private and public institutions may be selected to operate transportation research centers;

An amendment that clarifies that the legislative veto provisions of the bill are directed only toward the Department of Transportation; and

An amendment that extends the domestic preference provisions to grants made by previous Acts where contracts have not been let.

Rejected:

An amendment that sought to strike language providing for a terminal development program for intercity bus service and intermodal transportation;

An amendment that sought to strike language creating an operating assistance program to pay up to 50 percent of purchase of service agreements with private intercity bus companies for service to rural areas and small urban communities (rejected by a division vote of 7 ayes to 11 noes);

An amendment that sought to authorize the Secretary, during fiscal years 1979 and 1980, to make grants to a Governor and designated recipient of an urbanized area for one project for the payment of operating subsidies not to exceed 80 percent, or $1 million, of the cost; and

An amendment that sought to replace the six-step transportation planning process in the bill with a single plan including a long-range and a short-range element, and to provide guidelines by which to judge plans submitted under this process (rejected by a division vote of 5 ayes to 9 noes).

The Clerk was authorized to make necessary renumbering, cross references, and page and line number changes necessary in the engrossment of the bill. Pages 32293–32321

Customs Reform: House agreed to H. Con. Res. 725, requesting the President to return the enrolled bill (H.R. 8149) to provide customs procedural reform, and

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providing for its reenrollment with a technical correction. Page 32321

FTC Amendments: By a yea-and-nay vote of 175 yeas to 214 nays, Roll No. 850, the House disagreed to the conference report on H.R. 3816, to amend the Federal Trade Commission Act to expedite the enforcement of Federal Trade Commission cease and desist orders and compulsory process orders; and to increase the independence of the Federal Trade Commission in legislative, budgetary, and personnel matters.

Subsequently, agreed to a motion to table the bill and Senate amendment thereto.

H. Res. 1356, the rule waiving certain points of order against the conference report, was agreed to earlier by a voice vote. Pages 32321–32335

Civil Rights Commission: By a voice vote, the House agreed to the conference report on S. 3067, to extend the Commission on Civil Rights for 3 years, to authorize appropriations for the Commission, and to effect certain changes to comply with other changes in the law—clearing the measure for Senate action. Pages 32339–32340

International Monetary Fund: By a yea-and-nay vote of 238 yeas to 138 nays, Roll No. 851, the House agreed to the conference report on H.R. 9214, to amend the Bretton Woods Agreement Act to authorize the United States to participate in the Supplementary Financing Facility of the International Monetary Fund—clearing the measure for the President. Pages 32340–32349

Export-Import Bank: House passed H.J. Res. 1140, to amend section 8 of the Export-Import Bank Act of 1945. Pages 32349–32350

Bankruptcy Reform: House agreed, with amendment, to the Senate amendment to H.R. 8200, to establish a uniform law on the subject of bankruptcy—returning the measure to the Senate. Pages 32340, 32350–32420

Justice Authorization: By a yea-and-nay vote of 322 yeas to 21 nays, Roll No. 853, the House passed H.R. 12005, to authorize appropriations for the purpose of carrying out the activities of the Department of Justice.

Agreed to the committee amendment in the nature of a substitute.

Agreed To:

An amendment that directs the Attorney General to develop special eligibility criteria under the current United States parole program for Indochina refugees to enable a larger number of refugees from Cambodia to qualify for admission to the United States;

An amendment that authorizes the FBI, with respect to certain undercover investigative operations, to use authorized funds for leasing space, to deposit funds and proceeds from such undercover operations in banks, and to use the proceeds from the operation to offset necessary and reasonable expenses incurred in such operation;

An amendment that requires the Attorney General to report to the appropriate congressional committees when the Department of Justice refrains from enforcing or defending in court any provision of a law because such provisions may be unconstitutional;

An amendment that requires the FBI to classify arson as a part 1 crime in its Uniform Crime Reports; and

An amendment that requires the Attorney General to establish procedures for identifying individuals who meet the standards promulgated by the President for the merit selection of Federal district court judgeships, and to submit their names to the President and Senate with respect to each vacancy in the office of a district court judgeship (agreed to by a recorded vote of 206 ayes to 151 noes, Roll No. 852).

Rejected:

An amendment that sought to strike the authorization for construction of a correctional center for Federal detainees in Los Angeles County, California; and

An amendment that sought to prohibit the use of $18.6 million authorized for the activities of the Federal Prison System for the planning, acquisition of sites, or construction of new facilities.

Subsequently, this passage was vacated and S. 3151, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

House then insisted on its amendments to S. 3151, and asked a conference. Appointed as conferees: Representatives Rodino, Brooks, Kastenmeier, Edwards of California, Conyers, Eilberg, Mann, Danielson, McClory, Railsback, Wiggins, and Fish. Pages 32420–32444

Late Report: Conferees received permission to file a conference report by midnight Friday, September 29, on H.R. 12930, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1979. Page 32444

State-Justice-Commerce-Judiciary Appropriations: By a yea-and-nay vote of 276 yeas to 61 nays, Roll No. 854, the House agreed to the conference report on H.R. 12934, making appropriations for the Departments of State, Justice, and Commerce, the Judiciary, and related agencies for the fiscal year ending September 30, 1979.

Rejected a motion to recommit the conference report to the Committee of Conference with instructions to the Managers on the part of the House to insist on the language of amendment No. 121, that would reduce total appropriations not required by law by 2 percent (rejected by a division vote of 18 ayes to 36 noes).

House receded from its disagreement and concurred in Senate amendments Nos. 1, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 23, 26, 27, 28, 29, 33, 35, 36, 37, 38, 40, 42, 56, 73, 78, 88, 91, 92, 96, 101, 102, 103, 104, 105, 110, and 114, en bloc.

House receded from its disagreement and concurred with amendment, in Senate amendments Nos. 2, 22, 24, 25, 30, 31, 34, 51, 66, 67, 90, 100, 106, 109, 111, 113, 115, 116, 117, and 124.

By unanimous consent, consideration of Senate amendments Nos. 9 and 123, reported in disagreement, was postponed and will be the unfinished business of Friday, September 29. Pages 32444–32452

Late Reports: Conferees received permission to file a conference report by midnight Friday, September 29, on H.R. 12932, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1979; and

Committee on Interstate and Foreign Commerce received permission to file a report by midnight Saturday, September 30, on H.R. 13650, Uranium Mill Tailings Control Act of 1978. Pages 32444, 32457

Presidential Message—Countervailing Duties Waiver: Received and read a message from the President wherein he transmits a legislative proposal to extend for a brief period the authority of the Secretary of the Treasury to waive the application of countervailing duties—referred to the Committee on Ways and Means and ordered printed (H. Doc. 95–390). Page 32457

Referrals: Two Senate-passed measures were referred to the appropriate House committees. Page 32466

Adjournment: Adjourned at 9:25 p.m.

Committee Meetings

IMPACT OF NITRITE RESTRICTION ON AMERICAN POULTRY INDUSTRY

Committee on Agriculture: Subcommittee on Dairy and Poultry held a hearing on impact of proposed nitrite restriction on the American Poultry industry. Testimony was heard from Representative Martin; Departmental and public witnesses.

ARMED SERVICES MISCELLANY

Committee on Armed Services: Met and ordered reported favorably to the House the following bills:

H.R. 6237, technical amendments, to provide for the budgeting by the Secretary of Defense, the authorization of appropriations, and the use of those appropriated funds by the Secretary of the Air Force, for certain specified purposes to assist the Civil Air Patrol in providing services in connection with the noncombatant mission of the Air Force;

H.R. 13903, technical amendments, to provide that a member of the Board of Regents of the Uniformed Services University of the Health Sciences whose term of office has expired shall continue to serve until a successor is appointed; and

H.R. 13416, to modernize the permanent faculty structure at the United States Military Academy.

And approved three Navy and two Army reprogrammings.

KENNEDY ASSASSINATION

Select Committee on Assassinations: Continued hearings on the assassination of President John F. Kennedy. Testimony was heard from Committee staff member Ralph Salerno, and public witnesses.

DRY-LEASE OPERATORS IN MIAMI

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on FAA regulation of "Dry-Lease" operators in Miami, Florida area. Testimony was heard from Henry Eschwege, GAO; FAA Administrator Langhorne Bond; Edwin Thomas, Air Transport Association; and Fred B. McIntosh, National Business Aircraft Association.

MANPOWER PROGRAMS ADMINISTERED BY DEPARTMENT OF LABOR

Committee on Government Operations: Subcommittee on Manpower and Housing continued hearings on the effectiveness of manpower programs administered by the Department of Labor. Testimony was heard from Ernest Green, Assistant Secretary for Employment and Training, and other Labor officials; and representatives of American Training Service, Inc.

PACIFIC NORTHWEST ELECTRIC POWER PLANNING AND CONSERVATION ACT

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources continued markup of H.R. 13931, Pacific Northwest Electric Power Planning and Conservation Act, and will resume on Tuesday, October 3.

ACT TO COMBAT INTERNATIONAL TERRORISM

Committee on International Relations: Met for markup of H.R. 13387, Act to Combat International Terrorism, but did not complete action and adjourned subject to call of the Chair.

MIDDLE EAST AGREEMENTS

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on the two Middle East agreements reached at the September Camp David Summit. Testimony was heard from Harold Saunders, Assistant Secretary of State for Near Eastern and South Asian Affairs.

NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on the enforcement program of the National

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Collegiate Athletic Association. Testimony was heard from NCAA officials.

ENCOURAGE INVESTMENT IN SMALL BUSINESS

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance continued hearings on H.R. 10717 and 13032, to encourage investment in small business concerns. Testimony was heard from Patricia Cloherty, Deputy Administrator, Small Business Administration; and Peter Van Oosperhout, Chairman, publicly owned section, National Association of Small Business Investment Companies.

COMMUNICATIONS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on H.R. 13015, Communications Act of 1978. Testimony was heard from representatives of National Public Radio; Exxon Corp.; National Federation of Community Broadcasters; National Association of Education Broadcasters; Joint Council on Educational Telecommunications; World Future Society; Public Interest Satellite Association; and U.S. Catholic Conference.

CRISIS MANAGEMENT/TERRORISM

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued oversight hearings on Federal capabilities in crisis management/terrorism. Testimony was heard from Perry Rivkind, Assistant Administrator, LEAA.

PRIVACY PROTECTION FOR RAPE VICTIMS

Committee on the Judiciary: Subcommittee on Criminal Justice met and approved for full committee action H.R. 4727 amended, Privacy Protection for Rape Victims Act of 1977.

U.S. PUBLIC HEALTH SERVICE HOSPITALS

Committee on Merchant Marine and Fisheries: Continued oversight hearings on U.S. Public Health Service hospitals. Testimony was heard from HEW Secretary Califano; and Thomas Martinez, National Maritime Union of America, AFL-CIO.

PUBLIC BUILDINGS ACT

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds held a hearing on legislation to amend the Public Buildings Act of 1959, as amended. Testimony was heard from Representative Cavanaugh, and GSA officials.

Following the hearings, the Subcommittee approved for full committee action 7 lease prospectuses; 1 11B resolution; and 3 buildings repair and alterations.

FAA PROGRAM REVIEW

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather continued hearings on FAA research and development program review. Testimony was heard from James Gannett, Boeing Commercial Airplane Company; Walter A. Jensen, Air Transport Association of America; and Bill Cotton, Air Line Pilots Association.

PENSION PLAN TERMINATION INSURANCE

Committee on Ways and Means: Subcommittee on Oversight held a hearing on pension plan termination insurance. Testimony was heard from Mathew Lind, Pension Benefit Guaranty Corporation; Gregory Ahart, GAO; and public witnesses.

PRODUCT LIABILITY

Committee on Ways and Means: Subcommittee on Miscellaneous Revenue Measures held a hearing on product liability legislation. Testimony was heard from Representatives Whalen, Pattison of New York, Pease, Mikva, Jones of Oklahoma, Rousselot, Anderson of Illinois, LaFalce and Luken; and public witnesses.

Hearings continue tomorrow.

Joint Committee Meetings

CIVIL SERVICE REFORM

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 2640, to reform the Civil Service laws, but did not complete action thereon and will meet again on Tuesday, October 3.

ENERGY CONSERVATION POLICY

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 5037, to establish a comprehensive National Energy Conservation Policy.

SBA AUTHORIZATION

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 11445, authorizing funds for programs administered by the Small Business Administration for fiscal year 1979.

TUITION TAX CREDIT

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 12050, to provide a Federal income tax credit for tuition.

SBA AUTHORIZATION

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 11318, to amend and extend through fiscal year 1980 authorizations for the Small Business Administration, but did not complete action thereon and recessed subject to call.

Friday, September 29, 1978

Senate

Chamber Action

Routine Proceedings, pages 32485–32648

Bills Introduced: Three bills and one resolution were introduced, as follows: S. 3537–3539; and S.J. Res. 168. Pages 32598–32599

Bills Reported: Reports were made as follows:

S.J. Res. 168, authorizing the President to designate February 11, 1978 as "National Inventors Day" (S. Rept. 95-1259).

H.R. 9998, to provide for the regulation of rates or charges by certain State-owned carriers in the foreign commerce of the United States (S. Rept. 95-1260). Page 32598

Bills Passed:

FHA mortgage insurance: Committee on Banking, Housing, and Urban Affairs was discharged from the further consideration of S.J. Res. 165, to extend for an additional month, through November 1, 1978, Federal Housing Administration mortgage insurance authorities, and the resolution was then passed without amendment and cleared for the House. Pages 32525–32526

Public Health programs: By 82 yeas to 4 nays, Senate passed S. 2474, to authorize funds for the extension of numerous programs administered under the Public Health Service Act, after agreeing to committee amendment in the nature of a substitute, and taking action on other amendments, as follows:

Adopted:

(1) Kennedy unprinted amendment No. 1953, in the nature of a substitute bill, principal changes in which would adjust funding levels of various programs; Page 32494

(2) Kennedy unprinted amendment No. 1954, as amended, embodying the text of S. 3116, to provide Federal assistance to States through formula and project grants for preventive health programs; Page 32502

(3) Hodges unprinted amendment No. 1955 (to unprinted amendment No. 1954), to change the formula of section 314(g) grants so as to take into account the financial need of the populations of individual States; Page 32516

(4) Modified Domenici unprinted amendment No. 1956 (to unprinted amendment No. 1953), to utilize mobile health screening clinics to deliver preventive health care services in underserved and unserved areas; Page 32518

(5) Domenici unprinted amendment No. 1958 (to unprinted amendment No. 1953), requiring a study and report on health care needs of American Indians and Alaskan natives; Page 32526

(6) Kennedy unprinted amendment No. 1959, as amended, embodying the text of S. 2910, to establish programs to assist in preventing unwanted initial and repeat pregnancies among adolescents; Page 32530

(7) Helms unprinted amendment No. 1961 (to unprinted amendment No. 1959), to require parental notification in certain cases where contraceptives are prescribed; Page 32541

(8) Wallop unprinted amendment No. 1962 (to unprinted amendment No. 1959), to provide for an independent study of the problem of adolescent pregnancy; and Page 32544

(9) Dole unprinted amendment No. 1963 (to unprinted amendment No. 1959), to limit the amount of retained earned income which may be reserved for conversion to prepaid modality; and Page 32545

Rejected:

(1) Proxmire unprinted amendment No. 1957 (to unprinted amendment No. 1954) to delete from the bill Title providing formula and project grants for preventive health services (tabled by 47 yeas to 39 nays); and Page 32519

(2) Stafford unprinted amendment No. 1960 (to Kennedy unprinted amendment No. 1959), relating to counseling services for pregnant adolescents (tabled by 66 yeas to 19 nays). Page 32535

Pages 32494–32553

Cigarette racketeering: Senate passed and cleared for the House S. 1487, to eliminate racketeering in the sale and distribution of cigarettes, after agreeing to committee amendment in the nature of a substitute bill, which had at first been amended by adoption of Kennedy unprinted amendment No. 1964, also in the nature of a substitute. Pages 32562–32571

Export-Import Bank: Senate passed without amendment and cleared for the President H.J. Res. 1140, to extend through December 31, 1978, operating authority of the Export-Import Bank. Page 32588

Budget Act waiver: Senate agreed to S. Res. 549, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2083, to provide compensation for damages and cleanup costs caused by discharges of oil and hazardous substances. Page 32588

National Science Foundation Authorizations: Senate agreed to the House amendment to the Senate amendment to H.R. 11400, authorizing funds for the National Science Foundation for fiscal year 1979, thereby clearing the measure for the President. Pages 32553–32555

Southwestern Power Administration: Senate agreed to the House amendments to S. 2249, to prohibit rate discrimination among customers of the Southwestern Power Administration, thereby clearing the measure for the President. Pages 32556–32557

Gas Pipeline Safety: Senate agreed to the House amendment with an amendment to S. 1895, to authorize funds for programs administered under the Natural Gas Pipeline Safety Act for fiscal year 1979. Senate amendment is embodied in Ford unprinted amendment No. 1969, to provide criminal penalties for destruction or injury to pipeline facilities. Pages 32593–32596

Vocational Rehabilitation: Senate disagreed to the House amendments to the Senate amendments to H.R. 12467, to extend programs established under the Rehabilitation Act, and to establish a comprehensive services program for the severely handicapped, requested conference with the House, and appointed as conferees Senators Randolph, Williams, Eagleton, Kennedy, Cranston, Hathaway, Javits, Stafford, Hatch, and Schweiker. Page 32588

Export-Import Bank: Senate began consideration of S. 3077, extending through fiscal year 1983 authority of the Export-Import Bank to make new commitments, agreeing to five amendments proposed thereto, as follows:

(1) Abourezk unprinted amendment No. 1965, to extend for two years the life of the Select Committee on Indian Affairs (motion to table at first rejected by 28 yeas to 55 nays); Page 32571

(2) Inouye unprinted amendment No. 1966, to repeal provision of Foreign Relations Authorization Act for fiscal year 1979 permitting retirement for certain Foreign Service officers based on their "high one" year of service; Page 32571

(3) Hollings unprinted amendment No. 1967, to prohibit the reduction or elimination in trade negotiations of duties or import restrictions on certain imported textiles and textile products (motion to table at first rejected by 21 yeas to 56 nays); Page 32578

(4) Stevenson unprinted amendment No. 1968, to establish the presumption that all foreign countries are eligible for Export-Import Bank credit programs unless the national interest requires exclusion; Page 32589

(5) Helms unprinted amendment No. 1970, to direct the Export-Import Bank to consider whether the assistance it provides will have the effect of subsidizing competition with U.S. industries. Page 32647

Pages 32555–32562, 32571–32592, 32647–32648

Bill Held At Desk: H. Con. Res. 725, requesting the President to return the enrolled H.R. 8149, Customs Procedural Reform, was received and held at the desk.

Messages From the House: Pages 32596–32597

Communications: Page 32598

Statements on Introduced Bills: Pages 32599–32600

Amendments Submitted for Printing: Pages 32600–32601

Additional Statements: Pages 32602–32635

Nominations: Senate received the following nominations:

Larry E. Meierotto, of the District of Columbia, to be an Assistant Secretary of the Interior;

Robert W. Feragen, of Virginia, to be Administrator of the Rural Electrification Administration;

Samuel D. Zagoria, of Maryland, to be a Commissioner of the Consumer Product Safety Commission; and

Two Army nominations in the rank of General.

Page 32648

Record Votes: Five record votes were taken today.

Pages 32527, 32541, 32553, 32576–32577, 32587

Recess: Senate met at 9:15 a.m. and recessed at 5:55 p.m. Page 32648

Committee Meetings

SMALL BUSINESS DEFENSE PROCUREMENT

Committee on Banking, Housing, and Urban Affairs: Committee held oversight hearings on problems of small business defense contractors, receiving testimony from Dale W. Church, Deputy Under Secretary of Defense for Research and Engineering (Acquisitions Policy); Patricia Cloherty, Deputy Administrator, Small Business Administration; Harvey Neeley, Oklahoma City, representing Small Business Manufacturers, Jacob B. Pompan, Washington, D.C.; and Stanley Revzin, Bristol Electronics, New Bedford, Mass.

Hearings were recessed subject to call.

ALASKA NATIONAL LANDS

Committee on Energy and Natural Resources: Committee continued consideration of the following bills which designate or add certain lands in Alaska to the National Parks, National Wild and Scenic Rivers, and National Wilderness Preservation Systems, S. 499, 1500, 1546, 1787, 2465, 2944, 3016, and H.R. 39—but did not complete action thereon and will meet again on Wednesday, October 4.

NOMINATION

Committee on the Judiciary: Committee concluded hearings on the nominations of Norval Morris, of Illinois, to be Administrator, Homer F. Broome, Jr., of California, to be Deputy Administrator for Administration, and Henry S. Dogin, of New York, to be Deputy Administrator for Policy Development, all of the Law Enforcement Assistance Administration, after the nominees testified and answered questions on their own behalf. Testimony on these nominations was also received from Neal Knox, accompanied by James Featherstone, both representing the National Rifle Association, Washington, D.C., and Glenn D. King, International Association of Chiefs of Police, Gaithersburg, Maryland.

House of Representatives

Chamber Action

Bills Introduced: 9 public bills, H.R. 14203–14211; and 6 resolutions, H. Con. Res. 727 and 728, and H. Res. 1390–1393 were introduced. Pages 32742–32743

Bills Reported: Reports were filed as follows:

H. Res. 1390, providing for the consideration of H.R. 11488, to amend titles XV and XVI of the Public Health Service Act to revise and extend the authorities and requirements under those titles for health planning and health resources development (H. Rept. 95–1655);

H.R. 13167, to amend the Internal Revenue Code of 1954 to insure that the deduction for contributions to a black lung benefit trust be allowed for any such contributions which are made for the purpose of satisfying unfunded future liability, amended (H. Rept. 95–1656);

H.R. 13416, to amend title 10, United States Code, to modernize the permanent faculty structure at the United States Military Academy (H. Rept. 95–1657);

H. Res. 1308, to disapprove Reorganization Plan Numbered 4 transmitted by the President on August 10, 1978 (H. Rept. 95–1658);

S. 2079, a private bill (H. Rept. 95–1659);

Report entitled "Section 302(b) Allocation Report of the Committee on Ways and Means Relating to the Second Concurrent Budget Resolution for fiscal year 1979" (H. Rept. 95–1660);

Report of the Committee on Science and Technology entitled "Allocation of Budget Totals for fiscal year 1979" (H. Rept. 95–1661);

Report entitled "IRS Taxpayer Services, Tax Return Preparers, and Tax Form Simplification Programs" (H. Rept. 95–1662);

Report entitled "Lack of Guidelines for Federal Contract and Grant Data" (H. Rept. 95–1663);

Report entitled "Emergency Response to Hazardous Materials Transportation Accidents" (H. Rept. 95–1664);

Report entitled "Military Health and Research" (H. Rept. 95–1665);

H.R. 3815, to amend the Act commonly known as the Miller Act to raise the dollar amount of contracts to which such Act applies from $2,000 to $50,000, amended (H. Rept. 95–1666);

H.R. 3553, to amend the Internal Revenue Code of 1954 to provide tax counseling for the elderly, amended (H. Rept. 95–1667);

H.R. 10679, to modify the boundary of the Cibola National Forest, amended (H. Rept. 95–1668);

H.R. 13719, to offset the loss in tax revenues incurred by Guam and the Virgin Islands by reason of certain Federal tax reductions (H. Rept. 95–1669);

H.R. 8222, to apply duty-free treatment under certain circumstances to articles produced in the insular possessions of the United States, amended (H. Rept. 95–1670);

Conference report on H.R. 11445, to amend the Small Business Act and the Small Business Investment Act of 1958 (H. Rept. 95–1671);

Conference report on H.R. 12932, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1979 (H. Rept. 95–1672); and

Conference report on H.R. 12930, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1979 (H. Rept. 95–1673). Page 32742

Labor-HEW Appropriations: House disagreed to the Senate amendments to H.R. 12929, making appropriations for the Departments of Labor, and Health, Education, and Welfare, and related agencies, for the fiscal year ending September 30, 1979; and agreed to a conference. Appointed as conferees: Representatives Flood, Natcher, Smith of Iowa, Patten, Obey, Roybal, Stokes, Early, Mahon, Michel, Conte, O'Brien, and Cederberg. Page 32649

Refuge Revenue Sharing: House cleared for the President H.R. 8394, to provide for payments to local governments based upon acreage of the National Wildlife Refuge System which is within their boundaries; by agreeing to the Senate amendments thereto.

Subsequently, the House agreed to H. Con. Res. 727, directing the Clerk of the House to make corrections in the enrollment of H.R. 8394. Pages 32649–32650

Fish and Wildlife Programs: House disagreed to the Senate amendments to H.R. 2329, to improve the administration of fish and wildlife programs; and asked a conference. Appointed as conferees: Representatives Murphy of New York, Leggett, Metcalfe, Bowen, Hubbard, Ruppe, and Forsythe. Page 32651

National Family Week: House passed S.J. Res. 29, to authorize the President to issue a proclamation designating that week in November 1978, which includes Thanksgiving Day as "National Family Week"—clearing the measure for the President. Subsequently, H.J. Res. 684, a similar House resolution, was laid on the table. Page 32651

Firefighters' Memorial Sunday: House passed H.J. Res. 685, to designate May 21, 1978, as "Firefighters' Memorial Sunday".

Agreed to the committee amendment, as amended, that changes the date to October 7, 1979; and

Agreed to amend the title. Pages 32651–32652

State-Justice-Commerce-Judiciary Appropriations: House cleared for Senate action H.R. 12934, making appropriations for the Departments of State, Justice, and Commerce, the Judiciary, and related agencies for the fiscal year ending September 30, 1979.

On a division of the question, House agreed to a motion to recede from its disagreement to Senate amendment No. 9; and agreed to a motion to concur in the amendment. Earlier, by a yea-and-nay vote of 143 yeas to 191 nays, Roll No. 856, rejected a motion to concur, with amendment, to Senate amendment No. 9.

By a yea-and-nay vote of 231 yeas to 105 nays with 1 voting "present", Roll No. 857, House agreed to a motion to recede from its disagreement and concur, with amendment, to Senate amendment No. 123.

Pages 32653–32662

Magistrates: House agreed to H. Res. 1322, providing for the consideration of S. 1613, to improve access to the Federal Courts by enlarging the civil and criminal jurisdiction of United States magistrates.

Pages 32663–32664

Water Resources Development: House agreed to H. Res. 1325, providing for the consideration of H.R. 13059, authorizing the construction, repair, and preservation of certain public works on rivers and harbors for navigation and flood control. Page 32664

Sugar Stabilization: House agreed to H. Res. 1354, providing for the consideration of H.R. 13750, Sugar Stabilization Act of 1978. Pages 32665–32667

Meat Imports: House agreed to H. Res. 1343, providing for the consideration of H.R. 11545, Meat Import Act of 1978.

By unanimous consent, agreed to an amendment that corrects a typographical error. Pages 32667–32668

Clinical Laboratories: By a yea-and-nay vote of 328 yeas, Roll No. 858, the House agreed to H. Res. 1348, providing for the consideration of H.R. 10909, Clinical Laboratory Improvement Act.

By unanimous consent, agreed to an amendment that corrects a typographical error. Pages 32668–32670

Financial Institutions: House agreed to H. Res. 1333, providing for the consideration of H.R. 13471, Financial Institutions Regulatory Act of 1978. Pages 32670–32677

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 11445, to amend the Small Business Act and the Small Business Investment Act of 1958. Page 32677

DOD Authorization: House completed all general debate and began reading for amendment on H.R. 14042, Department of Defense Appropriation Authorization Act for fiscal year 1979; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Wednesday, October 4.

Agreed to an amendment that clarifies that commissary baggers may not be considered employees for purposes of the Fair Labor Standards Act of 1938 if their sole compensation is from tips.

Rejected an amendment that sought to delete $209 million from the naval vessels procurement authorization to be used for the settlement of shipbuilding claims (rejected by a recorded vote of 97 ayes to 187 noes with 1 voting "present", Roll No. 859). Earlier, by a division vote of 37 ayes to 12 noes, agreed to a motion to limit debate on this amendment.

H. Res. 1368, the rule under which the bill is being considered, was agreed to earlier by a voice vote.

Pages 32677–32697

Receive and Sign: Agreed that, notwithstanding the adjournment of the House until Monday, October 2, the Clerk be authorized to receive messages from the Senate and that the Speaker be authorized to sign any enrolled bills and joint resolutions duly passed by the two Houses.

Pages 32699–32700

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of October 4. Page 32700

Insurance Programs Extensions: House passed S.J. Res. 165, to provide for a temporary extension of certain Federal Housing Administration mortgage insurance and related authorities, of the national flood insurance program, of the crime insurance and riot reinsurance programs, and of certain rural housing authorities—clearing the measure for the President.

Pages 32698–32699

Ethics in Government: The Speaker appointed the following Members as conferees on S. 555, Public Officials Integrity Act of 1977: Representatives Danielson, Preyer, Schroeder, Stratton, Obey, Harris, Mann, Kastenmeier, Mazzoli, Wiggins, Moorhead of California, Gilman, and Frenzel; and Eckhardt, solely for the consideration of that portion of section 241(a) of the House amendment adding a new subsection 207(g) to title 18, United States Code, and modifications thereof. The House had previously insisted on its amendment to S. 555 and asked a conference on Wednesday, September 27.

Agreed to amend the title of the Senate bill.

Page 32999

Agricultural Trade Act: House insisted on its amendments to S. 3447, to strengthen the economy of the United States through increased sales abroad of American products; and agreed to a conference. Appointed as conferees: Representatives Foley, Zablocki, Poage, Fascell, de la Garza, Bingham, Jones of Tennessee, Mathis, Pease, Cavanaugh, Wampler, Broomfield, Sebelius, and Findley. Page 32700

Pennsylvania Avenue Development: House passed S. 2566, to amend the Pennsylvania Avenue Development Corporation Act of 1972 to authorize appropriations and borrowings from the United States Treasury for further implementation of the development plan for Pennsylvania Avenue between the Capitol and the White House.

Agreed to an amendment that establishes the Jackson Hole Scenic Area Commission. Pages 32700–32701

Fort Scott National Historic Site: House passed H.R. 13797, to authorize establishment of the Fort Scott National Historic site, Kansas.

Agreed to the committee amendment.

Pages 32701–32702

Commodity Exchange Act Extension: By a voice vote, the House agreed to the conference report on S. 2391, to extend the Commodity Exchange Act—clearing the measure for the President. Pages 32702–32707

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 32741

Adjournment: Adjourned at 3:53 p.m.

Committee Meetings

METRO CONSTRUCTION

Committee on the District of Columbia: Subcommittee on Economic Development and Regional Affairs met with the Secretary of Transportation, the Administrator of the Urban Mass Transportation, and the Chairman of the Board and the General Manager of the Washington Metropolitan Area Transit Authority for discussion of actions that must be taken in the short term at Federal, State, and Local levels to prevent delays in Metro construction.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Services met for discussion of pending matters.

FEDERAL SAFE DRINKING WATER ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment held an oversight hearing on the Federal Safe Drinking Water Act. Testimony was heard from EPA Administrator Douglas M. Costle; and FDA Deputy Commissioner for Food and Drugs Sherwin Gardner.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session on pending business.

DUTY SUSPENSION ON IMPORTED RAILROAD FREIGHT CARS

Committee on Ways and Means: Subcommittee on Trade held a hearing on legislation to temporarily suspend the duty on imported railroad freight cars and freight car parts. Testimony was heard from Representatives Fithian, Stangeland, AuCoin, and LaFalce; Department and public witnesses.

PRODUCT LIABILITY

Committee on Ways and Means: Subcommittee on Miscellaneous Revenue Measures continued hearings on product liability legislation. Testimony was heard from representatives of Departments of Treasury and Commerce.

Joint Committee Meetings

U.S. EXPORTS

Joint Economic Committee: Subcommittee on International Economics held hearings on U.S. export policy, receiving testimony from Frank Weil, Assistant Secretary of Commerce for Industry and Trade; C. Fred Bergsten, Assistant Secretary of the Treasury for International Affairs; Jules Katz, Assistant Secretary of State for Economic and Business Affairs; John Moore, President and Chairman, Export-Import Bank of the United States; and G. Edward Schuh, Deputy Assistant Secretary of Agriculture for International Affairs and Commodity Programs.

Hearings were recessed subject to call.

APPROPRIATIONS—TREASURY-POSTAL SERVICE

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 12930, making appropriations for the Treasury Department, the U.S. Postal Service, the Executive Office of the President, and certain Independent Agencies for fiscal year 1979.

APPROPRIATIONS—INTERIOR

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 12932, making appropriations for the Department of the Interior and related agencies for fiscal year 1979.

AIR TRANSPORTATION

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 2493, proposed Air Transportation Regulatory Reform Act of 1978, but did not complete action thereon and recessed subject to call.

DISTRICT OF COLUMBIA PENSIONS

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 6536, to establish an actuarially sound basis for financing retirement benefits for D.C. policemen, firemen, teachers, and judges, but did not complete action thereon and will meet again on Tuesday, October 3.

ENERGY TAX ACT

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 5263, to provide tax incentives for the production and conservation of energy, but did not complete action thereon and will meet again on Tuesday, October 3.

VETERANS' PENSIONS

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 10173, to improve pension programs for veterans and their survivors, but did not complete action thereon and will meet again on Tuesday, October 3.

Saturday, September 30, 1978

Senate

Chamber Action

Routine Proceedings, pages 32770–32867

Bills Introduced: Four bills were introduced, as follows: S. 3540–3543. Page 32852

Bills Reported: Reports were made as follows:

S. Res. 411, expressing the sense of the Senate that further efforts be made by Federal departments and agencies to channel additional deposits to minority-owned commercial banks, with amendment (S. Rept. 95–1261).

S. 3392, to accelerate the use of solar energy as a source of electric power, with an amendment in the nature of a substitute (S. Rept. 95–1262). Pages 32851–32852

Bills Passed:

Department of Energy authorizations: Committee on Armed Services was discharged from the further consideration of H.R. 11686, authorizing funds for national security programs for the Department of Energy for fiscal year 1979, and by 68 yeas to 1 nay, the bill was then passed after striking all after the enacting clause and inserting in lieu thereof text of Senate companion bill, S. 2693, which had at first been amended by adoption of committee amendments and two additional amendments, as follows:

(1) Jackson unprinted amendment No. 1972, to require the Department of Energy to make a formal study of the physical condition of our nuclear weapons complex; and Page 32796

(2) Jackson unprinted amendment No. 1973, in the nature of a substitute bill. Page 32796

S. 2693 was then indefinitely postponed. Page 32802

Pages 32791–32798, 32801–32802

Public grazing lands: By 59 yeas to 7 nays, Senate passed H.R. 10587, authorizing funds to improve conditions of the public grazing lands, after agreeing to committee amendment in the nature of a substitute, as amended by Church unprinted amendment No. 1974, of a technical nature.

Senate insisted on its amendment, requested conference with the House, and appointed as conferees Senators Jackson, Church, Bumpers, McClure, and Laxalt. Pages 32802–32820

Customs Procedural Reform papers: Senate agreed to H. Con. Res. 725, requesting the President to return enrolled H.R. 8149, proposed Customs Procedural and Simplification Act of 1978. Pages 32860–32861

Calendar Bills: Senate took from the Calendar and passed the following bills:

With amendment and returned to the House

Tariff: H.R. 8755, to make specific tariff provisions for ball or roller bearing pillow block, flange, take-up, cartridge, and hangar units.

Tariff: H.R. 9911, to continue until the close of June 30, 1981, the existing suspension of duties on certain forms of zinc.

Tariff: H.R. 12165, to extend until the close of June 30, 1981, the existing suspension of duties on certain metal waste and scrap, unwrought metal, and other articles of metal.

Without amendment and cleared for the House

National Jogging Day: S.J. Res. 166, authorizing the President to designate October 14, 1978, as National Jogging Day.

Private bills: S. 352 and 809, private bills.

With amendment and cleared for the House

Private bills: S. 487, 536, 652, 3109, 540, 1292, 147, and 454, private bills. Pages 32861–32866

State, Justice, Commerce Appropriations: By 62 yeas to 7 nays, Senate agreed to conference report on H.R. 12934, making appropriations for the Departments of State, Justice and Commerce, the Judiciary, and related agencies for fiscal year 1979. Senate agreed to the House amendments to Senate amendments numbered 2, 22, 24, 25, 30, 31, 34, 51, 66, 67, 90, 100, 106, 109, 111, 113, 115, 116, 117, 123, and 124, thereby clearing the measure for the President. Pages 32781–32791, 32798–32800

Oil Tanker Safety: Senate agreed to the House amendment with an amendment to S. 682, to expand and strengthen regulations concerning vessel safety standards. Senate amendment is embodied in Magnuson unprinted amendment No. 1975, in the nature of a substitute bill. Pages 32821–32835

Export-Import Bank: Senate continued consideration of S. 3077, extending through fiscal year 1983 authority of the Export-Import Bank to make new commitments, agreeing to additional proposed amendments, as follows:

(1) Stevenson unprinted amendment No. 1976, to authorize the Secretary of the Treasury to use the Export-Import Bank to counter predatory foreign official financing practices in the United States; Page 32836

(2) Heinz unprinted amendment No. 1977, to require the President to report on international efforts to reach environmental agreements before imposing unilateral environmental review requirements on nuclear exports; Page 32836

(3) Heinz unprinted amendment No. 1978, expressing the sense of the Senate in opposition to wage and price or other standards enforced by the direct or implied threat of administrative actions or decisions pursuant to various laws; and Page 32846

(4) Stevenson unprinted amendment No. 1979, authorizing Army engineers to replace locks and dam 26, Mississippi River, Alton, Illinois and Missouri. Page 32848

Pages 32835–32851

Vice Presidential Appointments: Vice President appointed Senators Morgan and Stevens to attend the North Atlantic Assembly, to be held in Lisbon, Portugal, November 26–30, 1979. Page 32860

Staff Floor Privileges: Agreement was reached concerning new procedures to govern the granting of floor privileges for Senate staff personnel. Pages 32820–32821

Senate Authorizations: During the forthcoming recess of the Senate, until 9 a.m. on Monday, October 2, the Secretary of the Senate is authorized to receive and refer messages from the House, and the Vice President, President pro tempore, and Acting President pro tempore are authorized to sign duly-enrolled bills and joint resolutions. Page 32866

Bills Indefinitely Postponed: S. 3116 and 2910, health bills, were indefinitely postponed. Page 32770

Statements on Introduced Bills: Pages 32852–32855

Amendments Submitted for Printing: Page 32855

Additional Statements: Pages 32855–32860

Messages Held at the Desk: Page 32867

Confirmations: Senate confirmed the following nominations:

H. Brooks Phillips, to be U.S. marshal for the northern district of Mississippi;

Richard T. Mulcrone, of Minnesota, to be a Member of the United States Parole Commission; and

John G. Dean, of New York, to be Ambassador to the Republic of Lebanon. Page 32867

Record Votes: Three record votes were taken today. Pages 32799, 32802, 32820

Recess: Senate met at 9 a.m. and recessed at 3:09 p.m. Page 32867

Committee Meetings

No meetings were held.

House of Representatives

Chamber Action

The House was not in session today. It will next meet at noon on Monday, October 2.

Committee Meetings

No meetings were held.

Monday, October 2, 1978

Senate

Chamber Action

Routine Proceedings, pages 32999–33110

Bills Introduced: One bill was introduced, as follows: S. 3544. Page 33068

Bills Reported: Reports were made as follows:

H.R. 13511, to reduce income taxes, with an amendment, together with supplemental views (S. Rept. 95–1263—filed on October 1 during recess of the Senate).

H.R. 13635, making appropriations for fiscal year 1979 for the Defense Establishment, with amendments (S. Rept. 95–1264).

Conference Report on H.R. 12050, to provide a Federal income tax credit for tuition (S. Rept. 95–1265). Page 33068

Bills Passed:

National Inventors Day: Senate passed without amendment and cleared for the President S.J. Res. 168,

authorizing the President to designate February 11, 1978, as "National Inventors Day". Page 33066

William O. Douglas Building: Senate passed without amendment and cleared for the House S. 3540, renaming the U.S. Federal Building in Yakima, Washington, the "Justice William O. Douglas U.S. Federal Building". Page 33066

Enrollment correction: Senate agreed to H. Con. Res. 727, to authorize corrections in the enrollment of H.R. 8394, to provide for payments to local governments based upon acreage of the National Wildlife Refuge System which is within their boundaries. Page 33078

Foreign Acquisition of U.S. Lands: Senate agreed to the House amendments to S. 3384, to require foreign persons who acquire, transfer, or hold interests in agricultural land to report such transactions and holdings to the Secretary of Agriculture, thereby clearing the bill for the President. Pages 33062–33065

USDA Facilities Designation: Senate agreed to the House amendments to S. 3467, designating the USDA Pecan Field Station in Brownwood, Texas, as the "W. R. 'Bob' Poage Pecan Field Station", thereby clearing the bill for the President. Pages 33065–33066

Aquaculture: Senate agreed to the House amendments to the Senate amendments to H.R. 9370, to provide for the development of aquaculture in the United States, thereby clearing the measure for the President. Pages 33079–33083

Office of Drug Abuse: Senate agreed to the House amendment to S. 2916, authorizing funds for fiscal year 1979 for the Office of Drug Abuse and for drug treatment programs, thereby clearing the measure for the President. Pages 33085–33086

Veterans' Disability Compensation: Senate agreed to the House amendments to the Senate amendments to H.R. 11886, to increase rates of compensation paid to disabled veterans and their survivors, thereby clearing the measure for the President. Pages 33086–33096

Veterans' Housing: Senate agreed to the House amendments to the Senate amendments to H.R. 12028, to improve certain housing programs administered by the Veterans' Administration, thereby clearing the measure for the President. Pages 33096–33103

CETA: Senate disagreed to the House amendments to S. 2570, to authorize funds for programs administered under the Comprehensive Employment and Training Act, agreed to conference with the House, and appointed as conferees Senators Nelson, Williams, Kennedy, Cranston, Hathaway, Riegle, Javits, Schweiker, Hatch, and Chafee. Page 33078

Justice Department Authorization: Senate disagreed to the House amendments to S. 3151, authorizing funds for activities of the Department of Justice for fiscal year 1979, agreed to conference with the House, and appointed as conferees Senators Eastland, Kennedy, Bayh, Abourezk, DeConcini, Hatfield of Montana, Thurmond, Mathias, Wallop, Ribicoff, Jackson, Javits, and Percy. Pages 33083–33085

Smithsonian Institution Facilities: Senate agreed to the House amendments with an amendment to S. 1029, authorizing the Smithsonian Institution to construct museum support facilities. Senate amendment is embodied in Robert C. Byrd (for Pell) unprinted amendment No. 1981, calling for approval by Senate Committee on Rules and Administration of plans for construction of such facilities. Pages 33078–33079

Export-Import Bank: Senate resumed consideration of S. 3077, extending through fiscal year 1983 authority of the Export-Import Bank to make new commitments, adopting, by 45 yeas to 35 nays, modified Chafee unprinted amendment No. 1980, relating to the authority of the President to deny the granting of export applications. Pages 33002–33007, 33011–33027, 33030–33059

Presidential Messages: Senate received messages from the President, as follows:

Transmitting a report setting forth his determination that import relief for the U.S. clothespin industry is not in the national economic interest—referred to Committee on Finance (PM–226); and

Reporting 30 deferrals of fiscal year 1979 funds totaling $1,178.2 million—referred jointly to Committees on Appropriations; the Budget; Agriculture, Nutrition, and Forestry; Commerce, Science, and Transportation; Armed Services; Human Resources; Energy and Natural Resources; the Judiciary; Governmental Affairs; and Foreign Relations (PM–227). Page 33067

Bills Held at Desk: H.R. 11733, surface transportation assistance, H.R. 13797, Fort Scott National Historic Site, and H.J. Res. 685, Firefighters' Memorial Sunday, were received and held at the desk. Pages 33068, 33079

Messages From the President: Page 33067

Messages From the House: Pages 33067–33068

Statements on Introduced Bills: Page 33068

Amendments Submitted for Printing: Pages 33068–33069

Additional Statements: Pages 33069–33078

Nomination: Senate received the nomination of Herbert S. Okun, of Maryland, to be State Department SALT Representative at Geneva; and

Sundry nominations in the Army, Air Force, and Coast Guard. Pages 33110–33118

Record Vote: One record vote was taken today. Page 33059

Recess: Senate met at 9 a.m. and recessed at 7:33 p.m. Page 33110

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Committee, in closed session, ordered favorably reported with amendments H.R. 13635, making appropriations for fiscal year 1979 for the defense establishment.

TRADE ADJUSTMENT ASSISTANCE

Committee on Finance: Subcommittee on International Trade held hearings on H.R. 11711, to broaden the coverage of assistance to workers and firms that are dislocated as a result of Federal government policies to encourage increased foreign trade, receiving testimony from Senator Heinz; Alan W. Wolff, Deputy Special Representative for Trade Negotiations; Federick P. Knickerbocker, Deputy Assistant Secretary of Commerce for International Policy Coordination; Marvin M. Fooks, Director, Office of Trade Adjustment Assistance, Department of Labor; John J. Sheehan and John L. Oshinski, United Steelworkers of America, Washington, D.C.; Leonard Page and George Weaver, United Automobile, Aerospace and Agricultural Implement Workers of America, Washington, D.C.; George Collins, United Electrical Workers Union, Washington, D.C.; William Duchessi, Amalgamated Clothing and Textile Workers Union, Washington, D.C.; William Lawbaugh, International Association of Bridge, Structural, and Ornamental Iron Workers, Washington, D.C. William J. Glaser, Dynamic Instrument Corporation, Hauppauge, New York; James R. McGinnity, Mrs. Day's Ideal Baby Shoe Company, Inc., Danvers, Massachusetts; and Kurt M. Swenson, John Swenson Granite Company, Inc., Concord, New Hampshire.

House of Representatives

Chamber Action

Bills Introduced: 3 public bills, H.R. 14212–14214; and 1 resolution, H. Res. 1394 were introduced. Page 32953

Bills Reported: Reports were filed as follows:

Report entitled "Northeast Corridor Improvement Project Construction Delays and Cost Ramifications" (H. Rept. 95–1674);

Report entitled "Improving Internal Auditing in the Departments of Air Force and Navy, An Interim Report" (H. Rept. 95–1675);

Report entitled "Overseas Real Property Management" (H. Rept. 95–1676);

Report entitled "Procurement Practices at the United States Army Communications and Electronics Materiel Readiness Command" (H. Rept. 95–1677);

H.R. 9701, to amend the Budget and Accounting Procedures Act of 1950 to require that the Comptroller General provide for a financial audit with respect to pension plans for officers and employees of the Federal Government and its agencies and instrumentalities, and to require that an annual report, including a financial statement and an actuarial statement, be furnished to the Congress and the Comptroller General with respect to such plans, amended (H. Rept. 95–1678);

H.R. 13592, to amend the Internal Revenue Code of 1954 with respect to employer's duties in connection with the recording and reporting of tips, amended (H. Rept. 95–1679);

Report entitled "Problems in the Relationship Between the Commerce Department's Maritime Administration and the National Maritime Council, A Private Trade Organization" (H. Rept. 95–1680); and

Report entitled "Search Warrants Should Be Required for Certain Mail Openings by the Customs Service" (H. Rept. 95–1681). Pages 32952–32953

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Brademas as Speaker pro tempore for today. Page 32878

Presidential Messages: Received and read the following messages from the President:

Import relief—clothespin industry: Transmitting a report stating his determination that import relief for the United States clothespin industry is not in the national interest, and explaining his reasons for such determination—referred to the Committee on Ways and Means and ordered printed (H. Doc. 95–391); and

Budget deferrals: Transmitting 30 deferrals of fiscal year 1979 funds totalling $1,178.2 million—referred to the Committee on Appropriations and ordered printed (H. Doc. 95–392). Page 32879

Consent Calendar: On the call of the Consent Calendar, the House passed the following bills:

Sent to the Senate without amendment:

Alaska lands: H.R. 14026, to provide means for the acquisition and retention of title to certain lands by the village corporation organized pursuant to the Alaska Native Claims Settlement Act for the natives of the village of Kake, Alaska;

Agricultural research: H.R. 13989, to amend section 1445(b) of the Food and Agriculture Act of 1977 to modify the formula for distribution of funds authorized thereunder for agricultural research; and

Chattahoochee Compact: H.R. 13692, granting the consent of Congress to the Historic Chattahoochee Compact between the States of Alabama and Georgia.

Sent to the Senate, amended:

Return of German paintings: H.R. 11945, to authorize the Secretary of the Army to return 10 paintings to the Navy of the Federal Republic of Germany. Agreed to amend the title;

Susanville Indian Rancheria: H.R. 13991, to provide for the United States to hold in trust for the Susanville Indian Rancheria of Lassen County, California, approximately 120 acres of land;

Lotteries: H.R. 11580, to amend title 18 of the United States Code to make lawful certain activities concerning certain foreign and domestic legal lotteries; and

Capitol Historical Society: H.R. 11035, to incorporate the United States Capitol Historical Society.

Pages 32879–32884

Late Report: Conferees received permission to file a conference report by midnight Tuesday, October 3, on H.R. 12931, making appropriations for Foreign Assistance and related programs for the fiscal year ending September 30, 1979. Page 32885

Water Research and Development: House cleared for the President S. 2704, to promote a more adequate and responsive national program of water research and development; by agreeing to the Senate amendments to the House amendment thereto. Pages 32885–32886

Aquaculture: House agreed, with amendment, to the Senate amendment to H.R. 9370, to provide for the development of aquaculture in the United States—returning the measure to the Senate. Pages 32886–32898

U.S.M.A. Faculty Structure: House passed H.R. 13416, to amend title 10, United States Code, to modernize the permanent faculty structure at the United States Military Academy. Pages 32898–32899

Rehabilitation Services: House insisted on its amendments to the Senate amendments to H.R. 12467, Comprehensive Rehabilitation Services Amendments of 1978; and agreed to a conference. Appointed as conferees: Representatives Perkins, Brademas, Beard of Rhode Island, Miller of California, Kildee, Heftel, Hawkins, Biaggi, Quie, Jeffords, and Erlenborn, for the consideration of titles I through IV of the House amendments to the Senate amendments; and Representatives Staggers, Rogers, Satterfield, Preyer, Scheuer, Waxman, Florio, Carter, Broyhill, and Madigan, for the consideration of title V of the House amendments to the Senate amendments. Page 32899

Magistrates: House completed all general debate and began reading for amendment on S. 1613, to improve access to the Federal Courts by enlarging the civil and criminal jurisdiction of United States magistrates; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Wednesday, October 4.

Pending when the Committee of the Whole rose was the committee amendment in the nature of a substitute.

Pages 32899–32904

Water Resources Development: House completed all general debate and began reading for amendment on H.R. 13059, authorizing the construction, repair, and preservation of certain public works on rivers and harbors for navigation and flood control; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Wednesday, October 4.

Pending when the Committee of the Whole rose was the committee amendment in the nature of a substitute.

Pages 32904–32917

Sugar Stabilization: House completed all general debate on H.R. 13750, to implement the International Sugar Agreement between the United States and foreign countries; to promote the welfare of consumers of sugar and those engaged in the domestic sugar-producing industry; and to promote the export trade of the United States; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to begin on Wednesday, October 4. Pages 32917–32934

Meat Imports: House completed all general debate on H.R. 11545, to modify the method of determining quantitative limitations on the importation of certain articles of meat and meat products, and to apply quantitative limitations on the importation of certain additional articles of meat, meat products, and livestock; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to begin on Wednesday, October 4.

Pages 32934–32938

Clinical Laboratories: House completed all general debate on H.R. 10909, to amend the Public Health Service Act to revise and strengthen the program under that Act for national standards for and licensing of clinical laboratories, and to amend the Social Security Act to require laboratories providing services financed under titles XVIII and XIX of such Act to meet the requirements of such program; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to begin on Wednesday, October 4.

Pages 32938–32943

Receive and Sign: Agreed that, notwithstanding the adjournment of the House until Tuesday, October 3, the Clerk be authorized to receive messages from the Senate and that the Speaker be authorized to sign any enrolled bills and joint resolutions duly passed by the two Houses.

Page 32943

Adjournment: Adjourned at 3:21 p.m.

Committee Meetings

No meetings were held.

Résumé of Congressional Activity

SECOND SESSION OF THE NINETY-FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 19 through September 30, 1978

	Senate	*House*	*Total*
Days in session	146	139	..
Time in session	1194 hrs., 25′	905 hrs., 39′	..
Congressional Record:			
Pages of proceedings	16804	11262	28066
Extension of Remarks	..	.	5358
Public bills enacted into law	60	120	184
Private bills enacted into law	6	24	30
Bills in conference	8	35	
Bills through conference	12	31	
Measures passed, total	668	671	
Senate bills	234	105	
House bills	197	310	
Senate joint resolutions	20	13	
House joint resolutions	23	26	
Senate concurrent resolutions	14	11	
House concurrent resolutions	22	27	
Simple resolutions	158	179	
Measures reported, total	*701	*737	
Senate bills	310	45	..
House bills	163	467	..
Senate joint resolutions	15	4	
House joint resolutions	13	28	
Senate concurrent resolutions	9	5	
House concurrent resolutions	10	11	
Simple resolutions	181	177	
Special reports	32	45	
Conference reports	12	50	
Measures pending on calendar	78	175	
Measures introduced, total	1,494	5,206	
Bills	1,156	3,799	
Joint resolutions	66	465	
Concurrent resolutions	44	277	
Simple resolutions	228	665	
Quorum calls	15	101	
Yea-and-nay votes	434	497	
Recorded votes		261	
Bills vetoed	..	3	3
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 648 reports have been filed in the Senate, a total of 1,681 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 19 through September 30, 1978

Army nominations, totaling 13,932, disposed of as follows:	
Confirmed	10,306
Unconfirmed	3,625
Withdrawn	1
Navy nominations, totaling 22,705, disposed of as follows:	
Confirmed	21,641
Unconfirmed	1,064
Air Force nominations, totaling 12,573, disposed of as follows:	
Confirmed	12,529
Unconfirmed	44
Marine Corps nominations, totaling 4,573, disposed of as follows:	
Confirmed	1,967
Unconfirmed	2,606
Civilian nominations, totaling 3,011 disposed of as follows:	
Confirmed	2,321
Unconfirmed	686
Withdrawn	4
Summary	
Total nominations received	56,794
Total confirmed	48,764
Total unconfirmed	8,027
Total withdrawn	5

Tuesday, October 3, 1978

Senate

Chamber Action

Routine Proceedings, pages 33129–33230

Bills Introduced: One bill and three resolutions were introduced, as follows: S. 3545; and S. Res. 574–576.

Page 33202

Bills Reported: Reports were made as follows:

S. 3078, to establish a program of remedial action to clean up abandoned uranium mill tailing piles created between 1939 and 1970, with an amendment (S. Rept. 95–1266).

S. 3412, to provide cost-of-living adjustments in the annuity of a retired Comptroller General, with an amendment (S. Rept. 95–1267).

S. Res. 575, authorizing funds for additional expenses of the Select Committee on Indian Affairs (S. Rept. 95–1268—referred to Committee on Rules and Administration).

S. 3359, raising from $2,000 to $25,000 the threshold amount at which bonding is required for Federal government contracts (S. Rept. 95–1269).

S. Res. 574, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 857, to provide Federal financial education assistance to Native Hawaiians (without written report—referred to Committee on the Budget).

S. Res. 576, to waive section 303(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 13511, to reduce income taxes (without written report—referred to Committee on the Budget).

Page 33201

Bills Passed:

Federal Aid Highway Program: Senate passed H.R. 11733, authorizing funds for the Federal Aid Highway Program, after striking all after the enacting clause and inserting in lieu thereof text of Senate companion bill, S. 3073, which had at first been further amended by adoption of Bentsen unprinted amendment No. 1982, to add a new Title IV entitled "Highway Revenue Act of 1978". Page 33195

Senate insisted on its amendment, requested conference with the House, and appointed the following conferees: for Title I: Senators Randolph, Bentsen, Moynihan, Burdick, Culver, Stafford, Chafee, Domenici, and McClure; for Title II: Senators Cannon, Ford, Magnuson, and Schmitt; for Title III: Senators Proxmire, Williams, Sparkman, McIntyre, Brooke, Garn, and Heinz; and for Title IV: Senators Bentsen and Hansen; and for Title IV (planning) of the House engrossed bill, all of the aforementioned conferees. Page 33195

S. 3073 was then indefinitely postponed. Page 33195

Pages 33191–33195

Offshore shipping rates: Senate passed without amendment and cleared for the President H.R. 6503, to alter the power of the Federal Maritime Commission to suspend general rate increases or decreases in the domestic offshore trade. Pages 33195–33196

Ocean shipping rates: Senate passed without amendment and cleared for the President H.R. 9998, to provide for the regulation of rates or charges by certain State-owned carriers in the foreign commerce of the United States. Page 33196

Chattahoochee Compact: Senate passed without amendment and cleared for the President H.R. 13692, granting consent of the Congress to the Historic Chattahoochee Compact between Alabama and Georgia.

Page 33198

Domestic travel programs: Senate passed and returned to the House H.R. 11870, authorizing approximately $1 million to carry out domestic travel programs administered by the U.S. Travel Service, after agreeing to Robert C. Byrd (for Cannon) unprinted amendment No. 1983, to strike from the bill Title II, relating to certain operations of the Travel Service. Page 33197

Lake Champlain Fish Study: Senate agreed to the House amendment to S. 415, to make Vermont and New York eligible for funds to study fish in Lake Champlain that ascend streams to spawn, thereby clearing the bill for the President. Page 33197

Jefferson Davis: Senate agreed to the House amendments to S.J. Res. 16, to restore posthumously full rights of citizenship to Jefferson F. Davis (amendments deemed to have been agreed to by two-thirds vote in order to meet Constitutional requirements). Page 33197

Indian Education: Senate agreed to the House amendment to S. 1215, to provide grants to Indian-controlled post-secondary educational institutions, thereby clearing the bill for the President. Pages 33198–33200

Fish and Wildlife Programs: Senate insisted on its amendments to H.R. 2329, to improve the administration of fish and wildlife programs of the Departments of the Interior and Commerce, agreed to conference with the House, and appointed as conferees Senators Culver, Gravel, Hodges, Wallop, and McClure. Page 33198

Equal Rights Amendment: Senate continued consideration of H.J. Res. 638, to extend the deadline for the ratification of the Equal Rights Amendment, rejecting two amendments proposed thereto, as follows:

(1) By 26 yeas to 64 nays, Scott amendment No. 3671, to permit a State legislature to rescind ratification of the Equal Rights Amendment; and Page 33150

(2) By 33 yeas to 57 nays, Scott amendment No. 3679, to require that the joint resolution be passed by two-thirds of both Houses of the Congress in order to become effective. Page 33174

Pending at recess was Garn amendment No. 3675, to allow a State to rescind its ratification of the proposed Amendment by the same processes by which it was ratified. Page 33221

Pages 33138–33185, 33191, 33220–33230

Bills Held at Desk: H.R. 11035, U.S. Capitol Historical Society, H.R. 13989, agricultural research authorizations, and H.R. 13991, Susanville Indian Rancheria lands, were received and held at the desk. Page 33201

Message From the House: Page 33201

Bills Referred: Sundry House-passed bills were referred to appropriate Senate committees. Page 33201

Amendments Submitted for Printing:

Pages 33202–33204

Additional Statements: Pages 33204–33219

Nominations: Senate received the following nominations:

Henry D. Owen, of the District of Columbia, to be Ambassador at Large;

Richard B. Parker, of Kansas, to be Ambassador to the Kingdom of Morocco;

J. Bruce Llewellyn, of New York, to be President of the Overseas Private Investment Corporation; and

George S. Ives, of Maryland, to be a Member of the National Mediation Board. Page 33230

Record Votes: Two record votes were taken today.

Pages 33174, 33187

Recess: Senate met at 9:30 a.m. and recessed at 8:15 p.m.

Page 33230

Committee Meetings

COMMITTEE BUSINESS

Committee on Energy and Natural Resources: Committee ordered favorably reported the following business items:

H.R. 12250, designating a Boundary Waters Canoe Area Wilderness and establishing a Boundary Waters Mining Protection Area along the Minnesota-Canadian border, with an amendment in the nature of a substitute;

H.R. 7101, to provide certain private landowners along the Colorado River the opportunity to assert legal and equitable defenses against the U.S.; and

The nomination of Thomas S. Williamson, Jr., of the District of Columbia, to be Deputy Inspector General, Department of Energy.

Also, committee began consideration of S. 2774, to extend the boundaries of the Toiyabe National Forest, Nevada, but did not complete action thereon and will meet again tomorrow to consider this and other committee business.

COMMITTEE BUSINESS

Committee on Finance: Committee ordered favorably reported the following measures:

H.R. 12972, establishing a new type of disability benefits program for severely disabled people who return to work, with an amendment in the nature of a substitute;

H.R. 10848, to provide that an individual who applies for supplemental security income benefits on the basis of disability shall be considered presumptively disabled if he has received social security or supplemental security income benefits as a disabled individual within the preceding five years, with amendments;

H.R. 7108, relative to duty-free entry of certain paper-making machinery, with an amendment in the nature of a substitute authorizing the President to take such actions as are necessary or appropriate to implement the obligations and secure the rights of the United States under the International Sugar Agreement (the original substance of H.R. 7108 was added as an amendment to H.R. 8755, which was passed by the Senate on September 30, 1978);

H.R. 11711, to broaden the coverage of assistance to workers and firms that are dislocated as a result of Federal government policies to encourage increased foreign trade, with amendments;

H.R. 9628, relative to duty on nitrocellulose, with an amendment in the nature of a substitute, to limit the volume of watches and watch movements assembled in the U.S. Virgin Islands, Guam, and American Samoa with non-Most-Favored-Nation parts to 15% of the overall quota for duty-free watches and watch movements from the possessions (the original substance of H.R. 9628 was added to H.R. 9911, which was passed by the Senate on September 30, 1978);

H.R. 9434, increasing Federal Medicaid matching funds to Puerto Rico, the Virgin Islands, and Guam, with amendments, two of which added the substance of S. 1392, the Child Health Assessment Program, and the substance of S. 3544, providing for program to formally train "Aid to Families with Dependent Children" recipients as homemakers and home health aides; and

S. 3279, to provide assistance to aircraft operators to aid them in complying with Federal aircraft noise standards.

Committee reconsidered its action of August 9, 1978, on H.R. 5265, to permit the duty-free entry of fluorospar through June 30, 1980, and agreed today not to report this bill, but instead ordered favorably reported H.R. 5551, to permit through June 30, 1980, the duty-free entry of imports of 2-methyl 4-chlorophenol, a chemical used in the production of certain herbicides, with an amendment which would change the definition of mixed feed and mixed feed ingredients in the agricultural schedule of the Tariff Schedules of the U.S. to include products which are admixtures of soybeans or soybean products, entitling such products to duty-free treatment.

Committee also reconsidered its action of August 9, 1978, on H.R. 11409, to permit the duty-free entry of certain dyeing and tanning materials; Committee de-

leted the amendment agreed to that day relative to duty-free entry of live worms (substance of H.R. 12739), and instead agreed to add as an amendment the substance of S. 3387, to permit the duty-free entry of field glasses, prism binoculars, and opera glasses through December 31, 1978.

A press release summarizing committee actions taken today is available at its office in 2227 Dirksen Office Building.

NOMINATIONS AND TREATY

Committee on Foreign Relations: Committee approved the following nominations:

Goodwin Cooke, of Connecticut, to be Ambassador to the Central African Empire;

Donald K. Petterson, of California, to be Ambassador to the Somali Democratic Republic;

Marshall W. Wiley, of Florida, to be Ambassador to the Sultanate of Oman;

Richard W. Petree, of Virginia, to be Alternate Representative of the United States for Special Political Affairs in the United Nations with the rank of Ambassador;

A Foreign Service Officer, Foreign Service Information Officer, and Foreign Service Reserve Officer Appointment list dated September 22, 1978; and

A Foreign Service Officer Promotion list dated September 22, 1978.

Prior to these actions, committee held hearings on the nominations of Messrs. Cooke, Petterson, and Wiley, where the nominees testified and answered questions on their own behalf.

Also, committee received testimony on Convention on the Prohibition of Military or Any Other Hostile Use of Environmental Modification Techniques (Exec. K, 95th Cong., 2d sess.) from Thomas R. Pickering, Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs; Thomas D. Davies, Assistant Director of the Arms Control and Disarmament Agency for Multilateral Affairs; Brigadier General James M. Thompson, Director for Policy Plans and National Security Council Affairs, Department of Defense; Rear Admiral Edward F. Welch, Jr., Deputy Director for International Negotiations, Plans and Policy Directorate, Joint Chiefs of Staff; and Leonard Meeker, Center for Law and Social Policy, Washington, D.C.

TECHNOLOGY TRANSFER

Committee on Governmental Affairs: Permanent Subcommittee on Investigations held hearings on the Government's handling of certain export licenses transferring U.S. oil and gas well drilling technology to the Soviet Union. Witnesses heard were William J. Perry, Under Secretary of Defense for Research and Engineering; Peter M. Sullivan, Assistant Counsel of the Subcommittee; J. Fred Bucy, Texas Instruments, Inc., Dallas; and Jack Murphy, Dresser Industries, Inc., Dallas.

NOMINATIONS

Committee on Human Resources: Committee concluded hearings on the nominations of Armando M. Rodriquez, of California, and J. Clay Smith, Jr., of the District of Columbia, each to be a Member of the Equal Employment Opportunity Commission, after the nominees testified and answered questions on their own behalf. Senator Cranston and Representatives Danielson and Van Deerlin introduced Mr. Rodriquez, and Senators Curtis and Zorinsky introduced Mr. Smith.

OSHA

Committee on Human Resources: Subcommittee on Labor began oversight hearings on the administration of the Occupational Safety and Health Administration Act (P.L. 91-596), receiving testimony from F. Ray Marshall, Secretary, and Dr. Eula Bingham, Assistant Secretary of the Occupational Safety and Health Administration, both of the Department of Labor; Edward J. Baier, Deputy Director, Vernon E. Rose, Director, Division of Criteria Documentation and Standards Development, Philip J. Bierbaum, Deputy Director, Division of Surveillance, Hazard Evaluations and Field Studies, all of the National Institute for Occupational Safety and Health, Department of Health, Education, and Welfare; James Gillice, Alliance of American Insurers, Washington, D.C.; and Lon Mann, Marianna, Arkansas, Joseph Lanier, Jr., West Point, Georgia, and George H. Dunklin, Pine Bluff, Arkansas, all representing the Cotton Council.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 6 public bills, H.R. 14215–14220; and 1 resolution, H. Res. 1395 were introduced. Page 33328

Bills Reported: Reports were filed as follows:

Conference report on H.R. 12050, to amend the Internal Revenue Code of 1954 to provide a Federal income tax credit for tuition (H. Rept. 95–1682);

S. 2247, amended; a private bill (H. Rept. 95–1683);

H.R. 9281, to amend the Internal Revenue Code of 1954 with respect to the tax treatment of expenses in attending foreign conventions, amended (H. Rept. 95–1684); and

H.R. 13093, to amend title 10, United States Code, to provide that a member of the Board of Regents of the Uniformed Services University of the Health Sciences whose term of office has expired shall continue to serve until a successor is appointed (H. Rept. 95–1685). Page 33328

Presidential Message—Customs Reform: Read a message from the President wherein he returns H.R. 8149, to provide customs procedural reform; for the purpose of making a technical correction. Page 33232

Private Calendar: On the call of the Private Calendar, the House passed the following bills:

Sent to the Senate without amendment: H.R. 10600, 9568, and 9075.

Sent to the Senate, amended: H.R. 8810 and 12555.

Passed over without prejudice: H.R. 3084, 5612, 1415, 2655, S. 1006, and 1562.

Further call of the Private Calendar was dispensed with after calendar No. 175. Pages 33235–33236

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 11318, to amend the Small Business Act and the Small Business Investment Act of 1958. Page 33236

Senate Payroll Deductions: House passed S. 2376, to authorize withholding from salaries disbursed by the Secretary of the Senate and from certain employees under the jurisdiction of the Architect of the Capitol for contribution to certain charitable organizations—clearing the measure for the President. Pages 33236–33237

Port Safety and Tank Vessel Safety: House cleared for the President S. 682, to amend the Ports and Waterways Act of 1972; by agreeing to the Senate amendment to the House amendment thereto. Pages 33237–33244

Suspensions: House voted to suspend the rules and pass the following bills:

Federal accounting and auditing: H.R. 12171, amended, to strengthen the right of access of the Comptroller General to public and certain private records, and to allow for limited auditing of unvouchered expenditures; Pages 33250–33252

Speed of Great Lakes vessels: H.R. 11658, amended, to amend title XI of the Merchant Marine Act, 1936, to permit the guarantee of obligations for financing Great Lakes vessels in an amount not exceeding 87½ percent of the actual or depreciated cost of each vessel; Pages 33252–33253

Uranium mill tailings control: H.R. 13650, amended, to authorize the Secretary of Energy to enter into cooperative agreements with certain States respecting residual radioactive material at existing sites, and to provide for the regulation of uranium mill tailings under the Atomic Energy Act of 1954 (passed by a division vote of 13 ayes); Pages 33256–33265

Black lung trust contributions: H.R. 13167, amended, to amend the Internal Revenue Code of 1954 to insure that the deduction for contributions to a black lung benefit trust be allowed for any such contributions which are made for the purpose of satisfying unfunded future liability; Pages 33265–33267

Regulated investment companies: H.R. 6877, amended, to amend the Internal Revenue Code of 1954 with respect to the tax treatment of small business investment companies electing to be taxed as regulated investment companies. Agreed to amend the title; Pages 33267–33269

Banks for cooperatives: H.R. 9192, amended, to amend the Internal Revenue Code of 1954 to include the banks for cooperatives among the other financial institutions subject to the provisions of subsection 582(c)(1) and section 595(a) of such code. Agreed to amend the title; Pages 33269–33270

U.S.R.A. certificates of value redemptions: H.R. 10653, amended, to amend the Internal Revenue Code of 1954 with respect to the redemption of United States Railway Association certificates of value to railroads in reorganization. Agreed to amend the title; Page 33270

Qualified stock options: H.R. 12200, amended, to amend section 422 of the Internal Revenue Code of 1954. Agreed to amend the title; Pages 33270–33271

Uniformed Services University of the Health Sciences: H.R. 12606, to provide that annuity contracts purchased by the Uniformed Services University of the Health Sciences shall be entitled to the benefits of section 403(b) of the Internal Revenue Code of 1954; Page 33271

New York employee retirement: H.R. 12051, amended, relating to the application of certain provisions of the Internal Revenue Code of 1954 to specified transactions by certain public employee retirement systems created by the State of New York or any of its political subdivisions; Pages 33271–33274

Contributions in aid of construction: H.R. 11741, to amend section 18 of the Internal Revenue Code of 1954 to clarify the treatment of contributions in aid of construction to regulated electric or gas public utilities; Page 33274

Convention and trade show activities: H.R. 12828, amended, to amend the Internal Revenue Code of 1954 to exclude from the definition of an unrelated trade or business qualified convention and trade show activities carried out by an organization described in section 501 (c)(3); Pages 33274–33275

Cigarette racketeering: H.R. 8853, amended, to amend title 18, United States Code, to eliminate racketeering in the sale and distribution of cigarettes. Subsequently, this passage was vacated and S. 1487, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

House then insisted on its amendments to S. 1487, and asked a conference. Appointed as conferees: Representa-

tives Conyers, Holtzman, Ertel, Gudger, Volkmer, Rodino, Railsback, and Ashbrook; Pages 33275–33281

Coal leases: H.R. 13553, amended, to further amend the Mineral Leasing Act of 1920 (30 U.S.C. 201(a)), to authorize the Secretary of the Interior to exchange Federal coal leases and to encourage recovery of certain coal deposits. Subsequently, this passage was vacated and S. 3189, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed; Pages 33281–33286

Great Bear Wilderness: H.R. 13972, amended, to designate the Great Bear Wilderness, Flathead National Forest, and enlarge the Bob Marshall Wilderness, Flathead and Lewis and Clark National Forests, State of Montana; Pages 33288–33291

Cibola National Forest: H.R. 10679, amended, to modify the boundary of the Cibola National Forest. Agreed to amend the title. Subsequently, this passage was vacated and S. 553, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill; Pages 33291–33292

Toiyabe National Forest: H.R. 13221, amended, to extend the boundaries of the Toiyabe National Forest in Nevada; Pages 33292–33294

Federal physicians comparability allowance: S. 990, amended, to amend title 5, United States Code, to provide special allowances to certain physicians employed by the United States in order to enhance the recruitment and retention of such physicians; Pages 33294–33295

Osage Tribe: H.R. 11894, amended, to amend certain laws relating to the Osage Tribe of Oklahoma. Subsequently, this passage was vacated and S. 1081, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill; and Pages 33295–33299

Pueblo of Zia lands: H.R. 10240, amended, to declare that the United States holds in trust for the Pueblo of Zia certain public domain lands. Subsequently, this passage was vacated and S. 2358, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Pages 33301–33303

American Samoa Nonvoting Delegate: House passed H.R. 13702, to provide that the territory of American Samoa be represented by a nonvoting Delegate to the United States House of Representatives.

Agreed to the committee amendments.

Pages 33286–33288

Postponement of Votes on Suspensions: Pursuant to a special order of Wednesday, September 27, votes on the following 4 Suspensions were postponed and will be the unfinished business of Wednesday, October 4:

Perishable agricultural commodities: H.R. 13845, amended, to amend the Perishable Agricultural Commodities Act; Pages 33244–33247

Rural transportation: H.R. 12917, amended, directing the Secretary of Agriculture to compile and publish certain information relating to the adequacy of a transportation system to meet the needs of agriculture and rural development in the United States; Pages 33247–33250

Nuclear Regulatory Commission authorization: H.R. 12355, amended, to authorize appropriations to the Nuclear Regulatory Commission in accordance with section 261 of the Atomic Energy Act of 1954, as amended, and section 305 of the Energy Reorganization Act of 1974, as amended; and Pages 33253–33256

Pueblo of Santa Ana lands: H.R. 3924, amended, to declare that the United States holds in trust for the Pueblo of Santa Ana certain public domain lands.

Pages 33209–33301

Financial Institutions: House completed all general debate on H.R. 13471, Financial Institutions Regulatory Act of 1978; but came to no resolution thereon. Proceedings under the 5-mintue rule are scheduled to begin on Wednesday, October 4. Pages 33303–33315

Referrals: Eleven Senate-passed measures were referred to the appropriate House committees. Page 33327

Adjournment: Adjourned at 2:56 p.m.

Committee Meetings

CONVENTIONAL ARMS TRANSFER LIMITATION NEGOTIATIONS

Committee on Armed Services: Subcommittee on Intelligence and Military Application of Nuclear Energy Panel on Indian Ocean Forces Limitation and Conventional Arms Transfer Limitation held a hearing on conventional arms transfer limitation negotiations and Indian Ocean forces limitation negotiations. Testimony was heard from Leslie H. Gelb, Director, Bureau of Politico-Military Affairs, Department of State.

JOINT CHIEFS DEFENSE DECISIONS

Committee on Armed Services: Subcommittee on Investigations held a hearing on the current defense decision making process of the Joint Chiefs of Staff. Testimony was heard from Secretary of Defense Harold Brown, and Russell Murray, Assistant Secretary of Defense for Program Analysis and Evaluation.

DOE NATIONAL SECURITY PROGRAMS AUTHORIZATION

Committee on Armed Services: Subcommittee on Intelligence and Military Application of Nuclear Energy met for consideration of Senate amendments to H.R. 11686, Department of Energy National Security and Military Applications of Nuclear Energy Authorization Act of 1979, but came to no decision thereon and will meet again.

FOREIGN MILITARY SALES TRUST FUND

Committee on the Budget: Task Force on National Security held a hearing on Foreign Military Sales Trust Fund. Testimony was heard from Lt. Gen. Ernest Graves, Director, Defense Security Assistance Agency; and Harry Havens, Director, Program Analysis Division, GAO.

GSA INVESTIGATIONS

Committee on Government Operations: Subcommittee on Government Activities and Transportation met for briefing by GSA officials on the GSA investigations.

APARTMENT REFINANCING INSURANCE

Committee on Government Operations: Subcommittee on Manpower and Housing held a hearing on HUD 223(f) program for insuring apartment refinancing. Testimony was heard from Marilyn Melkonian, Deputy Assistant Secretary for Insured and Direct Loan Programs, HUD; and public witnesses.

NUCLEAR FUEL TRANSFER FOR REPROCESSING

Committee on International Relations: Subcommittee on International Economic Policy and Trade continued hearings on nuclear fuel transfer for reprocessing. Testimony was heard from representatives of Department of Energy; Department of State; Arms Control and Disarmament Agency and Nuclear Regulatory Commission.

OIL IMPORTS

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations held a hearing on oil imports—foreign commission payments. Testimony was heard from representatives of U.S. Customs Service; Department of Energy; and public witnesses.

WATERSHED PROJECTS

Committee on Public Works and Transportation: Subcommittee on Water Resources met and approved for full committee action 21 watershed projects of the Soil Conservation Service; 1 survey resolution; and a motion to allow H.R. 13803, to terminate the authorization of the navigation project on the Columbia Slough, Oregon, to be taken up by unanimous consent on the Floor of the House.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session on pending business.

Joint Committee Meetings

NEW RIVER GORGE

Joint Hearings: Senate Subcommittee on Parks and Recreation of Committee on Energy and Natural Resources held joint hearings with House Subcommittee on National Parks and Insular Affairs of the Committee on Interior and Insular Affairs on S. 2866 and H.R. 12001, to provide for the establishment of the New River Gorge National River, West Virginia, receiving testimony from Senator Randolph; Representative Rahall; David Hales, Deputy Assistant Secretary for Fish, Wildlife and Parks, and William Whalen, Director, National Park Service, both of the Department of the Interior; David Fox, Ansted, West Virginia; Dr. Willis Hertig, West Virginia State Department of Natural Resources, Charleston; Douglas Maddy, Fayette Plateau Chamber of Commerce, Fayetteville, West Virginia; James H. Watkins, Coalition to Save the New River, Beckley, West Virginia; and Wilbur Farley, Pipestem Chapter to Save the New River, Pipestem, West Virginia.

Hearings were adjourned subject to call.

VETERANS' PENSIONS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 10173, to improve pension programs for veterans and their survivors.

CIVIL SERVICE REFORM

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 2640, to reform the Civil Service laws.

DISTRICT OF COLUMBIA PENSIONS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 6536, to establish an actuarially sound basis for financing retirement benefits for D.C. policemen, firemen, teachers, and judges.

ENERGY TAX ACT

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 5263, to provide tax incentives for the production and conservation of energy, but did not complete action thereon and will meet again tomorrow.

SMALL BUSINESS ADMINISTRATION

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 11318, to amend and extend programs administered by the Small Business Administration, but did not complete action thereon and recessed subject to call.

PROGRAMS FOR THE HANDICAPPED

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 12467, to extend programs established under the Rehabilitation Act, and to establish a comprehensive services program for the severely handicapped, but did not complete action thereon and will meet again tomorrow.

APPROPRIATIONS—LABOR-HEW

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 12929, making appropriations for the Departments of Labor and Health, Education, and Welfare for fiscal year 1979 but did not complete action thereon and recessed subject to call.

ELECTRONIC SURVEILLANCE

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 1566, to establish procedures for electronic surveillance to obtain intelligence information, but did not complete action thereon and will meet again tomorrow.

Wednesday, October 4, 1978

Senate

Chamber Action

Routine Proceedings, pages 33333–33471

Bill Introduced: One resolution was submitted as follows: S. Res. 577. Page 33425

Bills Reported: Reports were made as follows:

Special Report of Committee on Finance on the allocation among programs under its jurisdiction of funding levels contained in the second concurrent resolution on the budget (S. Rept. 95-1270).

H.R. 12556, a private bill (S. Rept. 95-1271).

Conference Report on S. 2640, to reform the Civil Service laws (S. Rept. 95-1272).

S. 3499, proposed Interest Rate Control Act Amendments of 1978, with amendment, together with additional views (S. Rept. 95-1273).

H.R. 12250, designating a Boundary Waters Canoe Area Wilderness and establishing a Boundary Waters Mining Protection Area along the Minnesota-Canadian border, with an amendment (S. Rept. 95-1274). Page 33422

Bills Passed:

Firefighters' Memorial Sunday: Senate passed H.J. Res. 685, to designate October 7, 1979, as Firefighters' Memorial Sunday, after agreeing to Thurmond unprinted amendment No. 1984, to designate October 14, 1978, as National Jogging Day, and to designate February 11, 1979, as National Inventors' Day. Pages 33378–33379

National Visitors Center: Senate passed S. 2995, authorizing $60 million to reconvert part of the National Visitors Center to railroad passenger service, after agreeing to committee amendments and to Moynihan unprinted amendment No. 1985, to clarify that funds authorized may be used in and beyond fiscal year 1979. Pages 33381–33388

Fort Scott National Historic Site: Senate passed without amendment and cleared for the President H.R. 13797, authorizing establishment of the Fort Scott National Historic Site, Kansas. Page 33467

Susanville Indian Rancheria: Senate passed without amendment and cleared for the President H.R. 13991, to provide that the U.S. holds in trust for the Susanville Indian Rancheria of Lassen County, California, approximately 120 acres of land. Page 33467

Kake, Alaska lands: Senate passed without amendment and cleared for the President H.R. 14026, providing means for acquisition and retention of title to certain lands for natives of Kake, Alaska. Pages 33467–33469

Private bill: Senate passed without amendment and cleared for the President H.R. 10600, a private bill. Page 33469

Treasury-Postal Service Appropriations: By 70 yeas to 20 nays, Senate agreed to conference report on H.R. 12930, appropriating funds for the Department of the Treasury, the U.S. Postal Service, and certain independent agencies for fiscal year 1979. Senate agreed to House amendments to Senate amendments numbered 30 and 31, thereby clearing the measure for the President. Pages 33379–33381

Civil Service Reform: Senate agreed to conference report on S. 2640, to reform the Civil Service laws, thereby clearing the measure for action of the House. Pages 33388–33390

Public Officials' Integrity: Senate disagreed to the House amendments to S. 555, to promote the integrity of public officials and institutions, agreed to conference with the House, and appointed as conferees Senators Ribicoff, Jackson, Muskie, Percy, and Javits. Page 33388

Equal Rights Amendment: Senate continued consideration of H.J. Res. 638, to extend the deadline for the ratification of the Equal Rights Amendment, rejecting five amendments proposed thereto, as follows:

(1) By 44 yeas to 54 nays, Garn amendment No. 3675, to allow a State to rescind its ratification of the proposed Amendment any time after this joint resolution becomes effective; Page 33336

(2) By 4 yeas to 92 nays, Stevenson amendment No. 3691, in the nature of a substitute, to provide that the Congress expresses no opinion with respect to the effect of the action of any State legislature in rescinding its ratification of the Amendment; Page 33355

(3) By 39 yeas to 55 nays, Scott amendment No. 3688, to permit a State legislature to rescind its ratification of the Amendment after March 22, 1979; Page 33355

(4) By 14 yeas to 79 nays, Scott amendment No. 3668, in the nature of a substitute, proposing an amendment to the Constitution to provide that equality of rights not be denied on account of sex; Page 33359

(5) By 10 yeas to 84 nays, Scott amendment No. 3672, establishing January 1, 1980 as the deadline for ratification of the Amendment. Page 33366

Senate reached third reading of this joint resolution and, in accordance with prior unanimous consent agreement, vote on question of its passage will occur at 10 a.m. on Friday, October 6. Page 33378
Pages 33336–33378

Defense Appropriations: Senate began consideration of H.R. 13635, making appropriations for the Defense Establishment for fiscal year 1979, agreeing to all committee amendments, en bloc, and the bill, as thus amended, will be considered as original text for purpose of further amendment. Senate agreed to two other amendments proposed to this bill, as follows:

(1) Gravel unprinted amendment No. 1986, to appropriate $700,000 for the Interoceanic Canal Study Council; and Page 33399

(2) Morgan unprinted amendment No. 1988, to appropriate additional funds to maintain the Naval Reserve at its present authorized strength of 87,000. Page 33416

Senate reached unanimous consent agreement concerning the further consideration of this bill as follows: That at 9 a.m., on Thursday, October 5, it resume consideration of Hollings amendment No. 3814 (unprinted amendment No. 1987), to increase appropriations for travel benefits for junior enlisted personnel (two hour time limitation); following disposition of which it will take up an amendment which may be offered by Senator Stevens (30 minute time limitation); to be followed by an amendment to be offered by Senator McGovern (10 minute time limitation); to be followed by third reading and record vote on question of passage of the bill. Page 33417
Pages 33381, 33392–33412, 33415–33417

Public Works Appropriations Veto: By unanimous consent it was agreed that if and when Senate receives veto message on H.R. 12928, making appropriations for public works for water and power development and energy research for fiscal year 1979, Senate may proceed to its immediate consideration, with time for its consideration to be limited to four hours. Pages 33469–33470

Bills Held at Desk: Page 33419

Messages From the House: Pages 33418–33419

Bills Referred: Page 33419

Communications: Pages 33419–33420

Amendments Submitted for Printing: Pages 33425–33429

Additional Statements: Pages 33429–33450

Confirmation: Senate confirmed the nomination of Donald E. O'Brien, to be U.S. district judge for the northern and southern districts of Iowa. Pages 33412–33415

Nominations: Senate received the following nominations:

Jane Cahill Pfeiffer, of Connecticut, to be a Member of the General Advisory Committee of the U.S. Arms Control and Disarmament Agency; and

The following-named persons to be Members of the National Council on the Humanities: Charles V. Hamilton, of New York; Louis J. Hector, of Florida; M. Carl Holman, of the District of Columbia; Jacob Neusner, of Rhode Island; Sister Joel Read, of Wisconsin; Leon Stein, of New York; Harriet Morse Zimmerman, of Georgia; and Mary Beth Norton, of New York. Page 33471

Record Votes: Six record votes were taken today. Pages 33054–33055, 33359, 33366, 33371, 33380

Recess: Senate met at 8:45 a.m. and recessed at 8:52 p.m. Page 33470

Committee Meetings

BUDGET ACT WAIVER

Committee on the Budget: Committee ordered favorably reported with an amendment S. Res. 570, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 50, proposed Full Employment and Balanced Growth Act.

ALASKA NATIONAL LANDS

Committee on Energy and Natural Resources: Committee resumed consideration of the following bills which designate or add certain lands in Alaska to the National Parks, National Wild and Scenic Rivers, and National Wilderness Preservation Systems—S. 499, 1500, 1546, 1787, 2465, 2944, 3016, and H.R. 39—but did not complete action thereon and will meet again tomorrow.

NOMINATION

Committee on Environment and Public Works: Committee resumed hearings on the nomination of Richard Merrell Freeman, of Illinois, to be a Member of the Board of Directors of the Tennessee Valley Authority, where the nominee testified and answered questions on his own behalf. Testimony was also received from David Freedman, Director, Tennessee Valley Authority.

Committee will meet on Tuesday, October 10, to consider this nomination.

FOREIGN AFFAIRS—LATIN AMERICA

Committee on Foreign Relations: Subcommittee on Western Hemisphere Affairs began hearings on the subject "U.S. Relations with Latin America: Trends and Issues." Witnesses heard were James Theberge, Institute for Conflict and Policy Studies, Washington, D.C.; Richard Fagen, Johns Hopkins University School of Advanced International Studies, Washington, D.C.; Thomas Skidmore, University of Wisconsin, Madison; Henry R. Geyelin, Council of the Americas, Washington, D.C.; Alexander Perry, Association of American Chambers of Commerce in Latin America, Washington, D.C.; and Albert Fishlow, Yale University, New Haven.

Hearings continue tomorrow.

NATIONAL GUARD RETIREMENT AND FEDERAL EMPLOYEES ATHLETIC LEAVE

Committee on Governmental Affairs: Subcommittee on Civil Service and General Services held hearings on S. 1390, to authorize certain National Guard employment to be credited for civil service retirement, receiving testimony from Senator Pell; Craig Pettibone, Chief, Office of Policy Development and Technical Services, Civil Service Commission; and Colonel Nicholas Annicelli, Jr., Master Sergeant Angelo Maiorisi, and James Thurmond, all representing National Guard Technicians.

Also, committee held hearings on S. 1821, to provide paid leave for Federal employees participating in athletic activities as an official representative of the United States, receiving testimony from Reginald Jones, Deputy Director, Bureau of Policies and Standards, Civil Service Commission; and Joel Ferrell, Tullahoma, Tenn., and Edward G. Williams, New York City, both representing the U.S. Olympic Committee.

Subcommittee recessed subject to call.

OSHA

Committee on Human Resources: Subcommittee on Labor continued oversight hearings on the administration of the Occupational Safety and Health Administration Act (Public Law 91-596), receiving testimony from David Allen Copen, Parkersburg, and Peggy Coffman, St. Marys, W. Va., both representing Willow Island Disaster Organization; Frank Wheaton, Jr., Wheaton Industries, Millville, New Jersey; K. S. Rolston, American Pulpwood Association, Washington, D.C.; and Arthur K. Mann, Wrightsville, Pennsylvania, and Charles T. Sheehan, Westchester, Illinois, both representing the American Cast Metals Federation.

Hearings continue tomorrow.

NOMINATION

Committee on the Judiciary: Committee concluded hearings on the nominations of Carin A. Clauss, of Virginia, to be U.S. district judge for the District of Columbia, B. Avant Edenfield, to be U.S. district judge for the southern district of Georgia, and Donald E. O'Brien, to be U.S. district judge for the northern and southern districts of Iowa. Senators Talmadge and Nunn introduced Mr. Edenfield; Senators Culver and Clark introduced Mr. O'Brien. Testimony on Mr. O'Brien's nomination was received from Earl Grueskin, Iowa Federal Judiciary Selection Commission, Sioux City; Wiley Mayne, Iowa Bar Association, Sioux City; and Harvey Challepp, Richmond, Virginia, Don H. Reuben, Chicago, and Thomas D. Deacy, Kansas, City, Missouri, all representing the American Bar Association. The nominees testified and answered questions on their own behalf.

COMMITTEE BUSINESS

Select Committee on Ethics: Committee met in closed session, but made no announcement and will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 22 public bills, H.R. 14221–14242; 4 private bills, H.R. 14243–14246; and 24 resolutions, H.J. Res. 1147–1159, H. Con. Res. 729–731, and H. Res. 1396–1403 were introduced. Pages 33644–33646

Bills Reported: Reports were filed as follows:

Report entitled "Export of Products Banned by United States Regulatory Agencies" (H. Rept. 95-1686);

H.R. 14030, to provide more effectively for the use of interpreters in courts of the United States, amended (H. Rept. 95-1687);

S. 2294; 2248; 1618; 1563; 1401; 1166; 1165; 1154; 1110; 973; 612; 579; 337; 1484; 391; 142; 1826; 1379; and 2509; all private bills (H. Rept. 95-1688 through 1706, respectively);

H.R. 13047, to amend the Internal Revenue Code of 1954 to provide for a special tax accounting rule for the redemption of trading stamps and coupons, amended (H. Rept. 95-1707);

H.R. 7201, to amend subsection (a) of section 2737 of title 10, United States Code (H. Rept. 95-1708);

H.R. 9660; 1424, amended; 11953, amended; and 11405, amended; all private bills (H. Repts. 95-1709 through 1712, respectively);

Conference report on H.R. 6536, to establish an actuarially sound basis for financing retirement benefits for policemen, firemen, teachers, and judges of the District of Columbia and to make certain changes in such benefits (H. Rept. 95-1713);

Conference report on H.R. 11318, to amend the Small Business Act and the Small Business Investment Act of 1958 (H. Rept. 95-1714); and

H. Res. 1349, providing for the agreeing to the Senate amendments to H.R. 112, to amend the Internal Revenue Code of 1954 to reduce the excise tax on the investment income of private foundations from 4 percent to 2 percent (H. Rept. 95-1715). Page 33644

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 11318, to amend the Small Business Act and the Small Business Investment Act of 1958. Pages 33471–33472

Treasury-Postal Service Appropriations: By a yea-and-nay vote of 247 yeas to 137 nays, Roll No. 860, the House agreed to the conference report on H.R. 12930, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1979.

House receded from its disagreement and concurred in Senate amendments Nos. 14 and 15.

House receded from its disagreement and concurred, with amendment, in Senate amendments Nos. 30 and 31 (motion agreed to by a yea-and-nay vote of 284 yeas to 111 nays, Roll No. 861)—clearing the measure for Senate action.

Agreed to table a motion to reconsider the previous vote wherein the House receded and concurred in Senate amendment No. 31 (agreed to by a yea-and-nay vote of 392 yeas to 4 nays, Roll No. 862). Pages 33473–33480

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 6536, to establish an actuarially sound basis for financing retirement benefits for policemen, firemen, teachers, and judges of the District of Columbia and to make certain changes in such benefits. Page 33481

Older Americans: By a yea-and-nay vote of 399 yeas to 3 nays, Roll No. 863, the House agreed to the conference report on H.R. 12255, to amend the Older Americans Act of 1965 to provide for improved programs for older persons—clearing the measure for Senate action.

Subsequently, agreed to H. Con. Res. 730, directing the Clerk of the House of Representatives to make corrections in the enrollment of H.R. 12255. Pages 33481–33492

EPA Research Authorization: By a yea-and-nay vote of 387 yeas to 15 nays, Roll No. 864, the House agreed to the conference report on H.R. 11302, to authorize appropriations for environmental research, development, and demonstration for fiscal year 1979—clearing the measure for the President. Pages 33492–33496

SBA Programs: By a yea-and-nay vote of 396 yeas to 10 nays, Roll No. 865, the House agreed to the conference report on H.R. 11445, to amend the Small Business Act and the Small Business Investment Act of 1958—clearing the measure for Senate action. Pages 33496–33502

Additional Federal Judgeships: By a yea-and-nay vote of 292 yeas to 112 nays, Roll No. 867, the House agreed to a motion to recede from its disagreement and concur, with amendment, to the Senate amendment to H.R. 7843, to provide for the appointment of additional district and circuit judges—clearing the measure for Senate action.

By a yea-and-nay vote of 285 yeas to 114 nays, Roll No. 866, agreed to order the previous question on the preceding motion.

A point of order was overruled against language in the House amendment permitting any court of appeals having more than 15 active judges to constitute itself into administrative units. Pages 33502–33515

Surface Transportation Assistance: House disagreed to the Senate amendment to H.R. 11733, to authorize appropriations for the construction of certain highways in accordance with title 23 of the United States Code, for highway safety, and for mass transportation in urban and in rural areas; and agreed to a conference. Appointed as conferees: Johnson of California, Roberts, Howard, Anderson of California, Roe, Ullman, Rostenkowski, Corman, Harsha, Shuster, and Conable. Page 33515

Committee To Sit: Committee on the Judiciary received permission to sit during proceedings of the House under the 5-minute rule on Thursday, October 5. Page 33515

Suspensions: House voted to suspend the rules and pass the following bills, on which votes had been postponed from Tuesday, October 3:

Perishable agricultural commodities: H.R. 13845, amended, to amend the Perishable Agricultural Commodities Act (passed by a yea-and-nay vote of 399 yeas to 7 nays, Roll No. 868). Subsequently, this passage was vacated and S. 976, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill; Pages 33515–33517

Rural transportation: H.R. 12917, amended, directing the Secretary of Agriculture to compile and publish certain information relating to the adequacy of a transportation system to meet the needs of agriculture and rural development in the United States (passed by a yea-and-nay vote of 352 yeas to 49 nays, Roll No. 869). Agreed to amend the title. Subsequently, this passage was vacated and S. 1835, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill; Pages 33517–33518

Nuclear Regulatory Commission authorization: H.R. 12355, amended, to authorize appropriations to the Nuclear Regulatory Commission in accordance with section 261 of the Atomic Energy Act of 1954, as amended, and section 305 of the Energy Reorganization Act of 1974, as amended. Subsequently, this passage was vacated and S. 2584, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill; and Pages 33518–33521

Pueblo of Santa Ana lands: H.R. 3924, amended, to declare that the United States holds in trust for the Pueblo of Santa Ana certain public domain lands. Subsequently, this passage was vacated and S. 2588, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Pages 33521–33523

DOD Authorization: By a yea-and-nay vote of 367 yeas to 22 nays, Roll No. 872, the House passed H.R. 14042, Department of Defense Appropriation Authorization Act for fiscal year 1979.

Agreed To:

An amendment that changes the date for the report from the Secretary of Defense on the development of a survivable land-based intercontinental ballistic missile system from September 30 to October 31, 1978;

An amendment that provides $40 million for conducting comprehensive evaluation studies of sea-based aircraft platforms;

An amendment that abolishes the Women's Army Corps; and

An amendment that provides for audit and review of funds authorized to provide relief to contractors.

Rejected:

An amendment that sought to provide for congressional approval of contract claims in excess of $25 million proposed to be made by the Department of Defense by requiring both Houses of Congress to adopt a concurrent resolution approving such actions (rejected by a recorded vote of 111 ayes to 275 noes, Roll No. 871, after having been previously agreed to by a division vote of 11 ayes to 5 noes); and

An amendment that sought to prohibit use of funds for abortion unless the mother's life is in danger if the fetus is carried to term. Earlier, a point of order against this amendment was overruled.

Subsequently, this passage was vacated and S. 3486, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed.

The Clerk was authorized to correct section numbers and punctuation in the engrossment of the House amendment to S. 3486. Pages 33523–33544

Henry R. Koen Building: House passed S. 2801, to designate the building known as the Ozark National Forest Headquarters Building in Russellville, Arkansas, as the "Henry R. Koen Forest Service Building"—clearing the measure for the President. Pages 33544–33545

Magistrates: By a yea-and-nay vote of 323 yeas to 49 nays, Roll No. 873, the House passed S. 1613, to improve access to the Federal courts by enlarging the civil and criminal jurisdiction of United States magistrates.

Agreed to the committee amendment in the nature of a substitute.

Agreed To:

A conforming amendment;

A technical amendment; and

An amendment that adds language that abolishes diversity of citizenship as a basis of jurisdiction of Federal district courts and abolishes the amount in controversy requirement in Federal question cases (text of H.R. 9622, passed by the House on February 28, 1978).

House then insisted on its amendment to S. 1613, and asked a conference. Appointed as conferees: Representatives Kastenmeier, Danielson, Santini, Ertel, Railsback, Butler, and Wiggins. Pages 33545–33549

Water Research and Development: By a yea-and-nay vote of 303 yeas to 73 nays, Roll No. 874, the House passed H.R. 13059, authorizing the construction, repair, and preservation of certain public works on rivers and harbors for navigation and flood control.

Rejected a motion to recommit the bill to the Committee on Public Works and Transportation.

Agreed to the committee amendment in the nature of a substitute.

Agreed To:

An amendment that requires, unless waived, for non-Federal interests to contribute 25 percent of the construction costs of areas required by initial and subsequent disposal of spoil, and of necessary retaining dikes, bulkheads, embankments, levees, and spillways, in relation to the Galveston Channel 40-foot project for navigation;

An amendment, as amended by a substitute, that provides $25 million for the completion of stage one of the New York City water tunnel;

An amendment, as amended by a substitute, that provides Federal assistance to States with dam safety programs approved by the Corps of Engineers for public dams and requires such assistance to be paid back with interest for a period of time up to 50 years; and

An amendment that requires a study to determine the structural integrity of the Lake-in-the-Hills Dam, Illinois.

Rejected:

An amendment that sought to provide for a deauthorization of the Lafayette Dam and Reservoir project in Indiana; and

An amendment that sought to provide that in certain contractual agreements on projects between the Corps of Engineers and non-Federal interests, when the non-Federal interest is a State, performance and payment of damages may be contingent upon the legislative appropriations process of the State (rejected by a division vote of 4 ayes to 26 noes).

Subsequently, pursuant to H. Res. 1325, this passage was vacated and the House agreed to Senate amendments Nos. 2 and 3 to H.R. 8309, authorizing certain public works on rivers for navigation; agreed, with amendment (text of H.R. 13059 as passed by the House), to Senate amendment No. 8; and disagreed to Senate amendments Nos. 1, 4, 5, 6, and 7 to H.R. 8309.

House then insisted on its amendment to Senate amendment No. 8; and on its disagreement to Senate amendments Nos. 1, 4, 5, 6, and 7 to H.R. 8309; and agreed to a conference. Appointed as conferees: Representatives Johnson of California, Roberts, Breaux, Ginn, Mineta, Harsha, Don H. Clausen, Ullman, Rostenkowski, Burleson of Texas, Waggonner, Jones of Oklahoma, Conable, and Frenzel; and Blouin solely for consideration of those portions of sections 102 and 103 of the House bill, and modifications thereof committed to conference. Pages 33549–33568

Columbia Slough Navigation Project: House passed H.R. 13803, to terminate the authorization of the navigation project on the Columbia Slough, Oregon. Page 33571

National Parks: House passed S. 791, to authorize appropriations for the acquisition of lands and interests in lands within the Sawtooth National Recreation Area in Idaho.

Agreed to an amendment in the nature of a substitute. Pages 33571–33595

Postponement of Votes: By unanimous consent, votes scheduled on Tuesday, October 10, except for procedural votes, will be postponed until Thursday, October 12. Pages 33595–33596

National Parks: House passed S. 491, to amend the Act entitled "An Act to authorize establishment of the Fort Union Trading Post National Historic Site, North Dakota and Montana, and for other purposes", approved June 20, 1966 (80 Stat. 211).

Agreed to an amendment in the nature of a substitute. Pages 33596–33599

Adjournment: Adjourned at 10:17 p.m.

Committee Meetings

FRAUD IN MEDICARE AND MEDICAID

Select Committee on Aging: Held an oversight hearing on fraud and racketeering in Medicare and Medicaid. Testimony was heard from U.S. Attorney General Griffin Bell, and a panel of State and local law enforcement officers.

MUTUAL AND BALANCED FORCE REDUCTIONS NEGOTIATIONS

Committee on Armed Services: Subcommittee on Intelligence and Military Application of Nuclear Energy Panel on Mutual and Balanced Force Reductions met in executive session for a briefing on the Mutual and Balanced Force Reductions negotiations by John Newhouse, Assistant Director, International Security Programs Bureau, Arms Control and Disarmament Agency.

KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Martin Luther King, Jr. continued hearings in executive session.

FDA DECISIONMAKING

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources held a hearing on quality of scientific evidence in FDA decisionmaking. Testimony was heard from FDA and public witnesses.

GENERAL DRAZA MIHAILOVICH MONUMENT

Committee on House Administration: Subcommittee on Library and Memorials held a hearing on H.R. 10009, to authorize the construction and maintenance of the General Draza Mihailovich Monument in Washington, District of Columbia, in recognition of the role he played in saving the lives of approximately five hundred United States airmen in Yugoslavia during World War II. Testimony was heard from public witnesses.

PACIFIC NORTHWEST ELECTRIC POWER PLANNING AND CONSERVATION ACT

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources continued markup of H.R. 13931, Pacific Northwest Electric Power Planning and Conservation Act, and will resume tomorrow.

INTERNATIONAL TERRORISM

Committee on International Relations: Continued markup of H.R. 13387, Act to Combat International Terrorism, and will resume tomorrow.

JUDICIARY MISCELLANY

Committee on the Judiciary: Met and acted on private immigration bills; and ordered reported favorably to the House the following bills:

H.R. 14145 amended, to make certain changes in the divisions within judicial districts and in the places of holding court, and to require the Director of the Administrative Office of the United States Courts to conduct a study of the judicial business of the Central District of California and the Eastern District of New York; and

S. 2403, by unanimous consent, to consent to certain agreements to the New Hampshire-Vermont Interstate School Compact.

The Committee began markup of S. 1503, payment for losses incurred as a result of the ban on use of Tris, and will resume tomorrow.

CRISIS MANAGEMENT/TERRORISM

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on crisis management/terrorism. Testimony was heard from Glen King, executive director, International Association of Chiefs of Police.

EXPORT ADMINISTRATION ACT

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on the Export Administration Act—Agenda for Reform. Testimony was heard from George Bardos, Chairman, Ad Hoc Committee on the Export Administration Act; James A. Gray, president, National Machine Tool Builders Association; and Frederick W. Huszagh, executive director, Dean Rusk Center for International and Comparative Law, University of Georgia.

NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on the enforcement program of the National Collegiate Athletic Association. Testimony was heard from NCAA witnesses.

PUBLIC WORKS MISCELLANY

Committee on Public Works and Transportation: Met and ordered reported favorably to the House the following bills:

H.R. 14148, designating the "Justice William O. Douglas Federal Building"; and

S.J. Res. 160 as amended, to initiate preliminary studies for the restoration and renovation of the Pension Building in Washington, D.C.

The Committee approved a motion to allow H.R. 13803, to terminate the authorization of the navigation project on the Columbia Slough, Oregon, to be taken up by unanimous consent on the Floor of the House;

Approved a favorable building project survey recommending direct Federal construction of a Federal building, parking facility and vehicle maintenance facility in Omaha, Nebraska;

Approved 111B resolution for Queens, New York;

Approved seven lease prospectuses; and

Approved 21 watershed projects of the Soil Conservation Service.

The committee did not complete all pending business and adjourned subject to call of the Chair.

EXCISE TAX ON INVESTMENT INCOME OF PRIVATE FOUNDATIONS

Committee on Rules: Held a hearing on and ordered reported favorably to the House H. Res. 1349, providing for agreeing to the Senate amendments to the bill (H.R. 112) to reduce the excise tax on the investment income of private foundations from 4 percent to 2 percent. Testimony was heard from Chairman Ullman.

CHILD NUTRITION AMENDMENTS

Committee on Rules: Granted an open rule providing one hour of general debate; making the committee amendment in order as an original bill for the purpose of amendment; waiving all points of order against the substitute for failure to comply with the provisions of clause 7, Rule XVI and clause 5, Rule XXI and section 303(a)(4) of the Congressional Budget Act of 1974; providing one motion to recommit with or without instructions and providing after the passage of H.R. 12511, the House shall proceed, section 303(a)(4) of the Congressional Budget Act of 1974 to the contrary notwithstanding, to the consideration of the bill S. 3085, and it shall then be in order in the House to move to strike out all after the enacting clause of the said Senate bill and insert in lieu thereof the provisions contained in H.R. 12511 as passed by the House, Child Nutrition Amendments of 1978. Testimony was heard from Chairman Perkins and Representative Buchanan.

CHILD HEALTH ASSURANCE ACT

Committee on Rules: Granted an open rule providing one hour of general debate and waiving sections 401(a) and 402(a) of the Congressional Budget Act of 1974. Testimony was heard from Representatives Rogers and Carter.

RUSSIAN-AMERICAN BILATERAL AGREEMENTS ON SCIENCE AND TECHNOLOGY

Committee on Science and Technology: Subcommittee on DISPAC held an oversight hearing on Russian-American bilateral agreements on science and technology. Testimony was heard from representatives of Departments of State, Commerce and Defense, National Science Foundation, National Academy of Sciences, and Center for Science and Technology Policy, New York University.

Hearings continue tomorrow.

KOREAN INFLUENCE INVESTIGATION

Committee on Standards of Official Conduct: Heard final arguments in the Korean influence matter of Representatives McFall and Patten.

Following the hearing, the Committee met in executive session and voted to reprimand Representative McFall on one count of the allegations; and dismissed all charges against Representative Patten.

Joint Committee Meetings

CORPORATION FOR PUBLIC BROADCASTING

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 12605, authorizing funds for the Corporation for Public Broadcasting for fiscal year 1979.

PROGRAMS FOR THE HANDICAPPED

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 12467, to extend programs administered under the Rehabilitation Act, and to establish a comprehensive services program for the severely handicapped, but did not complete action thereon and will meet again tomorrow.

FEDERAL ELECTION COMMISSION

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 3025, authorizing funds for fiscal year 1979 for the Federal Election Commission, but did not complete action thereon and will meet again tomorrow.

ENERGY TAX ACT

Conferees continued in an evening session to resolve the differences between the Senate- and House-passed versions of H.R. 5263, to provide tax incentives for the production and conservation of energy.

Thursday, October 5, 1978

Senate

Chamber Action

Routine Proceedings, pages 33872–34044

Bills Introduced: Six bills and three resolutions were introduced, as follows: S. 3546–3551; and S. Res. 578–580.

Pages 33958, 33959

Bills Reported: Reports were made as follows:

S. 3371, to repeal certain provisions of law establishing limits on amount of land that certain religious corporations may hold in any Territory of the United States, with amendment (S. Rept. 95–1275).

S. 3093, to provide for the seizure, forfeiture, and disposition of vehicles used to illegally transport persons into the United States, with amendments (S. Rept. 95–1276).

Conference Report on H.R. 2329, to improve the administration of fish and wildlife programs of the Departments of the Interior and Commerce (S. Rept. 95–1277).

H.R. 3050, to provide an exclusion from gross income with respect to magazines, paperbacks, and records returned after the close of the taxable year, with amendment (S. Rept. 95–1278).

H.R. 7108, authorizing the President to take such actions as are necessary or appropriate to implement the obligations and secure the rights of the United States under the International Sugar Agreement, with amendment (S. Rept. 95–1279).

S. 3279, to provide assistance to aircraft operators to aid them in complying with Federal aircraft noise standards (without written report).

S. Res. 578, to waive sections 303(c) and 303 (a) of the Congressional Budget Act with respect to Senate consideration of certain amendments to H.R. 13511, Revenue Act of 1978 (without written report—referred to Committee on the Budget). Page 33958

Bills Passed:

Defense appropriations: By 86 yeas to 3 nays, Senate passed H.R. 13635, making appropriations for the Defense Establishment for fiscal year 1979, after taking action on additional amendments proposed thereto, as follows:

Adopted: Hollings unprinted amendment No. 1990, to appropriate an additional $85 million for junior enlisted travel entitlements; and Page 33887

Rejected: By 11 yeas to 74 nays, McGovern amendment No. 3813, providing a one percent across-the-board cut in funds appropriated by the bill. Page 33889

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Stennis, Magnuson, Proxmire, Inouye, Hollings, Bayh, Eagleton, Chiles, Bumpers, Young, Case, Stevens, Schweiker, and Brooke. Page 33893

Pages 33876, 33879–33893

Capitol Historical Society: Senate passed without amendment and cleared for the President H.R. 11035, to incorporate the U.S. Capitol Historical Society.

Page 34020

Oil pollution liability: Committees on Commerce, Science, and Transportation and Environment and Public Works were discharged from the further consideration of H.R. 6803, to provide compensation for damages and cleanup costs caused by discharges of oil and hazardous substances, and the bill was then passed after striking all after the enacting clause and inserting in lieu thereof text of Senate companion bill, S. 2083, which had at first been amended by adoption of Committee on Environment and Public Works' amendments, en bloc, and Hollings (for Wallop) unprinted amendment No. 1996.

Page 34020
Page 34043

S. 2083 was then indefinitely postponed.

Pages 34020–34043

North Pacific Fisheries Act: Senate passed without amendment and cleared for the House S. 3551, to make

technical corrections in the North Pacific Fisheries Act of 1954. Page 34043

Uniform Bankruptcy Law: Senate agreed to the House amendment to the Senate amendment with amendments to H.R. 8200, to establish a uniform law on the subject of bankruptcies. Senate amendments are embodied in DeConcini unprinted amendment No. 1995, making numerous changes in the bill. Pages 33989–34020

Federal Information Centers: Senate agreed to the House amendments to S. 3259, to authorize funds to establish a system of Federal Information Centers, thereby clearing the measure for the President. Pages 34019–34020

Taxation: Senate began consideration of H.R. 13511, to reduce income taxes, and, by 51 yeas to 42 nays, agreed to Haskell unprinted amendment No. 1994, to modify and extend for two years the Federal income tax credit for employment of new employees, and to delay the effective date of certain corporate rate reductions.

By 38 yeas to 48 nays, Senate failed to sustain the Chair when it sustained a Muskie point of order against Roth unprinted amendment No. 1993 (to provide across-the-board tax rate reductions of approximately 33%, phased in over a three year period) on grounds that the amendment contained provisions which were in violation of certain sections of the Congressional Budget Act (motion to reconsider tabled by 46 yeas to 40 nays.) Page 33907

Also during consideration of this bill today, Senate, by 84 yeas to 3 nays, agreed to motion to instruct the Sergeant at Arms to request the presence of absent Senators. Page 33945

Pages 33894–33956

White House Personnel: By unanimous consent it was agreed that when Senate takes up conference report on H.R. 11003, to clarify the authority for employment of personnel in the White House Office, the Executive Residence, and certain related activities, debate thereon be limited to ten minutes.

Bill Held at Desk: Page 33958

Messages From the House: Page 33957

Statements on Introduced Bills: Pages 33958–33959

Amendments Submitted for Printing: Pages 33959–33972

Additional Statements: Pags 33972–33989

Nominations: Senate received the following nominations:

Richard A. Ericson, Jr., of California, to be Ambassador to Iceland; and

Samuel Rhea Gammon, of Texas, to be Ambassador to Mauritius. Page 34044

Record Votes: Six record votes were taken today. Pages 33890, 33893, 33923, 33945, 33951, 33952

Recess: Senate met at 8:30 a.m. and recessed at 8:34 p.m. Page 34044

Committee Meetings

FEDERAL ACQUISITION ACT

Committee on Armed Services: Committee resumed hearings on S. 1264, to establish policies, methods, and criteria for the acquisition of property and services by executive agencies, receiving testimony from Senator Chiles.

Committee adjourned subject to call.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on nomination of Samuel D. Zagoria, of Maryland, to be a Commissioner of the Consumer Product Safety Commission, after the nominee, who was introduced by Senator Case, testified and answered questions on his own behalf.

COMMITTEE BUSINESS

Committee on Energy and Natural Resources: Committee ordered favorably reported the following measures:

H.R. 39, designating and adding certain lands in Alaska to the National Parks, National Wild and Scenic Rivers, and National Wilderness Preservations Systems, with an amendment in the nature of a substitute;

H.R. 7971, to validate the conveyance of certain land in California, with amendments, some of which include the substance of S. 3445, 3510; H.R. 6997, 6463, 7588, and 7849, all land conveyance bills;

S. 876, to provide relief to the residents of the Vermejo Conservancy District, New Mexico, with amendments;

S. 2774, to extend the boundaries of the Toiyabe National Forest, Nevada, with an amendment;

S. 1403, to convey certain lands to the University of New Mexico, amended;

S. 3158, authorizing the Secretary of the Interior to investigate the feasibility of rehabilitating and improving the existing Santa Cruz Dam, New Mexico, with amendments; and

H.R. 12349, adding certain lands in the Shoshone National Forest, Wyoming, generally depicted as the DuNoir Basin, Washakie Wilderness, with an amendment in the nature of a substitute.

GREAT BEAR WILDERNESS

Committee on Energy and Natural Resources: Subcommittee on Parks and Recreation held a hearing on S. 3429, to designate the Great Bear Wilderness, Flathead National Forest, and to enlarge the Bob Marshall Wilderness, Flathead, and Lewis and Clark National Forests, Montana, receiving testimony from John McGuire, Chief, Forest Service, Department of Agriculture; C. A. (Bill) Bishop, Arnold Bolle, Ben Van Sant, Jr., and Don Marble, all representing the Montana Wilderness Association, Chester; Fred Behenna, Kalispell, Montana; Dave Bliss, Montana Snowmobilers Association, Conrad; Robert A. Meek, Grace Petroleum, Billings, Montana; and Donna H. Metcalf, Helena, Mont.

Subcommittee adjourned subject to call.

CLEAN WATER

Committee on Environment and Public Works: Committee held hearings on proposed amendments to the Clean Water Act (P.L. 92–500), receiving testimony from Thomas Jorling, Assistant Administrator for Water and Hazardous Materials, Environmental Protection Agency.

Hearings were recessed subject to call.

FOREIGN AFFAIRS—LATIN AMERICA

Committee on Foreign Relations: Subcommittee on Western Hemisphere Affairs began hearings on the subject "U.S. Relations with Latin America: Trends and Issues." Witnesses heard were David E. McGiffert, Assistant Secretary of Defense for International Security Affairs; Abraham Katz, Deputy Assistant Secretary of Commerce for International Economic Policy and Resources; C. Fred Berksten, Assistant Secretary of the Treasury for International Affairs; Leonel Castillo, Commissioner, Immigration and Naturalization Service, Department of Justice; Abelardo D. Valdez, Assistant Administrator for Latin American Affairs, Agency for International Development; The Reverend Joseph T. Eldridge, Washington, D.C. Office on Latin America; and Thomas E. Quigley, U.S. Catholic Conference, Washington, D.C.

OSHA

Committee on Human Resources: Subcommittee on Labor continued oversight hearings on the administration of the Occupational Safety and Health Administration Act (P.L. 91–596), receiving testimony from Andrew Biemiller, AFL–CIO, Washington, D.C.: Elmer Fike, Fike Chemical Co., Nitro, West Virginia; Robert J. Durr, New York City, representing the Mechanical Contractors Association of America, Inc.; and Dr. Bruce W. Karrh and Ned K. Walters, Wilmington, Delaware, Dr. R. D. Fulwiler, Cincinnati, and Dr. Jerry M. Smith, Spring House, Pennsylvania, all representing the Manufacturing Chemists Association.

Hearings were adjourned subject to call.

House of Representatives

Chamber Action

Bills Introduced: 8 public bills, H.R. 14247–14254; and 19 resolutions, H.J. Res. 1160 and 1161, H. Con. Res. 732–738, and H. Res. 1404–1413 were introduced. Pages 33866–33867

Bills Reported: Reports were filed as follows:

H. Res. 1404, providing for the consideration of conference reports, authority to declare recesses, and motions to suspend the rules (H. Rept. 95–1716);

Conference report on S. 2640, to reform the civil service laws (H. Rept. 95–1717);

Report of the Committee on Government Operations entitled "Allocation of Budget Totals by Program" (H. Rept. 95–1718);

H.R. 6237, to amend section 9441 of title 10, United States Code, to provide for the budgeting by the Secretary of Defense, the authorization of appropriations, and the use of those appropriated funds by the Secretary of the Air Force, for certain specified purposes to assist the Civil Air Patrol in providing services in connection with the noncombatant mission of the Air Force (H. Rept. 95–1719);

Conference report on S. 1566, to authorize electronic surveillance to obtain foreign intelligence information (H. Rept. 95–1720);

Report of the Committee on Small Business entitled "Allocation of Budget Totals to Subcommittees for fiscal year 1979" (H. Rept. 95–1721);

S. 2403, to consent to certain amendments to the New Hampshire-Vermont Interstate School Compact, approved by Public Law 91–21 (H. Rept. 95–1722);

H. Res. 1407, providing for the consideration of H.R. 11922, to amend the Domestic Volunteer Service Act of 1973 (H. Rept. 95–1723);

H. Res. 1408, providing for the consideration of H.R. 12370, Health Services Amendments of 1978 (H. Rept. 95–1724);

H. Res. 1409, providing for the consideration of H.R. 12441, to amend the Toxic Substances Control Act to increase the authorization of appropriations contained in such Act (H. Rept. 95–1725);

H. Res. 1410, providing for the consideration of H.R. 12442, to amend the Consumer Product Safety Act to extend the authorization of appropriations contained in such Act (H. Rept. 95–1726);

H. Res. 1411, providing for the consideration of H.R. 12511, Child Nutrition Amendments of 1978 (H. Rept. 95–1727);

H. Res. 1412, providing for the consideration of H.R. 13611, Child Health Assurance Act of 1978 (H. Rept. 95–1728);

H. Res. 1413, providing for the consideration of S. 2727, Amateur Sports Act of 1978 (H. Rept. 95–1729); and

Conference report on H.R. 2329, to improve the administration of fish and wildlife programs (H. Rept. 95–1730). Page 33866

Kennedy Center Board of Trustees: Read and accepted a letter from Representative Quie wherein he resigned as a member of the Board of Trustees of the John F. Kennedy Center for the Performing Arts. Subse-

quently, the Speaker appointed Representative McDade to fill the existing vacancy thereon. Page 33687

Interior Appropriations: By a yea-and-nay vote of 382 yeas to 12 nays, Roll No. 875, the House agreed to the conference report on H.R. 12932, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1979.

House receded from its disagreement and concurred in Senate amendments Nos. 4, 17, 39, 48, 49 (motion agreed to by a yea-and-nay vote of 206 yeas to 186 nays, Roll No. 880), 72, 78, 90, 102, and 104.

House receded from its disagreement and concurred, with amendment, in Senate amendments Nos. 9, 21, 23, 24, 26, 33, 34, 35, 36, 40, 41, 50, 51, 63, 66, 67, 71, 73, and 103—clearing the measure for Senate action.

Pages 33687–33703, 33789–33799

Presidential Veto—Public Works Appropriations: Received and read a message from the President wherein he announces his veto of H.R. 12928, making appropriations for public works for water and power development and energy research for the fiscal year ending September 30, 1979; and explains his reasons therefor—ordered printed (H. Doc. 95-393). Page 33703

Subsequently, by a yea-and-nay vote of 223 yeas to 190 nays, Roll No. 877, the House sustained the President's veto of H.R. 12928 (two-thirds of those present not voting in favor). The measure was then referred to the Committee on Appropriations. Pages 33703–33728

Civil Service Reform: Objection was heard to a unanimous-consent request that it be in order to consider, on Friday, October 6, the conference report on S. 2640, to reform the civil service laws. Pages 33728–33773

DOD Appropriations: House disagreed to the Senate amendments to H.R. 13635, making appropriations for the Department of Defense for the fiscal year ending September 30, 1979; and agreed to a conference. Appointed as conferees: Representatives Mahon, Sikes, Flood, Addabbo, McFall, Flynt, Giaimo, Chappell, Burlison of Missouri, Edwards of Alabama, Robinson, Kemp, and Cederberg.

Agreed to a motion to instruct the Managers on the part of the House to insist on the House language concerning the consolidation of helicopter training by the Department of Defense. Earlier, by a yea-and-nay vote of 165 yeas to 222 nays with 1 voting "present", Roll No. 878, rejected a motion to table the preceding motion.

By a yea-and-nay vote of 387 yeas, agreed to a motion that the conference committee meetings on H.R. 13635 be closed to the public at such times as classified national security information is under consideration, provided that any sitting Member of Congress shall have the right to attend any closed or open meeting. Pages 33773–33778

Financial Institutions: House continued consideration of H.R. 13471, Financial Institutions Regulatory Act of 1978; but came to no resolution thereon. Proceedings under the 5-minute rule will continue at a later date.

Agreed To:

An amendment that expands the class of collateral eligible for use as security for Federal Reserve notes;

A technical amendment;

An amendment that requires any branch or agency of a foreign bank to comply with State or Federal laws which prohibit discrimination and apply to national or State-chartered banks doing business in the State in which the foreign bank is doing business;

An amendment that strikes the conflict of interest provisions in the bill;

An amendment that extends GAO audit authority to cover the Federal Financial Institutions Examination Council;

An amendment that provides for an exception from financial privacy provisions, and provides procedures for, the disclosure of information to Government authorities in connection with the consideration or administration of assistance in the form of a Government loan, loan guaranty, or loan insurance program;

An amendment that limits and clarifies the authority of Federal agencies to share financial records information with other agencies;

An amendment that makes certain exceptions to the financial privacy provisions in the bill;

An amendment, as amended by three amendments, that establishes a less burdensome process for individuals to challenge Government access to his or her financial records;

An amendment that substitutes new language for provisions relating to the use of financial records obtained by a Federal grand jury;

An amendment that requires Government agencies to report to Congress on their operations under the financial privacy provisions;

An amendment that strikes language exempting the Securities and Exchange Commission from financial privacy provisions (agreed to by a recorded vote of 328 ayes to 26 noes with 5 voting "present", Roll No. 882);

A clarifying amendment concerning the regulation of mutual savings banks; and

An amendment that deletes the grandfathering of bank holding company insurance affiliates which had applied for authority to engage in insurance activities prior to June 6, 1978 (agreed to by a recorded vote of 252 ayes to 72 noes with 9 voting "present", Roll No. 883).

Rejected:

An amendment that sought to authorize payment of attorney's fees and court costs to persons who prevail in an appeal (rejected by a recorded vote of 153 ayes to 222 noes with 11 voting "present", Roll No. 881); and

An amendment that sought to maintain the confidentiality of reports required from banks regarding loans to insiders from correspondent banks and the aggregate amounts of all loans to officers or major stockholders (rejected by a division vote of 15 ayes to 20 noes)

A point of order was sustained against an amendment that sought to amend the Clayton Act so that the Justice Department could challenge interlocking directorates between depository and nondepository institutions.

Pages 33799–33855

Rule: H. Res. 1373, providing for the consideration of H.R. 12355, Nuclear Regulatory Commission Authorization, was laid on the table. Page 33857

Adjournment: Adjourned at 8:58 p.m.

Committee Meetings

KENNEDY ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of President John F. Kennedy continued hearings in executive session.

COMMITTEE FUNDS

Committee on House Administration: Met and ordered reported favorably to the House the following resolutions:

H. Res. 1363, to provide supplemental funding for the Committee on Post Office and Civil Service; and

H. Res. 1364, to provide supplemental funding for the Committee on Interstate and Foreign Commerce.

The committee also approved a request for relief of liability from a Member for a missing typewriter valued at $15; and approved a new regulation concerning computer leasing contracts to become effective in 96th Congress.

HOME IMPROVEMENT LOAN PROGRAM

Committee on Government Operations: Subcommittee on Manpower and Housing held a hearing on HUD's 312 Home Improvement Loan Program. Testimony was heard from city officials from Massachusetts, North Carolina, New York City, and District of Columbia.

INTERNATIONAL TERRORISM

Committee on International Relations: Met for continuation of markup on H.R. 13387, Act to Combat International Terrorism, which died in committee due to lack of a quorum.

U.S. ARMS SALES POLICY

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on United States arms sales policy and recent sales to Europe and the Middle East. Testimony was heard from Lucy Benson, Under Secretary of State for Security Assistance, Science and Technology.

CIGARETTE SMOKING AND HEALTH

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations held a hearing on cigarette smoking and health. Testimony was heard from representatives of Tobacco Institute and Council for Tobacco Research.

Hearings continue tomorrow.

TRIS BAN—PRIVACY OF RAPE VICTIMS

Committee on the Judiciary: Met and ordered reported favorably to the House S. 1503 amended, to provide for the payment of losses incurred as a result of the ban on the use of the chemical Tris in apparel, fabric, yarn or fiber; and

Began but did not complete markup of H.R. 4727, to provide for the protection of the privacy of rape victims.

CONFERENCE REPORTS—RECESSES

Committee on Rules: Ordered reported favorably to the House H. Res. 1404, providing it shall be in order at any time during the remainder of the second session, Ninety-Fifth Congress, up to and including October 15, 1978: (1) to consider conference reports and amendments reported from conference in disagreement on the same day reported or any day thereafter notwithstanding the provisions of clause 2, Rule XXVIII (but subject to two-hour availability requirement of that clause), and any said conference report or amendment in disagreement shall be considered as having been read when called up for consideration; (2) for the Speaker to declare recesses at any time, subject to the call of the Chair; and (3) for the Speaker to entertain motions to suspend the rules.

AMATEUR SPORTS ACT

Committee on Rules: Granted an open rule providing one hour of general debate and waiving section 402(a) of the Congressional Budget Act of 1974 on S. 2727, Amateur Sports Act of 1978. Testimony was heard from Representatives Kastenmeier, Kindness and Michel.

DOMESTIC VOLUNTEER SERVICE AMENDMENTS

Committee on Rules: Granted an open rule providing one hour of general debate; making the committee amendment in order as an original bill for the purpose of amendment; waiving all points of order against the substitute for failure to comply with the provisions of clause 5, Rule XXI and section 401(a) of the Congressional Budget Act of 1974; providing one motion to recommit with or without instructions and providing after the passage of H.R. 11922, the House shall proceed, section 401(a) of the Congressional Budget Act of 1974 to

the contrary notwithstanding, to the consideration of the bill S. 2617, and it shall be in order in the House to move to strike out all after the enacting clause of the said bill and to insert in lieu thereof the provisions contained in H.R. 11922 as passed by the House, on H.R. 11922, Domestic Volunteer Service amendments of 1978. Testimony was heard from Representatives Andrews of North Carolina and Goodling.

HEALTH SERVICES AMENDMENTS

Committee on Rules: Granted an open rule providing one hour of general debate; and providing after the passage of H.R. 12370, it shall be in order in the House to take from the Speaker's table the bill S. 2522 and to move to strike out all after the enacting clause of the said bill and to insert in lieu thereof those provisions contained in H.R. 12370 as passed by the House which correspond to sections 5 and 6 (d)(2) of said bill as reported to the House, and it shall then be in order in the House to take from the Speaker's table the bill S. 2474 and to move to strike out all after the enacting clause of the said bill and to insert in lieu thereof the remaining provisions contained in H.R. 12370 as passed by the House and the provisions contained in title I of H.R. 12460 as passed by the House, Health Services Amendments of 1978. Testimony was heard from Representative Rogers. A statement for the record was submitted by Representative Carter.

ENDANGERED SPECIES ACT AMENDMENTS

Committee on Rules: Granted an open rule providing one hour of general debate and waiving section 402(a) of the Congressional Budget Act of 1974. Testimony was heard from Representatives Murphy of New York, Leggett, Dingell, Bowen, Forsythe, Buchanan and Beard. Statements for the record were submitted by Representatives Murphy of New York, Leggett, Ruppe, and Forsythe.

MIDDLE-INCOME STUDENT ASSISTANCE ACT

Committee on Rules: Granted an open rule providing one hour of general debate; making the committee amendment in order as an original bill for the purpose of amendment; providing one motion to recommit with or without instructions and providing after the passage of H.R. 11274, it shall be in order in the House to take from the Speaker's table the bill S. 2539 and to move to strike out all after the enacting clause of the said bill and to insert in lieu thereof the provisions contained in H.R. 11274 as passed by the House, Middle Income Student Assistance Act. Testimony was heard from Ford of Michigan, Erlenborn, and Buchanan.

FEDERAL RECLAMATION DAMS

Committee on Rules: By unanimous consent the Committee considered this bill and granted an open rule providing one hour of general debate, on H.R. 11153, Authorizing the Secretary of the Interior to construct, restore, operate, and maintain new or modified features at existing Federal reclamation dams for safety of dams purposes.

RUSSIAN-AMERICAN BILATERAL AGREEMENTS ON SCIENCE AND TECHNOLOGY

Committee on Science and Technology: Subcommittee on DISPAC continued oversight hearings on Russian-American bilateral agreements on science and technology. Testimony was heard from Representatives Harkin and Hollenbeck; Frank Press, Executive Office of the President and Co-Chairman, U.S.-U.S.S.R. Agreement on Science and Technology; Mark Schneider, Deputy Assistant Secretary of State for Human Rights; and public witnesses

COUNTERVAILING DUTIES

Committee on Ways and Means: Subcommittee on Trade held a hearing on the President's proposal to extend authority under the Trade Act of 1974 to waive application of countervailing duties. Testimony was heard from Ambassador Strauss.

RETIREMENT SAVINGS INCENTIVE

Committee on Ways and Means: Subcommittee on Oversight held a hearing on retirement savings incentive. Testimony was heard from Deputy Assistant Secretary of Treasury Halpern, and 4 panels of public witnesses.

EMPLOYMENT TAXES

Committee on Ways and Means: Met and ordered reported favorably to the House H.R. 14159, Relating to the interim treatment of controversies involving whether certain individuals are employees for purposes of the employment taxes.

Joint Committee Meetings

AIR TRANSPORTATION REGULATORY REFORM

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 2493, proposed Air Transportation Regulatory Reform Act of 1978, but did not complete action thereon and will meet again tomorrow.

FEDERAL ELECTION COMMISSION

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 3025, authorizing funds for fiscal year 1979 for the Federal Election Commission, but did not complete action thereon and adjourned subject to call.

PROGRAMS FOR THE HANDICAPPED

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 12467, to extend the programs established under the Rehabilitation Act, and to establish a comprehensive services program for the severely handicapped.

PUBLIC OFFICIALS' INTEGRITY

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 555, to promote the integrity of public officials and institutions, but did not complete action thereon and will meet again tomorrow.

Friday, October 6, 1978

Senate

Chamber Action

Routine Proceedings, pages 34268–34462

Bills Introduced: Ten bills and one resolution were introduced, as follows: S. 3552–3561; and S. Con. Res. 107.

Pages 34428–34432

Bills Reported: Reports were made as follows:

Special Report of Committee on Banking, Housing, and Urban Affairs on the allocation among programs under its jurisdiction of funding levels contained in the second concurrent resolution on the budget (S. Rept. 95–1280).

S. Res. 537, disapproving the President's proposed Reorganization Plan No. 4, to simplify the administrative requirements of the Employee Retirement Income Security Act, reported unfavorably (S. Rept. 95–1281).

S. 876, to provide relief to the residents of the Vermejo Conservancy District, New Mexico, with an amendment (S. Rept. 95–1282).

S. 3158, authorizing the Secretary of the Interior to investigate the feasibility of rehabilitating and improving the existing Santa Cruz Dam, New Mexico, with an amendment (S. Rept. 95–1283).

Special Report of Committee on Rules and Administration on the allocation among programs under its jurisdiction of funding levels contained in the second concurrent resolution on the budget (S. Rept. 95–1284).

S. Res. 570, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 50, proposed Full Employment and Balanced Growth Act, with an amendment (S. Rept. 95–1285).

H.R. 7101, to provide certain landowners along the Colorado River the opportunity to assert legal and equitable defenses against the U.S. (S. Rept. 95–1286).

H.R. 7971, to validate the conveyance of certain land in California, with amendment (S Rept. 95–1287).

S. Res. 566, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3392, to accelerate the use of solar energy as a source of electric power (S. Rept. 95–1288).

S. Res. 567, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 10587, authorizing funds to improve conditions of the public grazing lands (S. Rept. 95–1289).

S. Res. 572, to waive section 402(a) of the Congressional Budget Act with respect to consideration of S. 3309, to provide assistance to new refugees from Indochina (S. Rept. 95–1290).

H.R. 12116, to broaden authority of the District of Columbia Government under the Home Rule Act (S. Rept. 95–1291).

Conference Report on H.R. 4018, to suspend the duty on certain doxorubin hydrochloride antibiotics, to encourage overall energy conservation in electric and gas utility systems, and to encourage equitable rates to the consumers of such services (S. Rept. 95–1292).

Conference Report on H.R. 6536, to establish an actuarially sound basis for financing retirement benefits for D.C. policemen, firemen, teachers, and judges (S. Rept. 95–1293); and

Conference Report on H.R. 5037, to establish a comprehensive National Energy Conservation Policy (S. Rept. 95–1294).

Pages 34427–34428

Bills Passed:

Equal Rights Amendment: By 60 yeas to 36 nays, Senate passed without amendment and cleared for the President H.J. Res. 638 to extend the deadline for the ratification of the Equal Rights Amendment.

Pages 34279–34315

Great Bear Wilderness: Senate passed H.R. 13972, to designate the Great Bear Wilderness, Flathead National Forest, and enlarge the Bob Marshall Wilderness, Flathead and Lewis and Clark National Forests, State of Montana, after agreeing to Melcher unprinted amendment No. 2000, to extend the corridor of the nonwilderness area on the northern boundary.

Pages 34370–34371

Migratory bird stamps: Senate passed H.R. 13372, to increase from $5 to $7.50 migratory bird hunting stamps, and to suspend the hunting of migratory birds in any State which fails to approve an acquisition of wetlands, after agreeing to Hodges unprinted amendment No. 2012, to strike the portion from the House bill which would reduce the minimum age for purchase of a duck stamp from 16 to 14.

Pages 34410–34412

Rebating practices: Senate passed H.R. 9518, to provide for a three-year period to reach a permanent solution of rebating practices in the U.S. foreign trade, after

agreeing to committee amendments, en bloc, and to Inouye unprinted amendment No. 2018, in the nature of a substitute bill. Pages 34454–34458

Indians: Senate passed with committee amendments S. 2502, to authorize States and Indian tribes to enter into mutual agreements respecting jurisdiction and governmental operations in Indian country. Pages 34458–34461

Private bill: Senate passed without amendment and cleared for the President H.R. 12556, a private bill. Page 34461

Great Lakes vessels: Senate passed without amendment and cleared for the President H.R. 11658, to amend title XI of the Merchant Marine Act, 1936, to permit the guarantee of obligations for financing Great Lakes vessels in an amount not exceeding 87½ percent of the actual or depreciated cost of each vessel. Page 34461

Older Americans: Senate agreed to the conference report on H.R. 12255, proposed Older Americans Act Amendments of 1978, thereby clearing the measure for the President. Pages 34416–34426

D.C. Retirement System: Senate agreed to the conference report on H.R. 6536, to establish an actuarially sound basis for financing retirement benefits for D.C. policemen, firemen, teachers, and judges, thereby clearing the measure for the House. Pages 34453–34454

Taxation: Senate continued consideration of H.R. 13511, to reduce income taxes, taking action on amendments proposed thereto, as follows:

Adopted:

(1) By 52 yeas to 43 nays, Bumpers unprinted amendment No. 1997 (to Packwood amendment No. 3880), to reduce certain income tax rates; Page 34321

(2) By 67 yeas to 26 nays, Packwood amendment No. 3880, as amended, to provide tax credit for tuitions; Page 34329

(3) By 52 yeas to 37 nays, Danforth amendment No. 3808, to eliminate $500 million for fiscal relief to State and local governments; Page 34331

(4) Dole unprinted amendment No. 1998, to provide that any funds payable to a State or subdivision pursuant to Section 601 may be used only for purposes of making payments under Part A of Title IV of the Social Security Act; Page 34341

(5) By 48 yeas to 34 nays, Division 1 of Packwood unprinted amendment No. 2001, providing for reduced corporate tax rates; Page 34371

(6) Bumpers amendment No. 3589, to extend until December 31, 1978, the time for reforming instruments establishing charitable remainder trusts and charitable lead trusts; Page 34383

(7) Percy unprinted amendment No. 2004, to amend the source of income rules of the Internal Revenue Code so as to permit more efficient use of railroad rolling stock; Page 34386

(8) Javits unprinted amendment No. 2006, to extend through 1979 the treatment of National Research Service Awards as scholarships under Section 117; Page 34388

(9) Danforth unprinted amendment No. 2007, to delete from the bill Part 2, Other Tax-Exempt Bond Provisions; Page 34389

(10) Hathaway unprinted amendment No. 2009, making technical and clarifying corrections in certain amendments made to the Internal Revenue Code in 1976; and Page 34392

(11) Dole unprinted amendment No. 2010, to clarify the tax credit for grandparents who act as babysitters. Page 34408

Rejected:

(1) By 36 yeas to 60 nays, Roth amendment No. 3881, to provide across-the-board tax rate reductions of approximately 33%, phased in over a 3-year period; Page 34315

(2) Griffin amendment No. 3686, providing for cost-of-living adjustments in rates of tax, zero bracket amounts, and personal exemptions (tabled by 53 yeas to 37 nays); and Page 34342

(3) By 28 yeas to 54 nays, Division 2 of Packwood unprinted amendment No. 2001, to eliminate Domestic International Sales Corporations. Page 34381

Separate motions were entered (1) to close further debate on the bill, and (2) to close further debate on Muskie amendment No. 3678, to incorporate in the bill provisions embodying the proposed Sunset Act of 1978. Pages 34354, 34369

When Senate resumes consideration of this bill on Saturday, October 7, pending amendments thereto will be Glenn amendment No. 3681 (to amendment No. 3678); modified Muskie amendment No. 3678, proposed Sunset Act; and Packwood unprinted amendment No. 2014 (to committee amendment), providing a modified tuition tax credit. Pages 34390–34416

Presidential Message: Senate received a message from the President transmitting the Tenth Annual Report on the National Housing Goal as required by the Housing and Urban Development Act of 1968—referred to Committee on Banking, Housing, and Urban Affairs (PM-228). Page 34426

Vice Presidential Appointment: Vice President appointed Senators Hollings, McClure, and Domenici to attend the North Atlantic Assembly, to be held in Lisbon, Portugal, November 26 to 30, 1978. Page 34462

Debate Limitation Agreement: By unanimous consent it was agreed that at 1 p.m. on Saturday, October 7, Senate will proceed to consider conference report on H.R. 7843, to provide for the appointment of additional Federal circuit and district judges, with debate thereon to be limited to 45 minutes. Page 34462

Messages From the President: Page 34426

Messages From the House: Pages 34426–34427

Statements on Introduced Bills: Pages 34428–34432

Amendments Submitted for Printing: Pages 34432–34434

Additional Statements: Pages 34434–34452

Nominations: Senate received the following nominations:

Anne P. Jones, of Massachusetts, to be a Member of the Federal Communications Commission;

Earl Oliver, of Illinois, to be a Member of the Railroad Retirement Board; and

Sundry nominations in the Navy, Air Force, and Marine Corps. Pages 34462–34463

Record Votes: Eight record votes were taken today. Pages 34314–34315, 34320–34321, 34329, 34331, 34342, 34354, 34380, 34381

Recess: Senate met at 8:30 a.m. and recessed at 12:01 a.m. on Saturday, October 7, 1978. Page 34462

Committee Meetings

NOMINATION

Committee on Agriculture, Nutrition, and Forestry: Committee approved the nomination of Robert W. Feragen, of Virginia, to be Administrator of the Rural Electrification Administration, prior to which action, in open hearings, the nominee, who was introduced by Senator Burdick, testified and answered questions on his own behalf.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee on Public Works agreed to recommend to the full committee that the provisions of the bill (H.R. 12928), making appropriations for public works for water and power development and energy research for fiscal year 1979, as enacted by the Congress and vetoed by the President, be incorporated in H.J. Res. 1139, continuing appropriations for fiscal year 1979.

Subcommittee recessed subject to call.

PUBLIC BUILDING

Committee on Environment and Public Works: Committee held hearings on a public building prospectus for Omaha, Nebraska, receiving testimony from Senator Zorinsky; Representative Cavanaugh, and Loy M. Ship, Assistant Commissioner for Space Management, and Otis Brunson, Director, Planning Division, both of the General Services Administration.

Committee adjourned subject to call.

FOREIGN AFFAIRS—LATIN AMERICA

Committee on Foreign Relations: Subcommittee on Western Hemisphere Affairs continued hearings on the subject "U.S. Relations with Latin America: Trends and Issues," receiving testimony from Viron P. Vaky, Assistant Secretary of State for Inter-American Affairs, who was accompanied by several of his associates.

Subcommittee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 14255–14268; 1 private bill, H.R. 14269; and 7 resolutions, H.J. Res. 1162–1164, H. Con. Res. 739, and H. Res. 1414–1416 were introduced. Pages 34164–34165

Bills Reported: Reports were filed as follows:

H. Res. 1363, to provide funds for the investigations and studies to be conducted by the Committee on Post Office and Civil Service pursuant to H. Res. 1401 (H. Rept. 95–1731);

H. Res. 1364, providing for the further expenses of the Committee on Interstate and Foreign Commerce (H. Rept. 95–1732);

H.R. 14089, to regulate interstate commerce with respect to parimutuel wagering on horseracing, and to maintain the stability of the horseracing industry (H. Rept. 95–1733);

H.R. 10239, to amend the Internal Revenue Code of 1954 to clarify the tax status of certain industrial development bonds issued to provide facilities for the furnishing of water, including water used to cool thermal generating plants or to generate hydroelectric energy (H. Rept. 95–1734);

Report of the Committee on Public Works and Transportation entitled "Report Pursuant to Section 302(b) of the Congressional Budget Act of 1974" (H. Rept. 95–1735);

H.R. 12431, amended; a private bill (H. Rept. 95–1736);

Conference report on H.R. 10587, to improve the range conditions of the public grazing lands (H. Rept. 95–1737);

Report of the Committee on Veterans' Affairs entitled "Allocation of Budget Totals to Subcommittees" (H. Rept. 95–1738);

H.R. 13619, Individual Retirement Plan Technical Changes Act of 1978, amended (H. Rept. 95–1739);

Report entitled "In the Matter of Representative Edward J. Patten" (H. Rept. 95-1740);

H. Res. 1414, investigation pursuant to H. Res. 252 in re Representative Charles H. Wilson (H. Rept. 95-1741);

H. Res. 1415, investigation pursuant to H. Res. 252 in re Representative John J. McFall (H. Rept. 95-1742);

H. Res. 1416, investigation pursuant to H. Res. 252 in re Representative Edward R. Roybal (H. Rept. 95-1743);

H.R. 13336, to amend the Internal Revenue Code of 1954 to provide an exemption from withholding of tax on nonresident aliens for ship suppliers in respect of certain commissions paid to nonresident aliens, amended (H. Rept. 95-1744);

H.R. 13758, to amend the Internal Revenue Code of 1954 to provide the same treatment, with respect to determination of sources of income, for interest paid by foreign branches of domestic banks and interest paid by foreign branches of domestic savings and loan institutions, amended (H. Rept. 95-1745); and

Conference report on H.R. 12929, making appropriations for the Departments of Labor, and Health, Education, and Welfare, and related agencies, for the fiscal year ending September 30, 1979 (H. Rept. 95-1746).

Page 34164

Late Reports: Conferees received permission to file a conference report by midnight Saturday, October 7, on H.R. 12929, making appropriations for the Departments of Labor, and Health, Education, and Welfare, and related agencies, for the fiscal year ending September 30, 1979; and

Conferees received permission to file a conference report by midnight tonight on H.R. 12931, making appropriations for Foreign Assistance and related programs for the fiscal year ending September 30, 1979.

Pages 34083, 34084

Public Grazing Lands: House disagreed to the Senate amendments to H.R. 10587, to improve the range conditions of the public grazing lands; and agreed to a conference. Appointed as conferees: Representatives Roncalio, Udall, Santini, and Johnson of Colorado.

Pages 34083–34084

Presidential Message—Housing Goal: Received and read a message from the President wherein he transmits the Tenth Annual Report on the National Housing Goal—referred to the Committee on Banking, Finance and Urban Affairs. Page 34085

Conference Reports—Recesses—Suspensions: By a yea-and-nay vote of 300 yeas to 56 nays, Roll No. 885, the House agreed to H. Res. 1404, providing for the consideration of conference reports, authority to declare recesses, and motions to suspend the rules. Pages 34085–34087

Health Services Planning: House agreed to H. Res. 1390, providing for the consideration of H.R. 11488, to amend titles XV and XVI of the Public Health Service Act to revise and extend the authorities and requirements under those titles for health planning and health resources development. Pages 34087–34088

AFDC Assistance: House agreed to H. Res. 1367, providing for the consideration of H.R. 13335, to amend part A of title IV of the Social Security Act to provide additional fiscal relief for States and political subdivisions with respect to the costs of certain welfare programs.

Pages 34088–34089

Biomedical Research and Training: House agreed to H. Res. 1301, providing for the consideration of H.R. 12347, to amend the Public Health Service Act to revise and extend the programs of assistance for libraries of medicine and the programs of the National Heart, Lung, and Blood Institute and the National Cancer Institute, and to revise and extend the program for National Research Service Awards. Pages 34089–34090

Child Nutrition: House agreed to H. Res. 1411, providing for the consideration of H.R. 12511, to extend for one year the child care food program of the National School Lunch Act and the women, infants, and children program of the Child Nutrition Act of 1966. Page 34090

Child Health: House agreed to H. Res. 1412, providing for the consideration of H.R. 13611, to strengthen and improve the early and periodic screening, diagnosis, and treatment program. Pages 34090–34091

Consumer Product Safety Authorization: By a yea-and-nay vote of 360 yeas to 6 nays, Roll No. 886, the House agreed to H. Res. 1410, providing for the consideration of H.R. 12442, to amend the Consumer Product Safety Act to extend the authorization of appropriations contained in such Act. Pages 34091–34092

Toxic Substances Control: House agreed to H. Res. 1409, providing for the consideration of H.R. 12441, to amend the Toxic Substances Control Act to increase the authorization of appropriations contained in such Act.

Page 34092

Health Services Amendments: House agreed to H. Res. 1408, providing for the consideration of H.R. 12370, to amend the Public Health Service Act and related health laws to revise and extend the programs of financial assistance for the delivery of health services.

Pages 34092–34093

Conrail Authorization: House agreed to H. Res. 1365, providing for the consideration of H.R. 12161, to amend the Regional Rail Reorganization Act of 1973 to authorize additional appropriations to the United States Railway Association for purposes of purchasing securities of the Consolidated Rail Corporation. Pages 34093–34094

Railroad Safety Authorization: House agreed to H. Res. 1385, providing for the consideration of H.R. 12577, to amend the Federal Railroad Safety Act of 1970 to authorize additional appropriations. Page 34094

Local Rail Service Assistance: House agreed to H. Res. 1386, providing for the consideration of H.R. 11979, to amend section 5 of the Department of Transportation Act, relating to local rail service assistance.

Pages 34094–34096

Amateur Sports: House agreed to H. Res. 1413, providing for the consideration of S. 2727, to promote and coordinate amateur athletic activity in the United States, to recognize certain rights for amateur athletes, and to provide for the resolution of disputes involving national governing bodies. Page 34096

Small Business Amendments: By a voice vote, the House agreed to the conference report on H.R. 11318, to amend the Small Business Act and the Small Business Investment Act of 1958—clearing the measure for Senate action.

Subsequently, the House agreed to H. Con. Res. 739, to correct an error in the enrollment of H.R. 11318.

Pages 34096–34098

Civil Service Reform: By a yea-and-nay vote of 365 yeas to 8 nays, Roll No. 887, the House agreed to the conference report on S. 2640, to reform the civil service laws.

House agreed to recede from its amendment to the title of the Senate bill—clearing the measure for the President. Pages 34098–34105

Sugar Stabilization: By a yea-and-nay vote of 186 yeas to 159 nays, Roll No 889, the House passed H.R. 13750, to implement the International Sugar Agreement between the United States and foreign countries; to protect the welfare of consumers of sugar and those engaged in the domestic sugar-producing industry; and to promote the export trade of the United States.

Rejected a motion to recommit the bill to the Committees on Agriculture and Ways and Means.

Agreed To:

The Ways and Means Committee amendments to the short title and section 2 (Definitions);

The Ways and Means Committee amendment in the nature of a substitute to title I (International Sugar Agreement);

The Agriculture Committee amendments to title II;

The Ways and Means Committee amendment in the nature of a substitute to title II (Import Restrictions On Sugar) (agreed to by a division vote of 67 ayes to 29 noes); as amended by the three following amendments:

An amendment that adds a cost of production escalator to the price objective provisions (agreed to by a recorded vote of 194 ayes to 164 noes, Roll No. 888). A point of order was sustained against a similar amendment that also contained a prohibition against direct payments to producers;

An amendment that provides that quotas shall not be allocated to any nation which imported more than 10,000 short tons of sugar during the preceding 12 months, and provides that import allocations be apportioned among nations in accordance with their willingness to fulfill quota obligations and their adherence to principles of civil and human rights;

An amendment that exempts beet sugar molasses entered for the production of yeast or citric acid from the import fees or quotas;

The Agriculture Committee amendments to title III (Farm Labor Provisions);

The Ways and Means Committee amendments to title III;

An amendment that permits the Secretary to waive portions of loans to encourage repayment of outstanding loans obtained from the Commodity Credit Corporation with respect to 1977 and 1978 crops of sugar beets and sugarcane; and

The Ways and Means Committee amendments to title IV (Miscellaneous Provisions).

Rejected an amendment that sought to strike the farm labor provisions in the bill.

Agreed to amend the title.

The Clerk was authorized to correct punctuation, cross references, and section numbers in the engrossment of the bill. Pages 34105–34128

Meat Imports: House continued consideration of H.R. 11545, to modify the method of determining quantitative limitations on the importation of certain articles of meat and meat products, and to apply quantitative limitations on the importation of certain additional articles of meat, meat products, and livestock; but came to no resolution thereon. Proceedings under the 5-minute rule will continue at a later date.

Agreed to an amendment that directs the Secretary to conduct a study of the regional economic impact of imports of meat articles.

Rejected:

An amendment that sought to strike the formula in the bill for suspension of quotas by the President and instead permit the President to do so for economic or national security interests, when the supply of meat is inadequate to meet domestic demand at reasonable prices, or when trade agreements exist that ensure the intent of the bill (rejected by a division vote of 18 ayes to 43 noes); and

An amendment that sought to set the minimum level of meat imports at 739 million pounds per year rather than 1.2 billion (rejected by a recorded vote of 131 ayes to 139 noes, Roll No. 890). Pages 34132–34143

Bankruptcy: House cleared for the President H.R. 8200, to establish a uniform Law on the subject of Bankruptcies; by agreeing to the Senate amendments to the House amendment to the Senate amendment thereto. Earlier, objection was heard to a similar request.

Pages 34128, 34143–34145

Late Reports: Conferees received permission to file a conference report by midnight Saturday, October 7, on H.R. 5037, National Energy Conservation Policy Act; and

Conferees received permission to file a conference report by midnight Saturday, October 7, on H.R. 4018, Public Utilities Regulatory Policy Act. Page 34145

Consent Calendar: It was made in order to call the Consent Calendar on Tuesday, October 10.

Pages 34146–34147

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of October 11. Page 34147

Adjournment: Adjourned at 5:22 p.m.

Committee Meetings

EXPORT-IMPORT BANK ACT

Committee on Banking, Finance and Urban Affairs: Met and ordered reported favorably to the House H.J. Res. 1157, to amend section 8 of the Export-Import Bank Act of 1945.

STUDENT FINANCIAL ASSISTANCE

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued hearings on the administration of student financial assistance programs by the Department of Health, Education and Welfare. Testimony was heard from representatives of Audit Agency and Office of Education, HEW.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Services met in executive session on pending business.

CIGARETTE SMOKING AND HEALTH

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on cigarette smoking and health. Testimony was heard from Dr. Robert Hunter, American Medical Associaio; and Dr. Gio Gori, Director, National Cancer Institute.

HEALTH TECHNOLOGY AND COST CONTROL

Committee on Science and Technology: Subcommittee on DISPAC continued hearings on health technology and cost control. Testimony was heard from Dr. Julius B. Richmond, Assistant Secretary for Health, Dr. Seymour Perry, Acting Director, Office of Health Technology, Robert A. Derzon, Administrator, Health Care Financing Administration, and Dr. Mark Novitch, Deputy Associate Commissioner for Medical Affairs, Food and Drug Administration, Department of Health, Education and Welfare; and Dr. David Banta, Health Program Manager, Office of Technology Assessment, Congress of the United States.

KOREAN INFLUENCE INVESTIGATION

Committee on Standards of Official Conduct: Met and approved committee reports on the Korean influence investigation.

PROHIBITED TRANSACTIONS TAX—ESTIMATED TAX

Committee on Ways and Means: Subcommittee on Miscellaneous Revenue Measures held hearings on H.R. 13913, to exclude from the application of the 100 percent tax on prohibited transactions the sale of certain property held for more than 4 years and to extend the period during which property may be treated as foreclosure property; and

H.R. 14035, to provide that individuals will not be required to make declarations of estimated tax if the amount of estimated tax is less than $500. Testimony was heard from Representative Archer.

Joint Committee Meetings

EMPLOYMENT-UNEMPLOYMENT

Joint Economic Committee: Committee held hearings on the September employment-unemployment situation, receiving testimony from Janet Norwood, Acting Commissioner, Bureau of Labor Statistics, Department of Labor.

Committee recessed subject to call.

AIR TRANSPORTATION REGULATORY REFORM

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 2493, proposed Air Transportation Regulatory Reform Act of 1978.

GRAZING LANDS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 10587, authorizing funds to improve conditions of the public grazing lands.

PUBLIC OFFICIALS' INTEGRITY

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 555, to promote the integrity of public officials and institutions.

APPROPRIATIONS—LABOR/HEW

Conferees agreed to file a conference report in disagreement on the Senate- and House-passed versions of H.R. 12929, making appropriations for the Departments of Labor and Health, Education, and Welfare for fiscal year 1979.

DEFENSE APPROPRIATIONS

Conferees met in open and closed session to resolve the differences between the Senate- and House-passed versions of H.R. 13635, making appropriations for the Defense Establishment for fiscal year 1979, but did not complete action thereon and will meet again on Monday, October 9.

FEDERAL-AID HIGHWAYS

Conferees met to resolve the differences in all titles between the Senate- and House-passed versions of H.R. 11733, authorizing funds for the Federal-Aid Highway Program, but did not complete action thereon and will meet again on Tuesday, October 10.

CETA

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 2570, authorizing funds through fiscal year 1979 for the Comprehensive Employment and Training Act, but did not complete action thereon and will meet again tomorrow.

Saturday, October 7, 1978

Senate

Chamber Action

Routine Proceedings, pages 34487–34672

Bills Introduced: Eighteen bills and one resolution were introduced, as follows: S. 3562–3579; and S. Con. Res. 108. Pages 34612, 34621

Bills Reported: Reports were made as follows:

S. 3578, transferring to the Superintendent of Documents the function of distributing Government publications to certain foreign governments (S. Rept. 95–1295).

S. Con. Res. 108, to print as a Senate document the prayers of the Chaplain of the Senate during the Ninety-fifth Congress (S. Rept. 95–1296).

S. Res. 559, to print as a Senate document the report entitled "Highway Needs To Solve Energy Problems" (S. Rept. 95–1297).

S. 2774, to extend the boundaries of the Toiyabe National Forest, Nevada, with amendments (S. Rept. 95–1298).

H.R. 11409, to permit the duty-free entry of certain dyeing and tanning materials, with amendment (S. Rept. 95–1299). Page 34612

Bills Passed:

Budget Act waiver: Senate agreed to S. Res. 572, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3309, to provide assistance to new refugees from Indochina.

Page 34655

New York City Employee Pension Plans: Committee on Finance was discharged from the further consideration of H.R. 12051, relating to the application of certain provisions of the Internal Revenue Code of 1954 to specified transactions by certain public employee retirement systems created by the State of New York or any of its political subdivisions, and the bill was then passed without amendment and cleared for the President. Pages 34611–34612

Columbia Slough Navigation Project: Senate passed on Friday, October 6, H.R. 13803, to terminate the authorization of the navigation project on the Columbia Slough, Oregon. Page 34462

White House Personnel: Senate agreed to the conference report on H.R. 11003, to clarify the authority for employment of personnel in the White House Office, the Executive Residence, and certain related activities, thereby clearing the measure for action of the House.

Pages 34487–34488

Public Officials' Integrity: Senate agreed to the conference report on S. 555, to promote the integrity of public officials and institutions, thereby clearing the measure for action of the House. Pages 34526–34527

Additional Judges: Senate agreed to the conference report filed in disagreement on H.R. 7843, to provide for the appointment of additional Federal circuit and district court judges. By 67 yeas to 15 nays, Senate agreed to the House amendment to the Senate amendment, thereby clearing the bill for the President.

Pages 34531–34549

Interior Appropriations: By 79 yeas to 5 nays, Senate agreed to the conference report on H.R. 12932, making appropriations for the Department of the Interior for fiscal year 1979. Senate agreed to House amendments to Senate amendments Nos. 9, 21, 23, 24, 26, 33, 34, 35, 36, 40, 41, 50, 51, 63, 66, 67, 71, 73, and 103, thereby clearing the bill for the President.

Pages 34488–34497, 34549–34550

Military Procurement Authorizations: Senate agreed to the House amendment to S. 3486, authorizing funds for military procurement for fiscal year 1979, thereby clearing the measure for the President.

Pages 34552–34557

Pueblo of Zia Indians: Senate agreed to the House amendments to S. 2358, to declare that the United States holds in trust for the Pueblo of Zia certain public domain lands in New Mexico, thereby clearing the measure for the President. Pages 34655–34656

Pueblo of Santa Ana Indians: Senate agreed to the House amendments to S. 2588, to declare that the United States holds in trust for the Pueblo of Santa Ana certain public domain lands in New Mexico, thereby clearing the measure for the President. Pages 34656–34658

Osage Tribal Council: Senate agreed to the House amendments to S. 1081, to amend in several regards the law as it pertains to the Osage Indians of Oklahoma, thereby clearing the measure for the President.

Pages 34658–34659

Psychotropic Substances: Senate agreed to the House amendment with an amendment to S. 2399, to implement the Convention on Psychotropic Substances signed in Vienna on February 21, 1971. Senate amendment is embodied in Robert C. Byrd (for Culver) unprinted amendment No. 2030. Pages 34664–34672

Guayule Rubber Production: Senate agreed to the House amendment with an amendment to S. 1816, authorizing funds for fiscal years 1979–1982 for a program of research, development, and demonstration of guayule rubber production. Senate amendment is embodied in Robert C. Byrd amendment (for Domenici) unprinted amendment No. 2029, in the nature of a substitute bill.

Pages 34661–34664

Magistrates' Jurisdiction: Senate disagreed to the House amendments to S. 1613, to improve access to the Federal courts by enlarging the civil and criminal jurisdiction of United States magistrates, requested conference with the House and appointed as Conferees Senators Eastland, Kennedy, Abourezk, Metzenbaum, DeConcini, Robert C. Byrd, Thurmond, Wallop and Scott.

Pages 34659–34661

Energy Bills: Senate took up conference reports on H.R. 4018, to suspend the duty on certain doxorubicin hydrochloride antibiotics, and to encourage energy conservation in utility systems, and H.R. 5037, a private bill, and to establish a comprehensive National Energy Conservation Policy, and, by unanimous consent, it was agreed that there will be one additional hour of debate on these bills beginning at 2 p.m. on Monday, October 9, with back-to-back votes occurring on question of their adoption to begin at 4 p.m. on that date.

Pages 34550–34552, 34557–34570

Taxation: Senate continued consideration of H.R. 13511, to reduce income taxes, taking action on amendments proposed thereto, as follows:

Adopted:

(1) Packwood amendment No. 4012 (to committee substitute amendment), to provide tax credit for tuitions and reductions in income tax rates for middle income taxpayers; Page 34580

(2) By 38 yeas to 31 nays, modified Metzenbaum unprinted amendment No. 2020, to provide that the 10% investment credit shall be available with respect to properties twenty years or older, effective after September 1, 1979; Page 34582

(3) Morgan amendment No. 3689, to afford the same treatment to Maryland and North Carolina savings and loan nonprofit guaranty trust funds as is afforded to other such State funds which existed prior to 1957;

Page 34586

(4) McGovern unprinted amendment No. 2021, to exempt farm trucks and soil and water conservation trucks from the highway use tax; Page 34591

(5) Modified Matsunaga unprinted amendment No. 2022, to provide for special tax accounting rule for redemption of trading stamps and coupons, and to permit exclusion from income of magazines and records returned after the close of a taxable year; Page 34599

(6) Moynihan unprinted amendment No. 2024, to permit certain state power authorities to sell power financed by industrial development bonds to private utilities; Page 34601

(7) Gravel unprinted amendment No. 2025, relating to the taxation of Alaska Native Claims Settlement Corporations; Page 34602

(8) Wallop amendment No. 3988, to subject foreign investors to the capital gains tax on gain from the sale of real property situated in the United States;

Page 34604

(9) Bartlett unprinted amendment No. 2026, to provide that long-term care facilities, formed before May 26, 1969, will not be classified as private foundations for tax purposes; and Page 34607

(10) Cranston unprinted amendment No. 2028, relative to treatment of certain interests held by decedent's family for purposes of the extension of time for payment of estate tax provided by Section 6166. Page 34610

Rejected: Kennedy amendment No. 3890, to disallow 50% of the deduction for business meals, with the change to be phased in over a three-year period (tabled by 49 yeas to 9 nays): Page 34594

Also during consideration of this bill today, Senate (1) debated Glenn amendment No. 3681 (to Muskie amendment No. 3678), to require periodic review and reauthorization of tax expenditure provisions of the law, and, by 38 yeas to 45 nays, rejected motion to table the amendment; (2) took up Nelson unprinted amendment No. 2019 (amendment No. 4049), embodying the Full Employment Act (motion to close further debate on this amendment was filed); and (3) debated Heinz unprinted amendment No. 2027 (amendment No. 4078), to provide an energy credit for the elderly (vote on this amendment will occur at 3:20 p.m. on Monday, October 9).

Also, by unanimous consent agreement, cloture motion on the bill, entered on Friday, October 6, was made applicable instead to the committee amendment in the nature of a substitute. Pages 34504–34530, 34549, 34611

Bill Indefinitely Postponed: S. Res. 567, budget act waiver re H.R. 10587 was indefinitely postponed.

Page 34655

Statements on Introduced Bills: Pages 34612–34621

Amendments Submitted for Printing:

Pages 34621–34628

Additional Statements: Pages 34628–34649

Nomination: Senate received the nomination of John P. White, of California, to be Deputy Director of the Office of Management and Budget. Page 34672

Record Votes: Five record votes were taken today.

Pages 34530, 34549, 34585–34586, 34599

Recess: Senate met at 8:30 a.m. and recessed at 8:50 p.m.

Page 34672

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at 10 a.m. on Tuesday, October 10.

Committee Meetings

No meetings were held.

Joint Committee Meeting

CETA

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 2570, authorizing funds through fiscal year 1979 for the Comprehensive Employment and Training Act, but did not complete action thereon and will meet again on Monday, October 9.

Monday, October 9, 1978

Senate

Chamber Action

Routine Proceedings, pages 34685–34863

Bills Introduced: Five bills and one resolution were introduced, as follows: S. 3580–3584; and S. Res. 581.

Pages 34832–34833

Bills Reported: Reports were made as follows:

H.R. 39, designating and adding certain lands in Alaska to the National Parks, National Wild and Scenic Rivers, and National Wilderness Preservation Systems, with amendment, together with minority and supplemental views (S. Rept. 95-1300).

S. 1403, to convey certain lands to the University of New Mexico, with amendments (S. Rept. 95-1301).

Special Report of Committee on Energy and Natural Resources on allocation of funding for programs under its jurisdiction contained in the second concurrent resolution on the budget (S. Rept. 95-1302).

H.R. 9937, authorizing the Administrator of General Services to conduct future sales of the Carson City Silver dollars under such terms and conditions as he deems proper (S. Rept. 95-1303).

S. 3581, to strike and furnish to the U.S. Capitol Historical Society a national medal commemorating an historic event and/or personality of the American Revolution during 1778 (S. Rept. 95-1304).

H.R. 12349, adding certain lands in the Shoshone National Forest, Wyoming, generally depicted as the Du-Noir Basin, Washakie Wilderness, with amendments (S. Rept. 95-1305).

H.R. 12973, increasing the permanent ceiling on Federal spending for social service programs under Social Security Act, with amendment (S. Rept. 95-1306).

H.R. 5551, to permit duty-free entry through June 30, 1980 of 2-methyl 4-chlorophenol, a chemical used in the production of certain herbicides, with amendment (S. Rept. 95-1307).

S. Res. 475, expressing Senate disapproval of the proposed Internal Revenue Service reorganization involving the elimination of certain positions in twelve of the smallest district offices (S. Rept. 95-1308).

S. Res. 576, to waive section 303(a) of the Congressional Budget Act with respect to Senate consideration of an amendment intended to be proposed by Senator Kennedy to H.R. 13511, to reduce income taxes (S. Rept. 95-1309). Page 34832

Bills Passed:

Wisconsin wilderness lands: Committee on Energy and Natural Resources was discharged from the further consideration of H.R. 12264, to designate certain areas in Wisconsin as components of the National Wilderness Preservation System, and the bill was then passed without amendment and cleared for the President.

Pages 34717–34718

American K2 Expedition: Senate agreed to S. Res. 581, commending the American K2 Expedition group for its recent successes in the Karakoram range of the Himalayas in Pakistan. Pages 34771–34772

Retired Comptroller General: Senate passed with committee amendment and sent to the House S. 3412, to provide cost-of-living adjustments in the annuity of a retired Comptroller General. Pages 34846–34847

Minnesota wilderness: Senate passed with committee amendment and returned to the House H.R. 12250, designating a Boundary Waters Canoe Area Wilderness and establishing a Boundary Waters Mining Protection Area along the Minnesota-Canadian border. Senate insisted on its amendment, requested conference with the House, and appointed as conferees Senators Jackson, Abourezk, Metzenbaum, Church, Johnston, Bumpers, Anderson, Matsunaga, Hansen, Hatfield of Oregon, McClure, and Weicker. Pages 34887–34853

Distribution of Government publications: Senate passed and cleared for the House S. 3578, transferring to the Superintendent of Documents the function of distributing Government publications to certain foreign governments. Pages 34853–34854

Printing: Senate agreed to S. Con. Res. 108, to print as a Senate document the prayers of the Senate Chaplain during the 95th Congress. Page 34854

Printing: Senate agreed to S. Res. 559, to print as a Senate document the report entitled "Highway Needs To Solve Energy Problems". Page 34854

Toiyabe National Forest: Senate passed with committee amendment and cleared for the House S. 2774, to extend the boundaries of the Toiyabe National Forest, Nevada. Page 34854

Public Utility Rates: By 76 yeas to 13 nays, Senate agreed to the conference report on H.R. 4018, to suspend the duty on certain doxorubicin hydrochloride antibiotics, and to encourage energy conservation in utility systems cleared for House action.

Pages 34762–34771, 34780

Energy Conservation Policy: By 86 yeas to 3 nays, Senate agreed to the conference report on H.R. 5037, a private bill, and to establish a comprehensive National Energy Conservation Policy cleared for House action.

Pages 34780–34781

Electronic Surveillance: Senate agreed to the conference report on S. 1566, to establish procedures for electronic surveillance to obtain intelligence information—cleared for House action. Pages 34844–34845

Health Maintenance Organizations: Senate disagreed to the House amendments to S. 2534, extending through fiscal year 1984 health maintenance organization programs, requested conference with the House, and appointed as conferees Senators Kennedy, Nelson, Pell, Hathaway, Williams, Schweiker, Javits, and Chafee.

Pages 34854–34857

Health Services: Senate disagreed to the House amendments to S. 2466, to extend programs for health services research and to create an Office of Health Technology, requested conference with the House, and appointed as conferees Senators Kennedy, Nelson, Pell, Hathaway, Williams, Schweiker, Javits, and Chafee.

Pages 34857–34861

Nurse Training: Senate disagreed to the House amendment to S. 2416, to extend through fiscal year 1980 programs of assistance for nurse training, requested conference with the House, and appointed as conferees Senators Kennedy, Nelson, Pell, Hathaway, Williams, Schweiker, Javits, and Chafee. Pages 34861–34862

Cigarette Racketeering: Senate disagreed to the House amendments to S. 1487, to eliminate racketeering in the sale and distribution of cigarettes, agreed to conference with the House, and appointed as conferees Senators Eastland, Kennedy, Biden, Thurmond, and Hatch.

Pages 34862–34863

Taxation: Senate continued consideration of H.R. 13511, to reduce income taxes, taking action on amendments proposed thereto, as follows:

Adopted:

(1) Moynihan unprinted amendment No. 2032, to add a new Title embodying a program for child adoption assistance; Page 34707

(2) Long unprinted amendment No. 2037, expressing the sense of the Senate that the Senate conferees limit revenue loss from the bill to an extent that is responsible; Page 34728

(3) Culver unprinted amendment No. 2038 (as a substitute for Wallop amendment No. 3990), to broaden the class of programs for which payments are excluded and to provide for the recapture of excluded amounts in the case of early dispositions; Page 34731

(4) Wallop amendment No. 3990, as amended. Page 34733

(5) Culver unprinted amendment No. 2039, to allow an additional carryback of seven years for excessive net operating losses attributable to product liability losses; Page 34733

(6) Clark unprinted amendment No. 2043, to expand IRS authority to subordinate tax liens arising as a result of a special estate tax valuation election under Sec. 2032A; Page 34742

(7) Clark amendment No. 3844, to increase from $1,500 to $5,000 jurisdictional amount applicable to small tax case procedure of the U.S. Tax Court; Page 34743

(8) Long unprinted amendment No. 2044, making numerous technical and correcting amendments to the Tax Reform Act of 1976; Page 34744

(9) Moynihan amendment No. 3976, to allow employees of nonprofit organizations to transfer assets of their prior retirement plans to such plans of a new employer; Page 34759

(10) Moynihan amendment No. 3978, to provide that sponsors of a housing project, as well as a bank, be treated as a tenant stockholder for a period of three years; Page 34760

(11) Modified Melcher unprinted amendment No. 2034, to give the decedent's and spouse's services adequate consideration in determining estate tax basis for jointly owned farms or business interests; Page 34784

(12) By 65 yeas to 20 nays, Nunn amendment No. 4084, to provide for additional deductions in individual income tax rates during calendar years 1980, 1981, and 1983, contingent, for each additional reduction, upon the Federal government meeting certain limitations on Federal spending; Page 34807

(13) Modified Bayh amendment No. 3992, to increase capital expenditure allowance with respect to which $12 million small issue rule applies in case of urban development action grant facilities; and Page 34820

(14) Durkin amendment No. 4021, to study ways to simplify Federal individual income tax forms and instructions. Page 34821

Rejected:

(1) Church amendment No. 3901, to provide for the taxation of the earnings and profits of controlled foreign corporations (tabled by 61 yeas to 17 nays); Page 34734

(2) Modified Hart amendment No. 4059, to provide for reduction in individual income tax rates beginning in 1980 conditioned upon Federal spending and the Federal deficit being held within certain maximum limits; Page 34795

Also, by unanimous consent it was agreed that the committee amendment be deemed to be amended in a similar manner as the bill was amended by adoption of amendment No. 3589 on October 6, 1978.

During consideration of this bill today, Senate, by 62 yeas to 28 nays, three-fifths of the Senators duly chosen and sworn having voted in the affirmative, agreed to motion to close further debate on committee amendment in the nature of a substitute for the bill. Subsequent to this action, the following amendments were ruled out of order:

Heinz amendment No. 4078, energy credit for the elderly (Chair sustained by 65 yeas to 22 nays); Page 34772

Nelson amendment No. 4049—proposed Full Employment Act; Page 34781

Glenn amendment No. 3681 (to Muskie amendment No. 3678), providing for review of tax expenditure provisions; Page 34781

Muskie amendment No. 3678, proposed Sunset Act; Page 34781

Hatch unprinted amendments Nos. 2031 and 2033; Page 34784

Helms unprinted amendment No. 2040. Page 34742

Pages 34721–34780, 34781–34832

Statements on Introduced Bills: Pages 34833–34834

Amendments Submitted for Printing: Pages 34834–34838

Additional Statements: Pages 34838–34844

Record Votes: Six record votes were taken today.

Pages 34741–34742, 34775, 34780–34781, 34816

Recess: Senate met at 9:45 a.m. and recessed at 11:13 p.m. Page 34863

Committee Meeting

NATIONAL HEALTH INSURANCE

Committee on Human Resources: Committee began hearings to examine the need for a national health insurance program. Witnesses heard were Mr. and Mrs. Gossling, Martlack, Saskatchewan; Mr. and Mrs. Laverne D. Ervin, Saskatoon, Saskatchewan; Mrs. Andrew Wilsack, Hamilton, Ontario; Mr. and Mrs. Richard Polewzuck, Montreal, Quebec; Mr. and Mrs. Walter Griffin, Toronto, Ontario; Mrs. Mary Cihak, McGrath, Minnesota; Mr. and Mrs. Ed Churchill, Louisville, Kentucky; Mrs. Fred Sheagley, Kokomo, Indiana; Mr. and Mrs. Emory Howell, Smokey Hollow, Georgia; Mr. Leonard Hurst, Windsor, Ontario; Mr. and Mrs. Daniel Corbett, Newton, Massachusetts; and Mrs. Elizabeth Wolf, Cincinnati, Ohio.

Hearings continue tomorrow.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at 10 a.m. on Tuesday, October 10.

Committee Meetings

No meetings were held.

Joint Committee Meetings

DEFENSE APPROPRIATIONS

Conferees continued, in open and closed session, to resolve the differences between the Senate- and House-passed versions of H.R. 13635, making appropriations for the Defense Establishment for fiscal year 1979, but did not complete action thereon and will meet again tomorrow.

CETA

Conferees continued in an evening session to resolve the differences between the Senate- and House-passed versions of S. 2570, authorizing funds through fiscal year 1979 for the Comprehensive Employment and Training Act.

Tuesday, October 10, 1978

Senate

Chamber Action

Routine Proceedings, pages 35198–35420

Bills Introduced: Three bills and four resolutions were introduced, as follows: S. 3585–3587; S. Con. Res. 109–110; and S. Res. 582–583. Page 35378

Bills Reported: Reports were made as follows:

H.R. 9434, increasing Federal Medicaid matching funds to Puerto Rico, the Virgin Islands, and Guam, with amendment (S. Rept. 95–1310).

H.R. 10848, to provide that an individual who applies for supplemental security income benefits on the basis of disability shall be considered presumptively disabled if he has received social security or supplemental security income benefits as a disabled individual within the preceding five years, with amendments (S. Rept. 95–1311).

H.R. 12972, establishing a new type of disability benefits program for severely disabled people who return to work, with an amendment (S. Rept. 95–1312).

H.R. 11711, to broaden the coverage of assistance to workers and firms that are dislocated as a result of Federal government policies to encourage increased foreign trade, with amendments (S. Rept. 95–1313).

Special Report of Select Committee on Ethics on the Korean Influence Inquiry (S. Rept. 95–1314).

Conference Report on S. 3447, to strengthen the economy of the United States through increased sales abroad of American agricultural products (S. Rept. 95–1315).

H.R. 8389, authorizing the President to present a gold medal to the widow of Robert F. Kennedy (S. Rept. 95–1316).

S. Res. 582, expressing the sense of the Senate with respect to the situation in Lebanon (without written report). Pages 35376–35378

Bills Passed:

Taxation: By 86 yeas to 4 nays, Senate passed H.R. 13511, to reduce income taxes, after agreeing to committee amendment in the nature of a substitute, and taking action on additional proposed amendments, as follows:

Adopted:

(1) Long amendment No. 4494, to amend the Revenue Act of 1978 regarding the time for making contributions to employee stock ownership plans; Page 35202

(2) Long amendment No. 4493, to establish voting rights for participants in qualified plans which invest in employer securities; Page 35203

(3) Morgan amendment No. 3851, to make permanent the ceiling on Title XX funds and eliminate the child care set-aside after fiscal year 1979; Page 35207

(4) By 62 yeas to 25 nays, Nelson amendment No. 4483, to provide for accelerated depreciation for small business; Page 35236

(5) DeConcini amendment No. 4486, providing for tentative refund adjustment in matters involving amounts held under claims of right; Page 35234

(6) By 60 yeas to 30 nays, Danforth amendment No. 4056, to reduce the corporate tax rate to 44 percent over the period 1979 through 1981; Page 35239

(7) By 73 yeas to 18 nays, modified Church amendment No. 4031, to provide a one-time $100,000 exclusion of gain from the sale of a principal residence of an individual who has attained age 55 or is disabled; Page 35241

(8) Modified Javits amendment No. 4032, to extend the targeted jobs tax credit to certain 16- and 17-year-olds; Page 35246

(9) Bumpers amendment No. 4487, to eliminate requirement that married taxpayers must file a joint return in order to benefit from the exclusion for disability payments; Page 35283

(10) Javits amendment No. 4123, to eliminate the bias in favor of new residential construction as opposed to low income housing rehabilitation caused by application of the minimum and the maximum tax; Page 35290

(11) Moynihan amendment No. 2046, making several technical and clerical corrections in the bill; Page 35272

(12) Bellmon amendment No. 3982, providing a credit against tax for certain taxes paid as a result of the retroactive application of the minimum tax on intangible drilling costs; and Page 35297

(13) Griffin amendment No. 4152, to amend the Involuntary Conversion provisions of the Internal Revenue Code with regard to Replacement of Livestock With Other Farm Property. Page 35298

Rejected:

(1) Danforth amendment No. 4054, to reduce the corporate tax rate to 44 percent over the period 1979 through 1981 (tabled by 44 yeas to 37 nays); Page 35209

(2) By 10 yeas to 82 nays, Kennedy amendment No. 3889, to delete the provision increasing the capital gain exclusion from 50 percent to 70 percent; Page 35247

(3) Kennedy amendment No. 4127, to disallow deduction of entertainment costs and deduction for business meals in excess of $25 per person per meal (tabled by 70 yeas to 22 nays); and Page 35263

(4) Glenn amendment No. 4153, to apply the Sunset process to tax incentives in the bill (tabled by 50 yeas to 41 nays). Page 35265

During consideration of this bill today, several amendments were ruled out of order. By 49 yeas to 42 nays, Senate sustained the Chair when it ruled out of order, on grounds that it was in violation of the Congressional Budget Act, Helms amendment No. 3850, to delete from the bill provision to repeal law allowing deduction for gasoline taxes (motion to reconsider tabled by 50 yeas to 41 nays). Page 35268

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Long, Talmadge, Ribicoff, Harry F. Byrd, Jr., Nelson, Gravel, Bentsen, Matsunaga, Moynihan, Curtis, Hansen, Dole, Packwood, and Roth. Page 35333

Pages 35202–35333

Budget Act waiver: Senate agreed to S. Res. 566, to waive Section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 3392, solar energy. Page 35365

Solar energy: Committee on Energy and Natural Resources was discharged from the further consideration of H.R. 12874, to accelerate the use of solar energy as a source of electric power, and the bill was then passed after striking all after the enacting clause and inserting in lieu thereof text of Senate companion bill, S. 3392, which had at first been amended by adoption of committee amendment in the nature of a substitute, as amended by Matsunaga unprinted amendment No. 2049, of a technical and clerical nature.

S. 3392 was then indefinitely postponed.

Pages 35365–35371

Refugees: Committee on the Judiciary was discharged from the further consideration of H.R. 12509, to continue funding of the Indochina Refugee Assistance Program and the bill was then passed after agreeing to Cranston unprinted amendment No. 2050, in the nature of a substitute bill.

S. 3309, a related Senate bill, was then indefinitely postponed. Pages 35371–35372

Death of Representative Metcalfe: Senate agreed to S. Res. 583, expressing the sorrow of the Senate on the announcement of the death of the late Representative Ralph H. Metcalfe. Page 35289

Black lung trust contributions: Senate passed without amendment and cleared for the President H.R. 13167, to insure that the tax deduction for contributions to a black lung benefit trust be allowed for any such contributions which are made for the purpose of satisfying unfunded future liability. Pages 35333–35338

Taxation and Locks and Dam 26: Committee on Finance was discharged from the further consideration of H.R. 8533, to clarify exemption from political organization taxable income for proceeds from bingo and related games, and the bill was then passed after agreeing to Long unprinted amendment No. 2047, which would (1) authorize replacement of Locks and Dam 26, (2) provide for development of a management plan for the Upper Mississippi River System, (3) impose an excise tax on fuel used by cargo vessels, and (4) provide a study with respect to inland waterway user taxes and charges.

Pages 35338–35347

Motor pool vehicles: Committee on Governmental Affairs was discharged from the further consideration of H.R. 13767, to permit the recovery of replacement costs of motor vehicles and other related equipment and supplies, and the bill was then passed without amendment and cleared for the President. Page 35373

Enrollment correction: Senate agreed to S. Con. Res. 110, to authorize corrections in the enrollment of S. 2640, to reform the Civil Service laws. Pages 35374–35375

Small Business Administration: Senate agreed to the conference report on H.R. 11318, to amend and extend programs administered by the Small Business Administration, thereby clearing the measure for the President.

Pages 35204–35205

Librarian of Congress: Senate agreed to the House amendments to S. 1626, to exclude the Librarian of Congress from accruing annual and sick leave, thereby clearing the measure for the President. Pages 35372–35373

Nuclear Regulatory Commission: Senate disagreed to the House amendments to S. 2584, to authorize funds for the Nuclear Regulatory Commission for fiscal year 1979, requested conference with the House, and appointed as conferees Senators Hart, Randolph, and Domenici.

Pages 35373–34374

Full Employment: Senate took up H.R. 50, Full Employment and Balanced Growth Act. Pending at recess was Nelson amendment No. 4532, in the nature of a substitute bill. Pages 35347–35365

Message From the House: Page 35375

Communications: Page 35375

Amendments Submitted for Printing:

Pages 35378–35387

Additional Statements: Pages 35387–35419

Confirmations: Senate confirmed the following nominations:

Richard W. Petree, of Virginia, to be Alternate Representative of the United States for Special Political Affairs in the United Nations with the rank of Ambassador;

Marshall W. Wiley, of Florida, to be Ambassador to the Sultanate of Oman;

Goodwin Cooke, of Connecticut, to be Ambassador to the Central African Empire;

Marvin S. Cohen, of Arizona, to be a Member of the Civil Aeronautics Board;

Thomas S. Williamson, Jr., of the District of Colum-

bia, to be Deputy Inspector General, Department of Energy;

Armando M. Rodriguez, of California, and J. Clay Smith, Jr., of the District of Columbia, each to be a Member of the Equal Employment Opportunity Commission;

B. Avant Edenfield, to be U.S. district judge for the southern district of Georgia;

Samuel D. Zagoria, of Maryland, to be a Commissioner of the Consumer Product Safety Commission.

George S. Ives, of Maryland, to be a Member of the National Mediation Board; and

Sundry nominations in the Diplomatic and Foreign Service. Page 35420

Record Votes: Ten record votes were taken today.

Pages 35213, 35237, 35241, 35246, 35262–35263, 35265, 35268, 35288, 35289, 35333

Recess: Senate met at 7:30 a.m. and, as a further mark of respect to the late Representative Metcalfe, recessed at 9:35 p.m. Page 35420

Committee Meetings

GLIDE BOMB

Committee on Appropriations: Subcommittee on Defense held closed hearings on the GBU-15 modular guided glide bomb, receiving testimony from J. H. Stolarow, Director of Procurement and Systems Acquisition Division, General Accounting Office; and Robert Moore, Deputy Under Secretary of Defense for Research and Engineering.

Subcommittee recessed subject to call.

D.C. PROPERTY

Committee on Appropriations: Subcommittee on the District of Columbia held hearings on a proposed second campus for the University of the District of Columbia, and on the proposed Convention Center in the District of Columbia, receiving testimony from Mayor Walter E. Washington, Comer S. Coppie, Director, Office of Budget and Management, and Ben W. Gilbert, Director, Municipal Planning Office, all of the District of Columbia Government, Lisle Carter, University of the District of Columbia, and several public witnesses.

Hearings continue on Thursday, October 12.

MILITARY RECRUITMENT

Committee on Armed Services: Subcommittee on Manpower and Personnel began hearings on alleged abuses in U.S. Marine Corps recruiting practices. Witnesses heard were Senator Metzenbaum; Major Klaus Schreiber, Recruitment, and Staff Sergeant James L. Thompson, both of the U.S. Marine Corps; and Donald Robinette, Robert Bletz, and David Sutton, former recruiters, Cleveland.

Hearings continue on Thursday, October 12.

EXPORT POLICY

Committee on Banking, Housing, and Urban Affairs: Committee began hearings to explore the use of export controls and export credits for foreign policy purposes, receiving testimony from George Ball, New York City; David Packard, Palo Alto, California; Jerry Goodman, National Conference on Soviet Jewry, New York City; and Donald J. Murphy, Pullman, Inc., Chicago.

Hearings continue tomorrow.

SALT BRIEFING

Committee on Foreign Relations: Committee met in closed session to receive a briefing on the status of SALT negotiations from Paul C. Warnke, Director, Arms Control and Disarmament Agency.

COMMITTEE BUSINESS

Committee on Foreign Relations: Committee approved the following business items:

An original resolution (S. Res. 582) expressing the sense of the Senate with respect to the situation in Lebanon; and

The following nominations:

Richard A. Ericson, Jr., of California, to be Ambassador to Iceland;

Samuel Rhea Gammon, of Texas, to be Ambassador to Mauritius;

J. Bruce Llewellyn, of New York, to be President of the Overseas Private Investment Corporation;

Henry D. Owen, of the District of Columbia, to be Ambassador at Large;

Richard B. Parker, of Kansas, to be Ambassador to the Kingdom of Morocco;

Herbert S. Okun, of Maryland, to be State Department SALT Representative at Geneva;

Jane Cahill Pfeiffer, of Connecticut, to be a Member of the General Advisory Committee of the U.S. Arms Control and Disarmament Agency; and

The following-named persons to be U.S. Representatives to the Twentieth Session of the U.N. General Conference of Educational, Scientific, and Cultural Organizations: John E. Reinhardt, of Maryland; Esteban E. Torres, of Virginia; Hale Champion, of the District of Columbia; Sarah G. Power, of Michigan; and William Attwood, of Connecticut; and the following-named persons to be Alternate U.S. Representatives: Mathilde Krim, of New York; Joseph D. Duffey, of the District of Columbia; Maurice A. Ferre, of Florida; Arthur K. Solomon, of Massachusetts; and Leila Fraser, of Wisconsin.

Prior to this action, committee held hearings on the nominations of Messrs. Ericson, Gammon, Llewellyn, Owen, and Parker, where the nominees testified and answered questions on their own behalf.

NATIONAL HEALTH INSURANCE

Committee on Human Resources: Committee continued hearings to examine the need for a national health insurance program. Witnesses heard were George Meany, AFL-CIO, Washington, D.C.; Douglas Fraser, International Union of United Automobile, Aerospace and Agricultural Implement Workers of America, Washington, D.C.; William R. Hutton, National Council of Senior Citizens, Washington, D.C.; Cyril F. Brickfield, American Association of Retired Persons, Washington, D.C.; Dr. James H. Sammons and Dr. William C. Felch, American Medical Association, Washington, D.C; William E. Ryan, Blue Cross and Blue Shield Associations, Washington, D.C.; William Thompson, United Presbyterian Church of the U.S.A., Washington, D.C.; Rabbi Richard Sternberger, American Hebrew Congregation, Washington, DC.; and Rev. Monsignor Lally, U.S. Catholic Conference, Washington, D.C.

Hearings continue on Friday, October 13.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 14270–14280; 1 private bill, H.R. 14281; and 9 resolutions, H.J. Res. 1165, H. Con. Res. 740 and 741, and H. Res. 1417–1422 were introduced. Pages 35194–35195

Bills Reported: Reports were filed as follows:

S. 1503, to provide for the payment of losses incurred as a result of the ban on the use of the chemical Tris in apparel, fabric, year, or fiber, amended (H. Rept. 95–1747);

H.R. 14159, relating to the interim treatment of controversies involving whether certain individuals are employees for purposes of the employment taxes (H. Rept. 95–1748);

Conference report on H.R. 5146, Powerplant and Industrial Fuel Use Act of 1978 (H. Rept. 95–1749);

Conference report on H.R. 4018, Public Utility Regulatory Policies Act (H. Rept. 95–1750);

Conference report on H.R. 5037, National Energy Conservation Policy Act (H. Rept. 95–1751);

Conference report on H.R. 5289, Natural Gas Policy Act of 1978 (H. Rept. 95–1752);

Conference report on H.R. 15, to extend and amend expiring elementary and secondary education programs (H. Rept. 95–1753); and

Conference report on H.R. 12931, making appropriations for Foreign Assistance and related programs for the fiscal year ending September 30, 1979 (H. Rept. 95–1754). Page 35194

Consent Calendar: On the call of the Consent Calendar, the House passed the following:

Cleared for the President:

Transportation expenses of persons released from custody: S. 2411, to amend chapter 315 of title 18, United States Code, to authorize payment of transportation expenses for persons released from custody pending their appearance to face criminal charges before that court, or any other court of the United States in another judicial district.

Sent to the Senate without amendment:

Uniformed Services University of the Health Sciences: H.R. 13903, to amend title 10, United States Code, to provide that a member of the Board of Regents of the Uniformed Services University of the Health Sciences whose term of office has expired shall continue to serve until a successor is appointed; and

United States Code amendment: H.R. 7201, to amend subsection (a) of section 2737 of title 10, United States Code.

Sent to the Senate, amended:

New Mexico constitution amendment: H.J. Res. 747, to consent to an amendment of the constitution of the State of New Mexico to provide a method for executing bases and other contracts for the development and operation of geothermal steam and waters on lands granted or confirmed to such State;

Miller Act amendment: H.R. 3185, to amend the Act commonly known as the Miller Act to raise the dollar amount of contracts to which such Act applies from $2,000 to $50,000. Agreed to amend the title; and

Attorneys and marshals in Northern Mariana Islands: H.R. 13892, to amend title 28 of the United States Code to provide that the requirement that each United States attorney and United States marshal reside in the district for which he is appointed shall not apply to an individual appointed to such a position for the Northern Mariana Islands if such individual is at the same time serving in the same capacity in another district.

Eligible bills not considered:

Passed over without prejudice: S. 2049 and 2075

Pages 34864–35866

Vietnam Veterans Week: House passed H.J. Res. 1147, authorizing and requesting the President to designate the seven-day period beginning on May 28, 1979, as "Vietnam Veterans Week". Pages 34866–34867

Bernardo de Galvez: House agreed to H. Res. 1375, to recognize the contribution of Bernardo de Galvez to the independence of the United States. Page 34867

Tax Treatment of Veterans' Disability Compensation: House passed H.R. 8696, to amend the Internal Revenue Code of 1954 with respect to the tax treatment of an individual who receives a retroactive determina-

tion of eligibility for disability compensation from the Veterans' Administration.

Agreed to the committee amendment in the nature of a substitute.

Agreed to amend the title. Pages 34867–34869

Small Tax Case Procedures: House passed H.R. 13092, to amend the Internal Revenue Code of 1954 to extend the optional small tax case procedures to additional taxpayers, and to make certain changes relating to the authority of commissioners of the Tax Court. Page 34869

Income Averaging With Zero Bracket Amount: House passed H.R. 12532, to amend the Internal Revenue Code of 1954 to provide that the use of the zero bracket amount will not reduce the benefits of income averaging. Pages 35869–35870

Tax Counseling for the Elderly: House passed H.R. 3553, to amend the Internal Revenue Code of 1954 to provide tax counseling for the elderly.

Agreed to the committee amendments. Pages 34870–34871

Tax Treatment of Trustee Services by Private Foundations: House passed H.R. 12592, to amend section 4941 of the Internal Revenue Code of 1954.

Agreed to the committee amendment in the nature of a substitute.

Agreed to amend the title. Pages 34871–34872

Guam and Virgin Islands Taxes: House passed H.R. 13719, to offset the loss in tax revenues incurred by Guam and the Virgin Islands by reason of certain Federal tax reductions. Pages 34872–34873

Suspensions: House voted to suspend the rules and pass the following:

Duty-free entry of certain articles from insular possessions: H.R. 8222, amended, to apply duty-free treatment under certain circumstances to articles produced in the insular possessions of the United States; Pages 34874–34876

Transportation for Girl Scouts: S. 3373, to amend title 10, United States Code, to authorize the Secretary of Defense to provide transportation to the Girl Scouts of the United States of America in connection with International World Friendship Events or Troops on Foreign Soil meetings—cleairng the measure for the President; Pages 34876–34877

Court interpreters: H.R. 14030, amended, to provide more effectively for the use of interpreters in courts of the United States. Subsequently, this passage was vacated and S. 1315, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill; Pages 34877–34883

Private bill: H. Res. 1417, providing for agreeing to Senate amendment No. 1 and the Senate amendment to the title; and disagreeing to Senate amendment No. 2 to H.R. 10161, a private bill; Page 34883

Federal Government pension plan reporting: H.R. 9701, amended, to amend the Budget and Accounting Procedures Act of 1950 to require that the Comptroller General provide for a financial audit with respect to pension plans for officers and employees of the Federal Government and its agencies and instrumentalities, and to require that an annual report, including a financial statement and an actuarial statement, be furnished to the Congress and the Comptroller General with respect to such plans; Pages 34889–34892

Presidential records: H.R. 13500, amended, to amend title 44 to insure the preservation of and public access to the official records of the President; Pages 34892–34897

Horseracing: H.R. 14089, to regulate interstate commerce with respect to parimutuel wagering on horseracing, and to maintain the stability of the horseracing industry. Subsequently, this passage was vacated and S. 1185, a similar Senate-passed bill, was passed in lieu—clearing the measure for the President; Pages 34897–34901

Noise control: H.R. 12647, amended, to extend provisions of the Noise Control Act of 1972 for one year. Subsequently, this passage was vacated and S. 3083, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed; Pages 34901–34905

Services for drug dependent offenders: S. 3336, amended, to enable the Department of Justice and the Administrative Office of the United States Courts to provide services and special supervision to drug dependent Federal offenders in an efficient and effective manner; Pages 34905–34906

Privacy protection for rape victims: H.R. 4727, amended, to amend the Federal Rules of Evidence to provide for the protection of the privacy of rape victims; Pages 34912–34913

Nobel Peace Prize for Soviet Public Groups: H. Res. 1372, supporting the nomination of the Public Groups to Promote Observance of the Helsinki Agreement in the Union of Soviet Socialist Republics for the 1978 Nobel Peace Prize; and Pages 34914–34917

Export-Import Bank extension: H.J. Res. 1157, to amend section 8 of the Export-Import Bank Act of 1945. Page 34917

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 7010, Victims of Crime Act of 1978. Page 34914

Votes on Suspensions Postponed: Pursuant to a special order of October 4, votes on the following 3 Suspensions were postponed and will be the unfinished business of Thursday, October 12:

Tax credit increase for elderly: H.R. 9893, amended, to amend the Internal Revenue Code of 1954 to increase the adjusted gross income limitation on the credit for the elderly, and to increase the amount of such credit; Pages 34873–34874

Dispute resolution: S. 957, amended, to promote commerce by establishing a national goal for the development and maintenance of effective, fair, inexpensive, and expeditious mechanisms for the resolution of consumer controversies; and

Payment of losses from Tris ban: S. 1503, amended, to provide for the payment of losses incurred as a result of the ban on the use of the chemical Tris in apparel, fabric, yarn, or fiber. Pages 34883–34888, 34906–34912

Exchange Stabilization Fund: House agreed, with amendment, to the Senate amendments to the House amendment to S. 2093, to provide that the Exchange Stabilization Fund shall not be available for payment of administrative expenses—returning the measure to the Senate. Page 34918

Tuition Tax Credit: House began consideration of the conference report on H.R. 12050, to amend the Internal Revenue Code of 1954 to provide a Federal income tax credit for tuition; but came to no resolution thereon.

Pending is a vote on a motion to recommit the conference report to the Committee of Conference with instructions that the Managers on the part of the House insist on the House provisions which provide that tuition paid to elementary or secondary schools is eligible for the tax credit and on the provisions that set forth the maximum amount of the credit for tuition paid to elementary and secondary schools. Pursuant to a special order of October 4, the vote on this motion was postponed until Thursday, October 12. Pages 34918–34923

Classification of Bearing Units: House cleared for the President H.R. 8755, to make specific provisions for ball or roller bearing pillow stock, flange, take-up, cartridge, and hangar units in the Tariff Schedules of the United States; by agreeing to the Senate amendments thereto. Pages 34923–34924

Duty Suspension on Waste Metals: House cleared for the President H.R. 12165, to extend until the close of June 30, 1981, the existing suspension of duties on certain metal waste and scrap, unwrought metal, and other articles of metal; by agreeing to the Senate amendments thereto. Pages 34924–34925

Tax Law Revision: House agreed to Senate amendments Nos. 1, 2, 3, 4, and 5; agreed, with amendments, to Senate amendments Nos. 6 and 8; and disagreed to Senate amendment No. 7 to H.R. 7320, to revise miscellaneous timing requirements of the revenue laws—returning the measure to the Senate. Pages 34925–34926

Duty Suspension on Zinc: House agreed to Senate amendments Nos. 1, 2, 3, 4, 5, and 6, and the Senate amendment to the title; agreed, with amendment, to Senate amendment No. 8; and disagreed to Senate amendment No. 7 to H.R. 9911, to continue until the close of June 30, 1981, the existing suspension on duties on certain forms of zinc—returning the measure to the Senate. Pages 34926–34927

Civil Air Patrol: House passed H.R. 6237, to amend section 9441 of title 10, United States Code, to provide for the budgeting by the Secretary of Defense, the authorization of appropriations, and the use of those appropriated funds by the Secretary of the Air Force, for certain specified purposes to assist the Civil Air Patrol in providing services in connection with the noncombatant mission of the Air Force.

Agreed to the committee amendments. Pages 34927–34928

Firefighters Memorial Sunday: House cleared for the President H.J. Res. 685, to designate October 7, 1979, the Sunday of "Fire Prevention Week" as "Firefighters' Memorial Sunday"; by agreeing to the Senate amendments thereto. Page 34928

Thanksgiving: House agreed to S. Con. Res. 32, relating to broadening the observance of Thanksgiving to an occasion of sharing our plenty with the hungry of other lands.

Agreed to a committee amendment. Page 34929

Cosponsorship of House Measures: House agreed to H. Res. 86, amending rule XXII of the Rules of the House of Representatives to remove the limitation on the number of Members who may introduce jointly any bill, memorial, or resolution, and to provide for the addition and deletion of names of Members as sponsors after the introduction of a bill, memorial, or resolution.

Agreed to the committee amendment in the nature of a substitute.

Agreed to amend the title. Pages 34929–34931

Health Services Planning: House completed all general debate on H.R. 11488, to amend titles XV and XVI of the Public Health Service Act to revise and extend the authorities and requirements under those titles for health planning and health resources development; but came to no resolution thereon. Proceedings under the 5-minute rule will continue at a later date. Pages 34931–34936

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 10173, to amend title 38, United States Code, to improve the pension programs for veterans, and survivors of veterans, of the Mexican border period, World War I, World War II, the Korean conflict, and the Vietnam era. Page 34936

Biomedical Research and Training: House completed all general debate on H.R. 12347, to amend the Public Health Service Act to revise and extend the programs of assistance for libraries of medicine and the programs of the National Heart, Lung, and Blood Institute and the National Cancer Institute, and to revise and extend

the program for National Research Service Awards; but came to no resolution thereon. Proceedings under the 5-minute rule will continue at a later date.

Pages 34936–34940

AFDC Assistance: House completed all general debate on H.R. 13335, to amend part A of title IV of the Social Security Act to provide additional fiscal relief for States and political subdivisions with respect to the costs of certain welfare programs; but came to no resolution thereon. Proceedings under the 5-minute rule will continue at a later date. Pages 34940–34946

Presidential Message—Vietnam Veterans: Received and read a message from the President wherein he transmits a report on the progress of veterans of the Vietnam era, and describes proposed actions to respond to the special problems a number of these veterans still face—referred to the Committee of the Whole House on the State of the Union and ordered printed (H. Doc. 95-396). Pages 34946–34948

Child Nutrition: House completed all general debate on H.R. 12511, to extend for one year the child care food program of the National School Lunch Act and the women, infants, and children program of the Child Nutrition Act of 1966; but came to no resolution thereon. Proceedings under the 5-minute rule will continue at a later date. Pages 34948–34954

Late Reports: Conferees received permission to file a conference report by midnight tonight on H.R. 15, to extend and amend expiring elementary and secondary education programs; and

Conferees received permission to file a conference report by midnight tonight on H.R. 12931, making appropriations for Foreign Assistance and related programs for the fiscal year ending September 30, 1979.

Page 34954

Printing: House agreed to the following resolutions authorizing printing:

H. Res. 1418, to provide for the printing of additional copies of the conference report on the Powerplant and Industrial Fuel Use Act of 1978;

H. Res. 1419, to provide for the printing of additional copies of the conference report on the Public Utilities Regulatory Policies Act;

H. Res. 1420, to provide for the printing of additional copies of the conference report on the National Energy Conservation Policy Act; and

H. Res. 1421, to provide for the printing of additional copies of the conference report on the Natural Gas Policy Act of 1978. Page 35088

Federal Life and Health Benefits: House agreed, with amendment, to the Senate amendment to H.R. 4319, to amend subchapter III of chapter 83 of title 5, United States Code, to provide that employees who retire after 5 years of service, in certain instances, may be eligible to retain their life and health insurance benefits—returning the measure to the Senate. Pages 35089–35090

Boundary Areas Canoe Area: Objection was heard to a request to disagree to the Senate amendment to H.R. 12250, to designate the Boundary Waters Canoe Area Wilderness, and to establish the Boundary Waters Canoe Area Mining Protection Areas; and agree to a conference. Page 35090

Navajo-Hopi Relocation Commission: House agreed, with amendment, to the Senate amendment to H.R. 11092, to increase the authorization of appropriations under the Act of December 22, 1974 (88 Stat. 1712)—returning the measure to the Senate. Pages 35090–35092

Hawaiian Lands: House passed S. 1318, to permit the State of Hawaii to use the proceeds from the sale, lease, or other disposition of certain real property for any public purpose—clearing the measure for the President.

Page 35092

National Parks: By unanimous consent, the Clerk was authorized to make a technical correction in the engrossed copy of the House amendment to S. 491, to amend the Act entitled "An Act to authorize establishment of the Fort Union Trading Post National Historic Site, North Dakota and Montana". Pages 25092–35093

Public Grazing Lands: By a voice vote, the House agreed to the conference report on H.R. 10587, to improve the range conditions of the public grazing lands—clearing the measure for Senate action.

Subsequently, agreed to H. Con. Res. 740, authorizing the Clerk to make certain corrections in the enrollment of H.R. 10587. Pages 35093–35094

Condolence Resolution: House agreed to H. Res. 1422, expressing the condolences of the House on the death of Representative Metcalfe. Page 35194

Referrals: Three Senate-passed measures were referred to the appropriate House committees. Pages 35194

Adjournment: Adjourned at 5:08 p.m.

Committee Meetings

LIMITATION OF CONVENTIONAL ARMS TRANSFER

Committee on Armed Services: Subcommittee on Intelligence and Military Application of Nuclear Energy Panel on Indian Ocean Forces Limitation and Conventional Arms Transfer Limitation held a hearing on limitation of conventional arms transfer and on the limitation of arms in the Indian Ocean. Testimony was heard from Brig. Gen. Irwin P. Graham, Deputy Director, and RAdm. James A. Lyons, Assistant Deputy Director, Politico-Military Affairs, Joint Chiefs of Staff; and a representative of the Office of Assistant Secretary of Defense for International Security Affairs.

STANDARDIZATION AMONG NATO ALLIES

Committee on Armed Services: Special Subcommittee on NATO Standardization, Interoperability and Readiness held a hearing on the Administration's initiatives for increasing standardization and interoperability among the NATO Allies. Testimony was heard from Deputy Secretary of State Warren Christopher.

Joint Committee Meetings

ECONOMIC OPPORTUNITY

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 7577, extending through fiscal year 1981 certain programs administered under the Economic Opportunity Act.

DEFENSE APPROPRIATIONS

Conferees, in open and closed sessions, agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 13635, making appropriations for the Defense Establishment for fiscal year 1979.

CETA

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 2570, authorizing funds through fiscal year 1979 for the Comprehensive Employment and Training Act.

MAGISTRATES' JURISDICTION

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 1613, to improve access to the Federal courts by enlarging the civil and criminal jurisdictions of United States magistrates, but did not complete action thereon and will meet again tomorrow.

FEDERAL AID HIGHWAYS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of Title II (Highway Safety) of H.R. 11733, authorizing funds for the Federal Aid Highway Program.

Also, *Conferees* continued to resolve the differences between the Senate- and House-passed versions of Title I (Federal Aid Highway) of H.R. 11733, but did not complete action thereon and will meet again tomorrow.

Wednesday, October 11, 1978

Senate

Chamber Action

Routine Proceedings, pages 35443–35599

Bills Introduced: Seven resolutions were introduced, as follows: S. Con. Res. 111–112; and S. Res. 584–588.

Pages 35463–35576

Bills Reported: Reports were made as follows:

H.J. Res. 1139, making continuing appropriations for fiscal year 1979, with amendment (S. Rept. 95-1317).

Special Report of Committee on Appropriations on allocation to its Subcommittees of budget totals from the second concurrent resolution for the fiscal year 1979 budget (S. Rept. 95-1318).

S. Res. 585, authorizing $47,840 for purchase of Senate calendars by Committee on Rules and Administration (S. Rept. 95-1319).

S. Res. 584, to amend the Senate Rules to allow the defraying of office expenses incurred in connection with official duties from funds derived from certain political committees, together with minority views (S. Rept. 95-1320—referred to Committee on Rules and Administration).

H.R. 4533, a private bill (S. Rept. 95-1321).

S. 1974, to provide that agencies consider alternative regulatory proposals in the promulgation of agency rules, regulations, and reporting requirements, with amendment (S. Rept. 95-1322).

H.R. 9075, a private bill (S. Rept. 95-1323).

Conference Report on H.R. 5263, to continue extension of the duty on bicycle parts, and to provide tax incentives for the production and conservation of energy (S. Rept. 95-1324).

S. Res. 586, authorizing payment of a gratuity to a survivor of a deceased Senate employee (without written report). Page 35575

Bills Passed:

SBA volunteer counseling programs: Senate passed without amendment and cleared for the President H.R. 13418, to insert in the Small Business Act those provisions of the Domestic Volunteer Service Act which govern the operation of SBA volunteer counseling programs. Pages 35445–35446

Enrollment corrections: Senate agreed to H. Con. Res. 739, authorizing corrections in enrollment of H.R. 11318, to amend and extend programs administered by the Small Business Administration. Page 35463

Enrollment corrections: Senate agreed to S. Con. Res. 111, authorizing corrections in the enrollment of H.R. 11445, fiscal year 1979 SBA authorizations.

Page 35464

Pages 35445–35446, 35448–35463

Territorial lands: Senate passed with committee amendment and cleared for the House S. 3371, to repeal certain provisions of law establishing limits on amount of land that certain religious corporations may hold in any Territory of the United States. Page 35515

Santa Cruz Dam: Senate passed with committee amendment and cleared for the House S. 3158, authorizing the Secretary of the Interior to investigate the feasibility of rehabilitating and improving the existing Santa Cruz Dam, New Mexico. Pages 35515–35516

Enrollment correction: Senate agreed to H. Con. Res. 730, authorizing correction in the enrollment of H.R. 12255, proposed Older Americans Act Amendments of 1978. Page 35516

Enrollment correction: Senate agreed to S. Con. Res. 112, authorizing corrections in the enrollment of S. 555, to promote the integrity of public officials and institutions. Pages 35521–35524

Governmental Affairs Committee funds: Senate agreed to S. Res. 587, requesting an additional $115,227 for expenses of Committee on Governmental Affairs. Pages 35542–35543

Sunset: By 87 yeas to 1 nay, Senate passed S. 2, to require periodic reauthorization of Government programs, after agreeing to modified Muskie amendment No. 3658, in the nature of a substitute for the bill, as reported, which was subsequently amended by adoption of five amendments proposed thereto, as follows:

(1) Bentsen unprinted amendment No. 2052, seeking to eliminate overlapping or conflicting regulatory policies in the process of program renewal; Page 35489

(2) Roth unprinted amendment No. 2053, to require the appropriate Congressional committees to report on cost effectiveness of programs under consideration; Page 35490

(3) Culver unprinted amendment No. 2054, to provide a "foresight provision" to the programs re-examination procedures; Page 35490

(4) Percy unprinted amendment No. 2055, to require a comprehensive review for sixteen specific major regulatory agencies; and Page 35493

(5) Percy unprinted amendment No. 2056, to add a new Title embodying a proposed Governmental Accountability Act. Page 35496

Pages 35447–35448, 35463–35480, 35484–35514, 35529–35538

Enrollment correction: Senate agreed to H. Con. Res. 740, authorizing corrections in the enrollment of H.R. 10587, authorizing funds to improve conditions of the public grazing lands. Page 35516

SBA Programs: Senate agreed to the conference report on H.R. 11445, authorizing funds for programs administered by the Small Business Administration for fiscal year 1979, thereby clearing the bill for the President. Pages 35445–35446

Public Grazing Lands: Senate agreed to the conference report on H.R. 10587, authorizing funds to improve conditions of the public grazing lands, thereby clearing the bill for the President. Pages 35540–35542

Agricultural Exports: Senate agreed to the conference report on S. 3447, to strengthen the economy of the United States through increased sales abroad of American agricultural products, thereby clearing the bill for House action. Pages 35547–35552

Full Employment: Senate continued consideration of H.R. 50, Full Employment and Balanced Growth Act. Pending at recess was Brooke amendment No. 4534 (unprinted amendment No. 2057), to the bill, embodying text of S. Res. 431, to establish a Senate Fair Employment Relations Board, and Proxmire amendment No. 4535 (U.P. No. 2051) to Nelson substitute amendment No. 4532, to set as a national economic goal the reduction of the ratio of Federal spending to the gross national product. Page 35446

A motion to close further debate on this bill was entered. Page 35444

Pages 35447, 35514–35515, 35520, 35524–35529, 35543–35547, 35553–35569

Presidential Message: Senate received a message from the President transmitting a report on progress being made to assist Vietnam era veterans—referred to Committee on Veterans' Affairs (PM-229). Pages 35570–35572

Vice Presidential Appointment: Vice President appointed Senator Bentsen to attend the North Atlantic Assembly, to be held in Lisbon, Portugal, November 26 and 30, 1978. Page 35567

Change of Legislative Day: Senate adjourned briefly, thereby changing the legislative day. Page 35444

Treaty Approved: Protocol Amending the International Convention for the High Seas Fisheries of the North Pacific Ocean (Exec. J, 95th Cong., 2d sess.) was considered as having passed through its various parliamentary stages up to and including presentation of resolution of ratification, and subsequently, by unanimous vote of 86 yeas, two-thirds of the Senators present and voting having voted in the affirmative, this resolution of ratification was then agreed to. Pages 35516–35517, 35539

Bills Held at the Desk: Page 35542

Bill Placed on the Calendar: H.R. 3185, Miller Act amendments. Page 35575

Message From the President: Pages 35572–35575

Bills Referred: Sundry House-passed bills were referred to appropriate Senate committees. Page 35575

Amendments Submitted for Printing: Page 35576

Additional Statements: Pages 35576–35596

Confirmations: Senate confirmed the following nominations:

Donald K. Petterson, of California, to be Ambassador to the Somali Democratic Republic;

Henry D. Owen, of the District of Columbia, to be Ambassador at Large;

Richard B. Parker, of Kansas, to be Ambassador to the Kingdom of Morocco;

Richard A. Ericson, Jr., of California, to be Ambassador to Iceland;

Samuel Rhea Gammon, of Texas, to be Ambassador to Mauritius;

Herbert S. Okun, of Maryland, to be State Department SALT Representative at Geneva;

J. Bruce Llewellyn, of New York, to be President of the Overseas Private Investment Corporation;

Jane Cahill Pfeiffer, of Connecticut, to be a Member of the General Advisory Committee of the U.S. Arms Control and Disarmament Agency;

The following-named persons to be U.S. Representatives to the Twentieth Session of the U.N. General Conference of Educational, Scientific, and Cultural Organizations: John E. Reinhardt, of Maryland; Esteban E. Torres, of Virginia; Hale Champion, of the District of Columbia; Sarah G. Power, of Michigan; and William Attwood, of Connecticut; and the following-named persons to be Alternate U.S. Representatives: Mathilde Krim, of New York; Joseph D. Duffey, of the District of Columbia; Maurice A. Ferre, of Florida; Arthur K. Solomon, of Massachusetts; and Leila Fraser, of Wisconsin; and

Homer F. Broome, Jr., of California, to be Deputy Administrator for Administration, and Henry S. Dogin, of New York, to be Deputy Administrator for Policy Development, both of the Law Enforcement Assistance Administration. Page 35599

Nominations: Senate received the following nominations:

Howard A. White, of New York, to be a Member of the Board of Directors of the Corporation for Public Broadcasting;

Lewis Manilow, of Illinois, to be a Member of the U.S. Advisory Commission on International Communication, Cultural and Educational Affairs;

The following-named persons to be Members of the National Commission on Social Security: James J. Dillman, of Wisconsin; Milton S. Gwirtzman, of Massachusetts; and David H. Rodgers, of Washington; and

The following-named persons to be Members of the Board of Directors of the Legal Services Corporation: F. William McCalpin, of Missouri; Michael Kantor, of California; Robert J. Kutak, of Nebraska; Revius O. Ortique, Jr., of Louisiana; Howard R. Sacks, of Connecticut; and Ramona Toledo Shump, of Kansas. Page 35599

Record Votes: Two record votes were taken today. Pages 35531, 35539

Recess: Senate met at 8:30 a.m. and recessed at 11 p.m. Page 35599

Committee Meetings

APPROPRIATIONS—CONTINUING

Committee on Appropriations: Committee ordered favorably reported with amendments H.J. Res. 1139, making continuing appropriations for fiscal year 1979. As amended, the resolution would include appropriations for fiscal year 1979 for public works for water and power development, and energy research, and certain programs falling under the jurisdiction of Labor and Health, Education, and Welfare.

EXPORT POLICY

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings to explore the use of export controls and export credits for foreign policy purposes, receiving testimony from Senator Case; C. William Verity, ARMCO, Inc., Middletown, Ohio; George Helland, Weatherford International and Petroleum Equipment Suppliers Association, Houston; and Dean Rusk, University of Georgia, Athens.

Committee recessed subject to call.

INDIAN AFFAIRS COMMITTEE FUNDS

Committee on Rules and Administration: Committee considered S. Res. 575, authorizing supplemental expenditures for the Select Committee on Indian Affairs, but did not complete action thereon and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 7 public bills, H.R. 14282–14288; and 6 resolutions, H.J. Res. 1166, H. Con. Res. 742 and 743, and H. Res. 1423–1425 were introduced. Pages 35831–35832

Bills Reported: Reports were filed as follows:

Conference report on S. 3447, to strengthen the economy of the United States through increased sales abroad of American agricultural products (H. Rept. 95–1755);

Conference report on S. 555, to establish certain Federal agencies, effect certain reorganizations of the Federal Government, to implement certain reforms in the operation of the Federal Government, and to preserve the integrity of public officials and institutions (H. Rept. 95–1756);

H. Res. 1423, providing for the consideration of H.R. 14104, Endangered Species Act Amendments of 1978 (H. Rept. 95–1757);

H. Res. 1424, providing for the consideration of H.R. 11153, Reclamation Safety of Dams Act of 1978 (H. Rept. 95–1758);

H. Res. 1425, providing for the consideration of H.R. 11274, Middle Income Student Assistance Act (H. Rept. 95–1759);

Report of the Committee on Merchant Marine and Fisheries entitled "Allocation of Budget Totals to Subcommittees" (H. Rept. 95–1760);

H.R. 12846, to amend the Internal Revenue Code of 1954 to clarify the application of the investment tax credit to certain enclosures or structures used for the housing, raising, or feeding of poultry or their produce, amended (H. Rept. 95–1761);

Conference report on H.R. 7010, Victims of Crime Act of 1978 (H. Rept. 95-1762);

H.R. 14145, to amend title 28 of the United States Code to make certain changes in the divisions within judicial districts and in the places of holding court, and to require the Director of the Administrative Office of the United States Courts to conduct a study of the judicial business of the Central District of California and the Eastern District of New York, amended (H. Rept. 95-1763);

Conference report on H.R. 13635, making appropriations for the Department of Defense for the fiscal year ending September 30, 1979 (H. Rept. 95-1764);

Conference report on S. 2570, Comprehensive Employment and Training Amendments of 1978 (H. Rept. 95-1765); and

Conference report on H.R. 7577, to amend the Economic Opportunity Act of 1964 (H. Rept. 95-1766).

Page 35831

House Telephone Operators: House agreed to H. Res. 1280, to create an additional position of Assistant Chief Telephone Operator and to abolish five telephone operator positions. Page 35600

Exchange Stabilization Fund: House agreed to Senate amendments Nos. 2 and 3; and agreed, with amendment, to Senate amendment No. 1 to the House amendment to S. 2093, to provide that the Exchange Stabilization Fund shall not be available for payment of administrative expenses—returning the measure to the Senate.

Earlier, the House vacated the proceedings of Tuesday, October 10, whereby it agreed, with amendment, to the Senate amendments to the House amendments to S. 2093. Pages 35600-35601

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 13635, making appropriations for the Department of Defense for the fiscal year ending September 30, 1979.

Page 35607

Printing: House agreed to H. Con. Res. 742, providing for the printing of prayers offered by Reverend Edward Gardiner Latch during the Ninety-fourth and Ninety-fifth Congresses. Page 35607

DOE National Security Programs: House cleared for the President H.R. 11686, to authorize appropriations for the Department of Energy for national security programs for fiscal year 1979; by agreeing to the Senate amendment thereto. Pages 35608-35610

Child Health: House completed all general debate on H.R. 13611, to strengthen and improve the early and periodic screening, diagnosis, and treatment program; but came to no resolution thereon. Proceedings under the 5-minute rule will begin at a later date. Pages 35610-35615

Health Services Amendments: House completed all general debate on H.R. 12370, to amend the Public Health Service Act and related health laws to revise and extend the programs of financial assistance for the delivery of health services; but came to no resolution thereon. Proceedings under the 5-minute rule will begin at a later date. Pages 35615-35625

Late Reports: Conferees received permission to file a conference report by midnight tonight on H.R. 12467, Comprehensive Rehabilitation Services Amendments of 1978;

Conferees received permission to file a conference report by midnight tonight on S. 2570, Comprehensive Employment and Training Amendments of 1978; and

Conferees received permission to file a conference report by midnight tonight on H.R. 7577, to amend the Economic Opportunity Act of 1964. Page 35625

Boundary Areas Canoe Area: House disagreed to the Senate amendment to H.R. 12250, to designate the Boundary Waters Canoe Area Wilderness, and to establish the Boundary Waters Canoe Area Mining Protection Areas; and agreed to a conference. Appointed as conferees: Representatives Phillip Burton, Udall, Kastenmeier, Seiberling, Vento, Skubitz, and Sebelius.

Page 35625

Civil Service Reform: House agreed to S. Con. Res. 110, directing the Secretary of the Senate to make corrections in the enrollment of S. 2640, to reform the civil service laws—clearing the measure. Pages 35625-35626

ConRail Medical Payments: House agreed, with amendment, to the Senate amendment to H.R. 5646, to amend the Regional Rail Reorganization Act of 1973 to require ConRail to make premium payments under certain medical and life insurance policies, to provide that ConRail shall be entitled to a loan under section 211 (h) of such Act in an amount required for such premium payments, and to provide that such premium payments shall be deemed to be expenses of administration of the respective railroads in reorganization—returning the measure to the Senate. Pages 35626-35628

ConRail Authorization: House completed all general debate on H.R. 12161, to amend the Regional Rail Reorganization Act of 1973 to authorize additional appropriations to the United States Railway Association for purposes of purchasing securities of the Consolidated Rail Corporation; but came to no resolution thereon. Proceedings under the 5-minute rule will begin at a later date. Pages 35628-35641

Railroad Safety Authorization: House completed all general debate on H.R. 12577, to amend the Federal Railroad Safety Act of 1970 to authorize additional appropriations; but came to no resolution thereon. Proceedings under the 5-minute rule will begin at a later date.

Pages 35641-35643

Local Rail Service Assistance: House completed all general debate on H.R. 11979, to amend section 5 of the Department of Transportation Act, relating to local rail service assistance; but came to no resolution thereon. Proceedings under the 5-minute rule will begin at a later date. Pages 35643-35645

Amateur Sports: House completed all general debate on S. 2727, to promote and coordinate amateur athletic activity in the United States, to recognize certain rights for amateur athletes, and to provide for the resolution of disputes involving national governing bodies; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to begin on Thursday, October 12. Pages 35645-35649

Sugar Stabilization: By unanimous consent, the Clerk was authorized to make a technical correction in the engrossment of H.R. 13750, to implement the International Sugar Agreement, 1977 between the United States and foreign countries, and to protect the welfare of consumers of sugar and of those engaged in the domestic sugar industry. Page 35672

Nurse Training: House insisted on its amendment to S. 2416, to amend title VIII of the Public Health Service Act to extend for two fiscal years the program of assistance for nurse training; and agreed to a conference. Appointed as conferees: Representatives Staggers, Rogers, Satterfield, Preyer, Scheuer, Carter, and Broyhill.

Page 35672

Health Services Research: House insisted on its amendments to S. 2466, to amend the Public Health Act to extend and revise the assistance programs for health services research and health statistics; and to establish the Office of Health Technology; and agreed to a conference. Appointed as conferees: Representatives Staggers, Rogers, Satterfield, Preyer, Scheuer, Carter, and Broyhill. Page 35673

Health Maintenance Organizations: House insisted on its amendments to S. 2534, to revise and extend the provisions of title XIII of the Public Health Service Act relating to health maintenance organizations; and agreed to a conference. Appointed as conferees: Representatives Staggers, Rogers, Satterfield, Preyer, Scheuer, Carter, and Broyhill. Page 35673

Oregon Trail: House agreed, with amendments, to the Senate amendments to H.R. 6900, to amend the National Trails System Act of 1968 (82 Stat. 919), as amended, to designate the Oregon National Historic Trail and Travelway as a unit of the National Trails System—returning the measure to the Senate.

Pages 35673-35699

Flexible Regulation of Interest Rates: House passed H.R. 14279, to extend the authority for the flexible regulation of interest rates on deposits and accounts in depository institutions. Pages 35699-35700

Consumer Product Safety Authorization: House completed all general debate on H.R. 12442, to amend the Consumer Product Safety Act to extend the authorization of appropriations contained in such Act; but came to no resolution thereon. Proceedings under the 5-minute rule will begin at a later date. Pages 35700-35706

Committee Funds: House agreed to the 2 following resolutions authorizing funds for committees:

H. Res. 1364, providing for the further expenses of the Committee on Interstate and Foreign Commerce; and

H. Res. 1363, to provide funds for the investigations and studies to be conducted by the Committee on Post Office and Civil Service pursuant to H. Res. 1041.

Page 35707

Printing: House agreed to S. Con. Res. 108, authorizing the printing of the prayers of the Chaplain of the Senate during the Ninety-fifth Congress as a Senate document—clearing the measure. Pages 35707-35708

Cost-of-Living Adjustments for a Comptroller General: House passed S. 3412, to provide for cost-of-living adjustments in the annuity of a retired Comptroller General—clearing the measure for the President.

Page 35708

Continuing Appropriations: It was made in order to consider the Senate amendments to H.J. Res. 1139, making continuing appropriations for the fiscal year 1979, on Thursday, October 12, or any day thereafter. Page 35736

Adjournment: Adjourned at 3:15 p.m.

Committee Meetings

D.C. CRIMINAL CODE REVISIONS

Committee on the Distict of Columbia: Subcommittee on the Judiciary met for consideration of amendments to the D.C. Criminal Code.

OLD TECHNOLOGY ALUMINUM WIRING

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued oversight hearings on old technology aluminum wiring. Testimony was heard from L. Gordon Hazzard, Electrical Installation Equipment Manufacturers Association, London, England.

MERCHANT MARINE OFFICER TRAINING

Committee on Merchant Marine and Fisheries: Met and ordered reported favorably to the House report entitled "The Federal Government's Role in Merchant Marine Officer Training."

CHEMICAL SUBSTANCE "ORANGE"

Committee on Veterans' Affairs: Subcommittee on Medical Facilities and Benefits held a hearing on the chemical substance "Orange." Testimony was heard from representatives of Departments of Defense and Health, Education, and Welfare; Veterans' Administration; and Veterans of Foreign Wars.

Joint Committee Meetings

HEALTH MAINTENANCE ORGANIZATIONS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 2534, extending through fiscal year 1984 health maintenance organization programs.

HEALTH SERVICES

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 2466, to extend programs for health services research and to create an Office of Health Technology.

NURSE TRAINING

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 2416, to extend through fiscal year 1980 programs of assistance for nurse training.

MINNESOTA WILDERNESS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 12250, designating the Boundary Waters Canoe Area Wilderness and establishing the Boundary Waters Mining Protection Area along the Minnesota-Canadian border.

MAGISTRATES' JURISDICTION

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 1613, to improve access to the Federal courts by enlarging the civil and criminal jurisdictions of the United States magistrates, but did not complete action thereon and adjourned subject to call.

HOUSING AND COMMUNITY DEVELOPMENT

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 3084, proposed Housing and Community Development Amendments of 1978, but did not complete action thereon and will meet again tomorrow.

Thursday, October 12, 1978

Senate

Chamber Action

Routine Proceedings, pages 35961–36342

Bills Introduced: Ten bills and two resolutions were introduced, as follows: S. 3588–3597; and S. Res. 589–590.

Pages 36271, 36292–36294

Bills Reported: Reports were made as follows:

Conference Report on S. 2570, to authorize funds for programs administered under the Comprehensive Employment and Training Act (S. Rept. 95–1325—filed on Wednesday, October 11, after recess of the Senate).

S. Res. 545, to refer to the Court of Claims S. 3451, a private bill (S. Rept. 95–1326).

Conference Report on H.R. 12250, designating a Boundary Waters Canoe Area Wilderness and establishing a Boundary Waters Mining Protection Area along the Minnesota-Canadian border (S. Rept. 95–1327).

Special Report of Committee on Veterans' Affairs on allocation to its subcommittees of budget totals from the second concurrent resolution for the fiscal year 1979 budget (S. Rept. 95–1328).

Conference Report on H.R. 10173, to improve pension programs for veterans and their survivors (S. Rept. 95–1329).

S. 1112, H.R. 1405, 2756, 3618, 9610, and 1422, private bills, with amendments (S. Repts. 95–1330 to 95–1335, respectively). Pages 36270–36271

Bills Passed:

Carson City silver dollars: Senate passed for return to the House H.R. 9937, authorizing the Administrator of General Services to conduct future sales of Carson City silver dollars under such terms and conditions as he deems proper, after agreeing to Hollings unprinted amendment No. 2058, to prohibit the reduction or elimination in trade negotiations of duties or import restrictions on certain imported textile and textile products.

Pages 35962–36963

Bank deposits: Senate agreed to S. Res. 411, expressing the sense of the Senate that further efforts be made by Federal departments and agencies to channel additional deposits to minority-owned commercial banks.

Pages 35963–35964

FTC rulemaking report: Senate passed S. 3595, to extend from July 5, 1978 to June 30, 1979 time for report to be filed by the Federal Trade Commission on rulemaking procedures. Page 36080

Hospital costs: By 64 yeas to 22 nays, Senate passed H.R. 5285, to clarify the tariff treatment of film strips, sheets, and plates of certain plastics and rubber, and to incorporate therein the proposed Medicare-Medicaid Administrative and Reimbursement Reform Act, after taking action on amendments proposed thereto, as follows:

Adopted:

(1) Committee amendment in the nature of a substitute bill;

(2) Curtis unprinted amendment No. 2062, to clarify that provisions of Section 16 are not applicable to hospital-based physicians; Page 36028

(3) Abourezk unprinted amendment No. 2063, to strike from the bill section clarifying status of professional standards review organizations; Page 36029

(4) Muskie unprinted amendment No. 2065 (to Nelson substitute amendment No. 3478), to exempt from mandatory controls any State which enacted a hospital cost containment proposal prior to the enactment of this bill; Page 36058

(5) Modified Nelson amendment No. 3478, as amended, to establish criteria for determining reasonable costs of hospital services (motion to table rejected by 42 yeas to 47 nays); Page 36046

(6) Modified Dole unprinted amendment No. 2066 (to Nelson amendment No. 3478), providing for Congressional veto of the standby limit on total in-patient reimbursement; Page 36069

(7) Nelson unprinted amendment No. 2067, to provide for a study of availability and need for skilled nursing facility services under Medicare and Medicaid; Page 36072

(8) By 78 yeas to 10 nays, Metzenbaum amendment No. 3684, to revise payments for certain physicians' services; Page 36073

(9) Bumpers unprinted amendment No. 2068, to extend through October 1, 1979, the interim provisions of the Social Security Act (now in effect) with respect to payment for services of physicians rendered in a teaching hospital; Page 36076

(10) Helms unprinted amendment No. 2069, to provide reasonable attorneys' fees for taxpayers involved in cases with the U.S. Government or the Internal Revenue Service; Page 36076

(11) Kennedy unprinted amendment No. 2070, to provide protection for individuals used in human experimentation; Page 36079

(12) Hatch unprinted amendment No. 2071, to provide that failure to comply with a court order for child support shall be grounds for discharge from Federal employment; Page 36079

(13) Hatch unprinted amendment No. 2072, making technical and clerical corrections; and Page 36080

(14) Kennedy unprinted amendment No. 2073, to delete the provision prohibiting the disclosure of aggregate payments to physicians. Page 36080

Rejected:

(1) Modified Kennedy amendment No. 3477 (unprinted amendment No. 2064) in the nature of a substitute, embodying program of hospital cost containment (tabled by 69 yeas to 18 nays); and Page 36040

(2) Cranston unprinted amendment No. 2074, to provide Medicaid coverage to low income pregnant women (tabled by division vote). Page 36081

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Long, Talmadge, Nelson, Dole, and Packwood.

Page 36087

Pages 36006–36040, 36046–36087

Vietnam Veterans Week: Senate passed H.J. Res. 1147, authorizing and requesting the President to designate the seven-day period beginning on May 28, 1979, as "Vietnam Veterans Week". Pages 36181–36182

Flexible regulation of interest rates: Senate passed H.R. 14279, to extend the authority for the flexible regulation of interest rates on deposits and accounts in depository institutions, after agreeing to Proxmire unprinted amendment No. 2076, the Financial Institutions Supervisory Act. Pages 36120–36179

California land: Senate passed H.R. 7971, to validate the conveyance of certain land in California, after agreeing to committee amendments en bloc, and three additional amendments proposed thereto, as follows:

Page 26213

(1) Church unprinted amendment No. 2085, to convey certain geothermal resources to the City of Boise, Idaho; Page 36213

(2) Church (for McClure) unprinted amendment No. 2086, to add certain lands to the Targhee National Forest, Idaho; and Page 36213

(3) DeConcini unprinted amendment No. 2087, to authorize the Secretary of the Interior to receive and distribute water within Tusayan, Arizona.

Page 36217

Pages 36212–36226

Colorado River landowners: Senate passed H.R. 7101, to provide certain landowners along the Colorado River the opportunity to assert legal and equitable defenses against the United States. Page 36220

Sugar stabilization: Committee on Finance was discharged from the further consideration of H.R. 13750, to implement the International Sugar Agreement of 1977 between the United States and foreign countries, and to protect the welfare of consumers of sugar and of those engaged in the domestic sugar industry, and by 50 yeas to 22 nays the bill was then passed after striking all after the enacting clause and inserting in lieu thereof the text of H.R. 7200, to improve programs for supplemental security income benefits, child welfare services, and social services, which had been amended by Long unprinted amendment No. 2059, in the nature of a substitute, embodying language to implement the International Sugar Agreement and to establish a domestic sugar program.

Senate took the following actions on additional amendments proposed thereto, as follows:

Adopted:

(1) Long unprinted amendment No. 2089, to continue the right to waive countervailing duties until February 15; Page 36228

(2) Church unprinted amendment No. 2091, authorizing the President to contribute up to 5,000 long tons of tin metal from the national defense stockpile to the tin buffer stock and authorizing the General Services Ad-

ministrator to dispose of another 30,000 tons of surplus tin from the domestic strategic stockpile; and

Page 36237

(3) Dole unprinted amendment No. 2092, to prohibit the use of price support payments to producers and processors of sugar cane or sugar beets while the provisions for fees and quotas found in Title II of the bill are in force and have effect. Page 36238

Rejected: Metzenbaum unprinted amendment No. 2090, to insert a new Title II relative to pricing (motion to table adopted by 47 yeas to 25 nays). Page 36237

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Long, Matsunaga, Bentsen, Curtis, and Dole.

Earlier in the day the Chair sustained a point of order against a motion to proceed to consider H.R. 7108, authorizing the President to take such actions as are necessary or appropriate to implement the obligations and secure the rights of the United States under the International Sugar Agreement, on the grounds that its consideration failed to meet the three day rule. Page 36245

Pages 36226–36245

Tariff and taxes: Committee on Finance was discharged from the further consideration of H.R. 3946, relating to the suspension of duty on wool, and to provide a refundable tax credit for educational expenses, and the bill was then passed after agreeing to Cranston unprinted amendment No. 2093, incorporating provisions of the tax cut bill. Pages 36249–36255

Senate insisted on its amendment, requested conference with the House, and appointed as conferees Senators Long, Talmadge, Moynihan, Curtis, and Hansen.

Pages 36249–36255

Rape victims: Senate passed H.R. 4727, to provide privacy protection for victims of rape. Pages 36255–36257

Illegal transport: Senate passed with committee amendments en bloc S. 3093, to provide for the seizure, forfeiture, and disposition of vehicles used to illegally transport persons into the United States.

Pages 36257–36260

Vermejo Conservancy District: Senate passed with committee amendment S. 876, to provide relief to the residents of the Vermejo Conservancy District, New Mexico. Page 36260

Home Rule: Senate passed without amendment H.R. 12116, to broaden authority of the District of Columbia Government under the Home Rule Act. Page 36260

Dyeing and tanning materials: Senate passed with committee amendments H.R. 11409, to permit the duty-free entry of certain dyeing and tanning materials.

Pages 36260–36261

Senate calendars: Senate agreed to S. Res. 585, authorizing $47,840 for purchase of Senate calendars by Committee on Rules and Administration. Page 36261

Gratuity: Senate agreed to S. Res. 586, authorizing payment of a gratuity to a survivor of a deceased Senate employee. Page 36261

Private bills: Senate passed H.R. 4533 and 9075, private bills. Page 36261

Contract disputes: Senate passed H.R. 11002, to provide a comprehensive statutory system of legal and administrative remedies to resolve claims and disputes relating to Government contracts, after striking all after the enacting clause and inserting in lieu thereof provisions of S. 3178, Senate companion bill, having at first agreed to Robert C. Byrd unprinted amendment No. 2094, Page 36265

S. 3178 was then indefinitely postponed.

Pages 36261–36268

Veterans' Pensions: Senate agreed to the conference report on H.R. 10173, to improve pension programs for veterans and their survivors, thereby clearing the measure for House action. Pages 36040–36046

Defense Appropriations: By 77 yeas to 3 nays, Senate agreed to conference report on H.R. 13635, making appropriations for the Defense Establishment for fiscal year 1979. Senate agreed to House amendments en bloc (Nos. 2, 4, 6, 10, 12, 27, 42, 44, 49, 51, 58, 60, 65, 74, 76, 77, 84, 85, and 89), thus clearing the measure for the President. Pages 36087–36094

Maritime Satellite Telecommunications: Senate insisted on its amendment to H.R. 11209 to establish ownership, operation, and governmental oversight and regulation of international maritime satellite telecommunications services, agreed to conference with the House, and appointed as conferees Senators Magnuson, Hollings, and Stevens. Pages 36094–36095

Labor-HEW Appropriations: Senate agreed to the conference report on H.R. 12929, making appropriations for the Departments of Labor and Health, Education, and Welfare for fiscal year 1979. Senate receded from its amendment No. 103 on abortion and substituted therefor Magnuson unprinted amendment No. 2075 on abortion. Pages 36095–36120

Pennsylvania Avenue Development: Senate agreed to the House amendment to S. 2566, authorizing funds to further implement the Pennsylvania Avenue Development Plan, with an amendment in the nature of a substitute which embodies amendments by Senator Abourezk (unprinted amendment No. 2078, establishing the San Antonio Missions National Historical Park, and transferring the Mar-A-Lago National Historic Site from the United States to the Majorie Merriweather Post Foundation of the District of Columbia); Senator Heinz (unprinted amendment No. 2079, establishing the Legionville National Historic Site, Beaver County, Pennsylvania); Senator Bayh (unprinted amendment No. 2080, to expand the Indian Dunes National Lakeshore); and Senator Chiles (unprinted amendment No. 2081, to terminate further construction of the Cross-Florida Barge Canal project, and to adjust the boundary of the Ocala National Forest, Florida). Pages 36180–36193

Senate insisted on its amendment, requested conference with the House, and appointed as conferees Senators Jackson, Abourezk, Metzenbaum, Church, Johnston, Bumpers, Matsunaga, Anderson, Laxalt, McClure, Weicker, and Hatfield of Oregon. Pages 36180–36193

Sawtooth National Recreation Area: Senate agreed to the House amendment with an amendment to S. 791, to authorize an additional $28 million for the acquisition of lands within the Sawtooth National Recreation Area, Idaho. Senate amendment is embodied in Abourezk unprinted amendment No. 2082, of a technical and clarifying nature; and Mathias unprinted amendment No. 2088, to expand the boundaries of the Hampton National Historic Site in Maryland.

Senate rejected (1) Gravel unprinted amendment No. 2083, and (2) Hayakawa unprinted amendment No. 2084. Pages 36193–36212

Elementary and Secondary Education: Senate agreed to the conference report on H.R. 15, authorizing funds through fiscal year 1983 for elementary and secondary education programs. Pages 36245–36249

Private Bill and Tariff: Senate receded from its amendment No. 2 to H.R. 10161, a private bill, and to extend through June 30, 1981, duty-free entry of crude and refined natural graphite, and through June 30, 1980, duty-free entry of assembled freight cars. Page 36245

Energy Taxes: By 77 yeas to 8 nays, Senate agreed to motion to proceed to consider H.R. 5263, to provide tax incentives for the production and conservation of energy. Motion to close further debate on this conference report was entered. Page 35966

During consideration of this matter Senate, by 78 yeas to 3 nays, agreed to motion to instruct the Sergeant at Arms to request the attendance of absent Senators.

Pages 35965–35966

Messages From the House: Page 36269

Bills Referred: Page 36270

Statements on Introduced Bills: Pages 36271–36292

Amendments Submitted for Printing:

Pages 36294–36296

Additional Statements: Pages 36296–36341

Nominations: Senate received the following nominations:

Max L. Friedersdorf, of Indiana, to be a Member of the Federal Election Commission; and

The following-named persons to be Members of the National Science Foundation: Lewis M. Branscomb, of New York; Eugene H. Cota-Robles, of California; Ernestine Friedl, of North Carolina; Walter E. Massey, of Rhode Island; David V. Ragone, of Michigan; Edwin E. Salpeter, of New York; and Charles Pence Slichter, of Illinois. Page 36342

Record Votes: Nine record votes were taken today.

Pages 35965–35966, 36040, 36069, 36076, 36086, 36093, 36236–36237, 36244

Recess: Senate met at 9 a.m. and recessed at 1:10 a.m. Friday, October 13. Page 36342

Committee Meetings

D.C. PROPERTY

Committee on Appropriations: Subcommittee on the District of Columbia resumed hearings on a proposed second campus for the University of the District of Columbia, and on the proposed Convention Center in the District of Columbia, receiving testimony from Marion Barry, Jr., and Arthur Fletcher, District of Columbia mayoral candidates, and public witnesses.

Subcommittee recessed subject to call.

COMMITTEE BUSINESS

Committee on Armed Services: Committee approved for reporting, the following measures:

H.R. 3307, authorizing the President of the United States to present a Medal of Honor to Anthony Casamento;

H.R. 13416, to modernize the permanent faculty structure at the U.S. Military Academy, West Point, N.Y.; and

H.R. 11945, authorizing the Secretary of the Army to return ten paintings to the Navy of the Federal Republic of Germany.

MILITARY RECRUITMENT

Committee on Armed Services: Subcommittee on Manpower and Personnel resumed hearings on alleged abuses in U.S. Marine Corps recruiting practices. Witnesses heard were Lieutenant General Kenneth McLennan, Deputy Chief of Staff for Manpower/Director of Personnel, Captain Joseph F. Smith, Appellate Defense Counsel, Captain John B. Atkinson, Lawyer, all of the Marine Corps; Major General William L. Mundie, U.S. Military Enlistment Processing Command and U.S. Army Recruiting Command; and John Romano, Association of Trial Lawyers of America, West Palm Beach.

PUBLIC BUILDINGS

Committee on Environment and Public Works: Committee met and considered pending public building prospectuses, but did not complete action thereon and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 30 public bills, H.R. 14289–14318; 1 private bill, H.R. 14319; and 12 resolutions, H.J. Res.

1167 and 1168, H. Con. Res. 744–748, and H. Res. 1426–1430 were introduced. Pages 36628–36629

Bills Reported: Reports were filed as follows:

Report of the Committee on Post Office and Civil Service entitled "Subdivision of Budget Authority and Outlays" (H. Rept. 95–1767);

Conference report on H.R. 10173, to amend title 38, United States Code, to improve the pension programs for veterans, and survivors of veterans, of the Mexican border period, World War I, World War II, the Korean conflict, and the Vietnam era (H. Rept. 95–1768);

H. Res. 1426, providing for the consideration of reports from the Committee on Rules (H. Rept. 95–1769);

Conference report on H.R. 12250, to designate the Boundary Waters Canoe Area Wilderness, and to establish the Boundary Waters Canoe Area Mining Protection Area (H. Rept. 95–1770);

Report of the Committee on House Administration entitled "Report Pursuant to Section 302(b) of the Congressional Budget Act of 1974" (H. Rept. 95–1771);

Report of the Committee on Armed Services entitled "Report Pursuant to Section 302(b) of the Congressional Budget Act of 1974" (H. Rept. 1772);

Conference report on H.R. 5263, Energy Tax Act of 1978 (H. Rept. 95–1773);

Conference report on H.R. 12605, to amend the Communications Act of 1934 to extend and improve the provisions of such Act relating to long-term financing for the Corporation for Public Broadcasting and relating to certain grant programs for public telecommunications (H. Rept. 95–1774);

H.R. 14148, designating the "Justice William O. Douglas Federal Building" (H. Rept. 95–1775);

S.J. Res. 160, to initiate preliminary studies for the restoration and renovation of the Pension Building in Washington, District of Columbia, to house a Museum of the Building Arts, amended (H. Rept. 95–1776);

Conference report on S. 3151, to authorize appropriations for the purpose of carrying out the activities of the Department of Justice for fiscal year 1979 (H. Rept. 95–1777);

Conference report on S. 1487, to eliminate racketeering in the sale and distribution of cigarettes (H. Rept. 95–1778);

Conference report on S. 2493, to amend the Federal Aviation Act of 1958, as amended, to encourage, develop, and attain an air transportation system which relies on competitive market forces to determine the quality, variety, and price of air services (H. Rept. 95–1779); and

Conference report on H.R. 12467, Comprehensive Rehabilitation Services Amendments of 1978 (H. Rept. 95–1780). Page 36628

Labor-HEW Appropriations: By a voice vote, the House agreed to the conference report on H.R. 12929, making appropriations for the Departments of Labor, and Health, Education, and Welfare, and related agencies, for the fiscal year ending September 30, 1979.

Rejected a motion to recommit the conference report to the Committee of Conference with instructions to the Managers on the part of the House that the House recede from its disagreement and concur in Senate amendment No. 110 (prohibition on use of funds to implement quotas in admissions policies of institutions of higher education) (rejected by a yea-and-nay vote of 187 yeas to 200 nays, Roll No. 892).

House receded from its disagreement and concurred in Senate amendments Nos. 2 (motion agreed to by a division vote of 110 ayes to 1 no), 6, 13, 18, 20, 22, 27, 35, 45, 60, 66, 77, 81, 83, 90, 100, 104, and 106.

House receded from its disagreement and concurred, with amendment, in Senate amendments Nos. 9, 15, 16 (motion agreed to by a yea-and-nay vote of 385 yeas to 11 nays, Roll No. 893), 23, 24, 25, 29, 31, 32, 33, 38, 39, 42, 44, 57, 72, 80, and 92 (motion agreed to by a yea-and-nay vote of 391 yeas, Roll No. 894).

House insisted on its disagreement to Senate amendment No. 103 (language concerning abortions)—clearing the measure for Senate action. Earlier, on a division of the question on a motion that the House recede and concur, with amendment, rejected a motion that the House recede from its disagreement to Senate amendment No. 103 (rejected by a yea-and-nay vote of 188 yeas to 216 nays, Roll No. 895).

Pages 36353–36373, 36383–36384, 36389–36396

Revenue Act: House disagreed to the Senate amendments to H.R. 13511, to amend the Internal Revenue Code of 1954 to reduce income taxes; and agreed to a conference. Appointed as conferees: Representatives Ullman, Rostenkowski, Vanik, Burleson of Texas, Corman, Gibbons, Waggoner, Conable, Duncan of Tennessee, and Archer.

Agreed to a motion to instruct the Managers on the part of the House to concur in the Senate amendment that would provide income tax rate reductions for each of the four calendar years beginning with calendar year 1980, conditioned on the ratio of outlays to the Gross National Product, the rate of growth of Federal outlays, and balancing the Federal budget for fiscal year 1982 (agreed to by a yea-and-nay vote of 268 yeas to 135 nays with 1 voting "present", Roll No. 896).

Pages 36396–36407

Flexible Regulation of Interest Rates: House passed H.R. 14289, to extend the authority for the flexible regulation of interest rates on deposits and accounts in depository institutions. Page 36407

Late Report: Conferees received permission to file a conference report by midnight tonight on S. 3084, to amend and extend certain Federal laws relating to housing, community, and neighborhood development and preservation, and related programs. Pages 36407–36408

New Hampshire-Vermont School Compact: House passed S. 2403, to consent to certain amendments to the New Hampshire-Vermont Interstate School Compact, approved by Public Law 91–21—clearing the measure for the President. Pages 36408–36409

Foreign Intelligence Surveillance: By a yea-and-nay vote of 226 yeas to 176 nays, Roll No. 897, the House agreed to the conference report on S. 1566, to authorize electronic surveillance to obtain foreign intelligence information—clearing the measure for the President.

Pages 36409–36418

Expenses for Witnesses: House passed S. 2049, to establish fees and allow per diem and mileage expenses for witnesses before United States Courts.

Agreed to the committee amendment in the nature of a substitute. Pages 36439–36440

Jury Reform: House passed S. 2075, to amend the Jury Selection and Service Act of 1968, as amended, by revising the section on fees of jurors and by providing for a civil penalty and injunctive relief in the event of a discharge or threatened discharge of an employee by reason of such employee's Federal jury service.

Agreed to the committee amendment in the nature of a substitute. Pages 36440–36443

Judicial Districts: House passed H.R. 14145, to amend title 28 of the United States Code to make certain changes in the divisions within judicial districts and in the places of holding court, and to require the Director of the Administrative Office of the United States Courts to conduct a study of the judicial business of the Central District of California and the Eastern District of New York.

Agreed to the committee amendment in the nature of a substitute. Pages 36443–36444

DOD Appropriations: By a voice vote, the House agreed to the conference report on H.R. 13635, making appropriations for the Department of Defense for the fiscal year ending September 30, 1979.

House receded from its disagreement and concurred in Senate amendments Nos. 33 and 34.

House receded from its disagreement and concurred, with amendment, to Senate amendments Nos. 2, 4, 6, 10, 12, 27, 42, 44, 49, 51, 58, 60, 65, 74, 76, 77, 84, 85, and 89—clearing the measure for Senate action.

Pages 36444–36459

Ethics in Government: By a yea-and-nay vote of 370 yeas to 23 nays, Roll No. 899, the House agreed to the conference report on S. 555, to establish certain Federal agencies, effect certain reorganizations of the Federal Government, to implement certain reforms in the operation of the Federal Government and to preserve and promote the integrity of public officials and institutions—clearing the measure for the President.

Rejected a motion to reject title VI of the conference report (Special Prosecutor Provisions) (rejected by a yea-and-nay vote of 49 yeas to 344 nays, Roll No. 898). Earlier, a point of order was sustained against title VI.

Subsequently, the House agreed to S. Con. Res. 112, directing the Secretary of the Senate to make corrections in the enrollment of S. 555—clearing the measure.

Pages 36459–36472

SBA Programs: House agreed to S. Con. Res. 111, directing the Clerk of the House of Representatives to make corrections in the enrollment of H.R. 11445, to amend the Small Business Act and the Small Business Investment Act of 1958—clearing the measure.

Page 36472–36473

William O. Douglas Federal Building: House passed S. 3540, to rename the United States Federal building in Yakima, Washington, the "Justice William O. Douglas Federal Building"—clearing the measure for the President. Page 36473

Religious Corporation Lands: House passed S. 3371, to repeal certain provisions of law establishing limits on the amount of land certain religious corporations may hold in any Territory of the United States.

Agreed to an amendment that requires the Delegate to the House of Representatives from American Samoa to pledge allegiance to the United States. Page 36483

Suspensions: House voted to suspend the rules and pass the following bills, on which votes had been postponed from Tuesday, October 10:

Tax credit increase for the elderly: H.R. 9893, amended, to amend the Internal Revenue Code of 1954 to increase the adjusted gross income limitation on the credit for the elderly, and to increase the amount of such credit (passed by a yea-and-nay vote of 388 yeas to 5 nays, Roll No. 900); and Pages 36483–36484

Payment of losses from Tris ban: S. 1503, amended, to provide for the payment of losses incurred as a result of the ban on the use of the chemical Tris in apparel, fabric, yarn, or fiber (passed by a yea-and-nay vote of 304 yeas to 90 nays, Roll No. 902). Page 36485

Suspension Failed: House failed to suspend the rules and pass S. 957, amended, to promote commerce by establishing a national goal for the development and maintenance of effective, fair, inexpensive, and expeditious mechanisms for the resolution of consumer controversies; on which the vote had been postponed from Tuesday, October 10 (failed by a yea-and-nay vote of 224 yeas to 166 nays, Roll No. 901). Pages 36484–36485

Tuition Tax Credit: By a yea-and-nay vote of 207 yeas to 185 nays, Roll No. 903, the House agreed to a motion to recommit to the Committee of Conference the conference report on H.R. 12050, to amend the Internal Revenue Code of 1954 to provide a Federal income tax credit for tuition; with instructions that the Managers

on the part of the House insist on the House provisions which provide that tuition paid to elementary or secondary schools is eligible for the tax credit and on the provisions that set forth the maximum amount of the credit for tuition paid to elementary and secondary schools. The vote on this motion had been postponed from Tuesday, October 10. Page 36489

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 12467, Comprehensive Rehabilitation Services Amendments of 1978. Page 36489

Foreign Assistance Appropriations: By a yea-and-nay vote of 203 yeas to 188 nays, Roll No. 905, the House agreed to the conference report on H.R. 12931, making appropriations for Foreign Assistance and related programs for the fiscal year ending September 30, 1979.

Rejected a motion to recommit the conference report to the Committee of Conference (rejected by a yea-and-nay vote of 191 yeas to 201 nays, Roll No. 904).

House receded from its disagreement and concurred in Senate amendments Nos. 14, 18, 21, 24 (motion agreed to by a division vote of 68 ayes to 47 noes), 37, 41, 46, 48, 65, 73, and 82.

House receded from its disagreement and concurred, with amendment, to Senate amendments Nos. 16, 40, 45, 94, and 96.

House insisted on its disagreement to Senate amendment No. 63—clearing the measure for Senate action. Earlier, on a division of the question on a motion to recede and concur, rejected a motion that the House recede from its disagreement to Senate amendment No. 63 (rejected by a yea-and-nay vote of 161 yeas to 204 nays, Roll No. 906, after having been previously agreed to by a division vote of 60 ayes to 50 noes). Pages 36489–36510

Meat Imports: By a yea-and-nay vote of 289 yeas to 66 nays, Roll No. 907, the House passed H.R. 11545, to modify the method of determining quantitative limitations on the importation of certain articles of meat and meat products, to apply quantitative limitations on the importation of certain additional articles of meat, meat products, and livestock.

Agreed To:

An amendment that strikes the termination date of December 31, 1988 from the bill; and

An amendment that permits the President to suspend any proclamations limiting meat imports and increase established quantities during a period of national emergency or when he determines the supply would be inadequate, due to a natural disaster, to meet domestic demand at reasonable prices.

Agreed to amend the title. Pages 36541–36543

ERISA Administration: By a voice vote, the House failed to agree to H. Res. 1308, to disapprove Reorganization Plan Numbered 4 transmitted by the President on August 10, 1978. Page 36574

Shipping Act Amendments: House cleared for the President H.R. 9518, to amend the Shipping Act, 1916 to strengthen the provisions prohibiting rebating practices in the United States foreign trades; by agreeing to the Senate amendments thereto. Pages 36575–36576

Maritime Satellite Telecommunications: House receded from its disagreement and agreed, with amendment, to the Senate amendment to H.R. 11209, to provide for the establishment, ownership, operation, and governmental oversight and regulation of international maritime satellite telecommunications services—returning the measure to the Senate. Earlier, objection was heard to a similar request. Page 36576

Oilspill Damage: House agreed, with amendments, to the Senate amendments to H.R. 6803, to provide a comprehensive system of liability and compensation for oilspill damage and removal costs—returning the measure to the Senate. Page 36580

Condolence Resolution: House agreed to H. Res. 1430, expressing the condolences of the House on the death of Representative Byron. Page 36627

Referrals: Two Senate-passed measures were referred to the appropriate House committees. Page 36627

Adjournment: Adjourned at 12:56 a.m. Friday, October 13.

Committee Meetings

WATERSHED PROJECTS

Committee on Agriculture: Subcommittee on Conservation and Credit met and approved for full committee action by unanimous voice vote Wet Walnut Creek Subwatershed No. 1, Kansas; and Deposit Creek Watershed, New York.

DEFENSE DECISIONMAKING PROCESS

Committee on Armed Services: Subcommittee on Investigations held a hearing on the current defense decisionmaking process to determine whether the important roles of the Joint Chiefs of Staff are being performed in accordance with existing law and whether the views of the uniformed services are adequately reflected in the decisionmaking process. Testimony was heard from Adm. Thomas H. Moorer, USN (Ret.), former Chairman of the Joint Chiefs of Staff.

COMMITTEE BUSINESS

Select Committee on Assassinations: Met in executive session on committee business.

FARM LABOR HOUSING AUTHORIZATION

Committee on Education and Labor: Subcommittee on Economic Opportunity held a hearing on the problems that agricultural employers have met in seeking housing authorization under the Farm Labor Contractor Registration Act. Testimony was heard from Donald Elisburg, Assistant Secretary for Employment Standards, U.S. Department of Labor; and public witnesses.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts met and acted on pending business.

COMMITTEE BUSINESS

Committee on Interior and Insular Affairs: Met for consideration of and adopted two committee resolutions.

SALT II NEGOTIATIONS

Committee on International Relations: Subcommittee on International Security and Scientific Affairs held a hearing in executive session on the current status of the SALT II negotiations. Testimony was heard from Paul Warnke, Director, U.S. Arms Control and Disarmament Agency.

INDIAN FISHING RIGHTS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held an oversight hearing on Indian fishing rights in the Klamath and Trinity Rivers in Northern California. Testimony was heard from Department of Interior and public witnesses.

CONFERENCE REPORTS ON ENERGY BILLS

Committee on Rules: Held a hearing but failed to grant a rule on the Conference reports on H.R. 5146, Powerplant and Industrial Fuel Use; H.R. 4018, Public Utilities Regulatory Policy Act; H.R. 5037, National Energy Conservation Policy Act; and H.R. 5289, National Gas Policy Act of 1978. Testimony was heard from Representatives Staggers, Ashley, Dingell, Anderson of Illinois, Brown of Ohio, Horton, Moffett, Young of Missouri and Vanik. A statement for the record was submitted by Representative Moffett.

COMMITTEE REPORTS

Committee on Rules: Ordered reported favorably to the House H. Res. 1426, Providing it shall be in order at any time during the remainder of the second session, Ninety-Fifth Congress, up to and including October 15, 1978 to consider reports from the Committee on Rules as provided in clause 4(b), Rule XI, except that the provisions requiring a two-thirds vote to consider said reports is hereby suspended during said period.

BUREAU OF INDIAN AFFAIRS EMPLOYEES FEDERAL EMPLOYMENT PREFERENCE

Committee on Rules: Granted an open rule providing one hour of general debate; making the committee amendment in order as an original bill for the purpose of amendment and providing one motion to recommit with or without instructions on S. 666, Federal Employment Preference for Certain Employees of the Bureau of Indian Affairs. Testimony was heard from Representatives Spellman and Steed.

Joint Committee Meetings

CIGARETTE RACKETEERING

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 1487, to eliminate racketeering in the sale and distribution of cigarettes.

TAXATION

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 13511, to reduce income taxes, but did not complete action thereon and will meet again tomorrow.

HOUSING AND COMMUNITY DEVELOPMENT

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 3084, proposed Housing and Community Development Amendments of 1978.

SEX DISCRIMINATION

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 995, to amend the Civil Rights Act to prohibit discrimination based on pregnancy or related medical conditions, but did not complete action thereon and will meet again tomorrow.

Friday, October 13, 1978

Senate

Chamber Action

Routine Proceedings, pages 36633–36900

Bills Introduced: Nineteen bills and four resolutions were introduced, as follows: S. 3598–3616; S. Con. Res. 113; and S. Res. 591–593. Page 36850

Bills Reported: Reports were made as follows:

H.R. 1396, 1400, 1402, 1428, 1446, 1449, 1748, 1750, 1753, 1775, 1777, 1779, 1787, 1798, 1931, 1936, 1938, 1940, 2253, 2256, 2259, 2291, 2292, 2369, 2553, 2558, 2658, 2662, 2758, 2759, 2939, 2940, 2944, 3090, 3217, 3613, 3625, 3835, 4404, 4530, 4535, 4875, 5163, 5230, 5933, 6664, 6801, 6934, 7387, 7419, 7550, 7604, 7795, 8192, 8308, 8751, 8810, 8927, 9352, 9568, 9611, 9613, 10407, 1450, H.J. Res. 489, H.R. 1406, S. 1631, H.R. 7653, H.R. 1392, S. 3395, and

S. Res. 388 private bills (S. Repts. 95-1336 to 95-1406, respectively).

H.R. 9628, limiting through 1981 duty-free imports from U.S. insular possessions of watches containing parts produced in non-most-favored-nation countries, with amendment (S. Rept. 95-1407).

S. Res. 574, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 857, to provide Federal financial education assistance to Native Hawaiians (S. Rept. 95-1408).

S. Res. 589, to waive section 303(a) of the Congressional Budget Act with respect to Senate consideration of the conference report on H.R. 11733, authorizing funds for the Federal Aid Highway Program (S. Rept. 95-1409).

Special Report of Committee on Commerce, Science, and Transportation on allocation to its subcommittees of budget totals from the second concurrent resolution for the fiscal year 1979 budget (S. Rept. 95-1410).

H.R. 3307, authorizing the President of the United States to present a Medal of Honor to Anthony Casamento (without written report).

H.R. 10343, to provide for recalculation of the retired pay of individuals who served as sergeant major of the Marine Corps before December 16, 1967 (without written report).

H.R. 11945, authorizing the Secretary of the Army to return ten paintings to the Navy of the Federal Republic of Germany (without written report).

H.R. 13416, to modernize the permanent faculty structure at the U.S. Military Academy, West Point, New York (without written report). Pages 36849–36850

Bills Passed:

Private bills: Senate took from the Calendar and passed the following seven measures:

S. Res. 545, referring to the Court of Claims S. 3451;

S. 1112—amended;

H.R. 1405, 2756, 3618, 9610, and 1422—amended.

Pages 36670–36671

Court-annexed arbitration: Senate passed S. 2253, to encourage prompt, informal, and inexpensive resolution of civil cases by use of arbitration in U.S. district courts, after agreeing to committee substitute amendment and Robert C. Byrd unprinted amendment No. 2095, of a technical nature. Pages 36672–36675

Printing: Senate agreed to H. Con. Res. 742, to print the prayers of the Chaplain of the House of Representatives during the 94th and 95th Congresses. Page 36675

Lotteries: Committee on the Judiciary was discharged from the further consideration of H.R. 11580, to allow the transportation or mailing to a foreign country of material concerning a lottery authorized by that country, and the bill was then passed without amendment and cleared for the President. Page 36676

New Mexico lands: Senate passed S. 1403, to convey certain lands to the University of New Mexico, after agreeing to committee amendments and to Baker (for Domenici) unprinted amendment No. 2096, of a clarifying nature. Page 36676

False Claims Act: Committee on the Judiciary was discharged from the further consideration of H.R. 12393, to provide for nationwide service of subpoenas in all suits involving the False Claims Act, and the bill was then passed after agreeing to Robert C. Byrd (for DeConcini) unprinted amendment No. 2097, to provide for the seizure and forfeiture of vehicles used to illegally transport persons into the United States. Page 36677

William L. Springer Building: Committee on Environment and Public Works was discharged from the further consideration of H.R. 7305, to designate a federal building in Champaign, Illinois, as the "William L. Springer Building", and the bill was then passed after agreeing to Robert C. Byrd unprinted amendment No. 2098, to make the Act effective on April 12, 1979. Page 36687

Mariana Islands: Senate passed without amendment and cleared for the President H.R. 13892, relating to residency requirements of individuals appointed to the positions of U.S. attorneys and marshals in the Northern Mariana Islands. Page 36687

Radioactive materials: Senate passed H.R. 13650, proposed Uranium Mill Tailings Control Act of 1978, after agreeing to Garn unprinted amendment No. 2099, in the nature of a substitute bill. Pages 36687–36699

Washakie Wilderness: Senate passed with committee amendments H.R. 12349, adding certain lands in the Shoshone National Forest, Wyoming, generally depicted as the DuNoir Basin, Washakie Wilderness. Pages 36699–36700

Tax conferees: Senate agreed to S. Con. Res. 113, to permit conferees on H.R. 13511, tax reduction bill, to consider a provision relating to simplified retirement plans which was inadvertently omitted from the Senate committee substitute amendment. Pages 36700–36701

American Samoan delegate: Committee on Environment and Public Works was discharged from the further consideration of H.R. 13702, to provide that American Samoa be represented by a nonvoting delegate to the U.S. House of Representatives, and the bill was then passed without amendment and cleared for the President. Pages 36701–36702

Full employment: By 70 yeas to 19 nays, Senate passed H.R. 50, Full Employment and Balanced Growth Act, after agreeing to Robert C. Byrd-Baker unprinted amendment No. 2101, in the nature of a substitute, which was thereafter considered as original text, and taking action on amendments proposed thereto, as follows:

Adopted:

(1) Modified Proxmire unprinted amendment No. 2102, as amended, to set as a national economic goal the reduction of the ratio of Federal spending to the gross national product; Page 36727

(2) By 56 yeas to 34 nays Muskie unprinted amendment No. 2103 (to Proxmire unprinted amendment No. 2102), to establish the appropriate share of an expanding gross national product accounted for by Federal outlays; Page 36742

(3) By 50 yeas to 40 nays, Bellmon unprinted amendment No. 2104, leaving to the discretion of the Congress the exercise of authority concerning unemployment goals provided in Section 304; and Page 36744

(4) Proxmire unprinted amendments Nos. 2107 and 2108, of a technical nature. Page 36798

Rejected: By 41 yeas to 45 nays, Humphrey unprinted amendment No. 2105, to establish as a national goal an inflation rate of not to exceed 3 percent (motion to reconsider rejected by 39 yeas to 46 nays). Page 36762

S. 50, Senate companion measure, was then indefinitely postponed. Pages 36704–36706, 36714–36724, 36727–36749, 36761, 36775–36815

Nobel Prize: Senate agreed to S. Res. 591, congratulating Dr. Daniel Nathans and Dr. Hamilton O. Smith, of Johns Hopkins University, for being awarded a Nobel Prize for medical research. Pages 36819–36820

Death of Representative Byron: Senate agreed to S. Res. 592, expressing the sorrow of the Senate on the announcement of the death of the late Representative Goodloe E. Byron. Page 36820

Private bills: Senate took from the desk and passed the following 69 private bills: S. 1631, H.R. 1392, 1396, 1400, 1402, 1406, 1428, 1446, 1449, 1450, 1748, 1750, 1753, 1775, 1777, 1779, 1787, 1798, 1931, 1936, 1938, 1940, 2253, 2256, 2259, 2291, 2292, 2369, 2553, 2558, 2658, 2662, 2758, 2759, 2939, 2940, 2944, 3090, 3217, 3307, 3613, 3625, 3835, 4404, 4530, 4535, 4875, 5163, 5230, 5933, 6664, 6801, 6934, 7387, 7419, 7550, 7604, 7653, 7795, 8192, 8308, 8751, 8810, 8927, 9352, 9568, 9611, 9613, 10343, 10407, 11945, 13416, and H.J. Res. 489. Pages 36838–36841

Agricultural research: Senate passed without amendment and cleared for the President H.R. 13989, to amend the Food and Agriculture Act of 1977 so as to modify the formula for distribution of funds authorized thereunder for agricultural research. Pages 36841–36842

Navy-Maritime Advisory Board: Committee on Commerce, Science, and Transportation was discharged from the further consideration of H.R. 11861, to establish a Navy-Maritime Advisory Board, and the bill was then passed without amendment and cleared for the President. Page 36842

Antarctic conservation: Senate passed H.R. 7749, to implement the Agreed Measures for the Conservation of Antarctic Fauna and Flora of the Antarctic Treaty, after agreeing to Robert C. Byrd (for Inouye) unprinted amendment No. 2110. Pages 36842–36843

Presidential records: Senate passed H.R. 13500, to ensure the preservation of and public access to official records of the President, after agreeing to Baker (for Percy) unprinted amendment No. 2111, of a technical and clarifying nature. Pages 36843–36846

Senator Bartlett: Senate agreed to S. Res. 593, commending Senator Bartlett for his service to the Senate and to his country. Page 36847

New Mexico constitution: Committee on Energy and Natural Resources was discharged from the further consideration of H.J. Res. 747, granting consent of the Congress to an amendment to the constitution of the State of New Mexico concerning development and operation of geothermal steam and waters on lands granted to that State, and the joint resolution was then passed without amendment and cleared for the President. Page 36833

Budget Act waiver: Senate agreed to S. Res. 574, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 857, to provide Federal financial education assistance to Native Hawaiians. Page 36838

Native Hawaiians education: Senate passed S. 857, to provide Federal financial education assistance to Native Hawaiians, after agreeing to committee amendment in the nature of a substitute and to Robert C. Byrd (for Inouye) unprinted amendment No. 2109, of a clarifying nature.

S. 3078, a related Senate bill, was then indefinitely postponed. Pages 36833–36836

Government contracts: Senate passed without amendment and cleared for the President H.R. 3185, to amend the Miller Act so as to increase from $2,000 to $50,000 the dollar amount of Government contracts which require performance bonds.

S. 3359, Senate companion bill, was then indefinitely postponed. Pages 36837–36838

Tariff: Senate passed with committee amendments H.R. 5551, to permit duty-free entry through June 30, 1980 of 2-methyl, 4-chlorophenol, a chemical used in the production of certain herbicides. Page 36838

Sundry Bills Cleared for President

Drug offenders: S. 3336, authorizing the Department of Justice and the Administrative Office of the U.S. courts to provide services to drug dependent Federal offenders—agreed to House amendments. Pages 36675–36676

Federal physicians' allowances: S. 990, to provide special allowances to certain physicians employed by the Federal Government—agreed to House amendments. Page 36677

ConRail employees: H.R. 5646, to require ConRail

to pay medical and life insurance premiums of employees of insolvent railroads who retired prior to the date the assets of such railroads were transferred to ConRail—agreed to House amendments to Senate amendments.

Page 36677

Navajo and Hopi Indians: H.R. 11092, authorizing an additional $500,000 for expenses of the Navajo and Hopi Indian Relocation Commission—agreed to House amendment to Senate amendment. Pages 36677–36678

Witness fees: S. 2049, to establish fees and to allow per diem and mileage expenses for witnesses who appear before U.S. courts—agreed to House amendment.

Page 36678

Jury selection: S. 2075, to revise schedule of fees for jurors who serve on Federal courts, and to provide for civil penalty in the event of a discharge or threatened discharge of an employee by reason of his Federal jury service—agreed to House amendment.

Pages 36678–36680

Overseas Citizens' Voting Rights: S. 703, to improve the administration and operation of the Overseas Citizens' Voting Rights Act of 1975—agreed to House amendment. Pages 36680–36683

Bilingual court proceedings: S. 1315, to provide more effectively for bilingual proceedings in district courts of the United States—agreed to House amendment. Pages 36683–36685

Noise control: S. 3083, authorizing funds through fiscal year 1980 for programs administered under the Noise Control Act—agreed to House amendments.

Pages 36685–36687

Retired employees' benefits: H.R. 4319, to reduce from twelve to five years the length of service required by a retiring employee to retain his group life insurance and health benefits coverages during retirement—agreed to House amendment to Senate amendment.

Page 36687

Territorial lands: S. 3371, to repeal certain provisions of law establishing limits on amount of land that certain religious corporations may hold in any Territory of the United States—agreed to House amendment.

Page 36701

Coal leasing: S. 3189, authorizing the Secretary of the Interior to acquire Federal coal leases or rights to Federal coal leases by purchase at fair market value, by exchange for another coal lease, or by condemnation—agreed to House amendment. Pages 36702–36703

Foreign aid appropriations: By 60 yeas to 31 nays, Senate agreed to the conference report on H.R. 12931, making appropriations for foreign aid programs for fiscal year 1979. Senate agreed to the House amendments to Senate amendments Nos. 16, 40, 45, 94, and 96.

Pages 36706–36707, 36709–36714

Tris: S. 1503, to provide for the payment of losses incurred as a result of the ban on the use of the chemical "Tris" in apparel and fabric—agreed to House amendment. Pages 36726–36727

Maritime satellite telecommunications: H.R. 11209, to establish ownership, operation, and governmental oversight and regulations of international maritime satellite telecommunications services—agreed to House amendment to the Senate amendment.

Pages 36815–36817

Exchange Stabilization Fund: S. 2093, to bar availability of moneys in the Exchange Stabilization Fund for payment of administrative expenses of the Treasury Department—agreed to House amendments.

Page 36841

Perishable Agricultural Commodities: Senate agreed to the House amendments with an amendment in the nature of a substitute to S. 976, to amend in several regards the Perishable Agricultural Commodities Act with respect to practices in the marketing of such commodities—returned to House. Pages 36707–36709

Justice Department Authorizations: Senate agreed to conference report on S. 3151, authorizing funds for activities of the Department of Justice for fiscal year 1979—cleared for House action. Pages 36724–36726

CETA: Senate agreed to the conference report on S. 2570, to authorize funds for programs administered under the Comprehensive Employment and Training Act—cleared for House action. Pages 36749–36761

Sex Discrimination: Senate agreed to conference report on S. 995, to amend the Civil Rights Act to prohibit discrimination based on pregnancy or related medical conditions—cleared for House action.

Pages 36815, 36817–36819

Cibola National Forest: Senate agreed to the House amendment with an amendment (Dole unprinted amendment No. 2112), to S. 553, to enlarge the boundary of the Cibola National Forest, New Mexico.

Pages 36846–36847

Reorganization—ERISA: Senate rejected S. Res. 537, disapproving the President's proposed Reorganization Plan No. 4, to simplify the administrative requirements of the Employee Retirement Income Security Act, thereby giving Senate approval to this plan. Page 36670

Presidential Messages: Senate received messages from the President, as follows:

Transmitting the Annual Report of the Administrator, National Credit Union Administration—referred to Committee on Banking, Housing, and Urban Affairs (PM–230); and

Transmitting Seventh Annual Report on administration of the Federal Railroad Safety Act—referred to Committee on Commerce, Science, and Transportation (PM–231). Page 36847

Bills Indefinitely Postponed: S. Res. 576, Budget Act waiver. Page 36670

Bills Held at the Desk: Page 36849

Messages From the President: Page 36849

Messages From the House: Pages 36847–36848

Bills Referred: Pages 36848–36849

Statements on Introduced Bills: Pages 36850–36866

Amendments Submitted for Printing:

Pages 36866–36876

McGarry Nomination: By 50 yeas to 25 nays, Senate agreed to motion to proceed to executive session to consider the nomination of John W. McGarry, of Massachusetts, to be a member of the Federal Election Commission. Pages 36820–36821

Confirmations: Senate confirmed the following nominations:

Richard Merrell Freeman, of Illinois, to be a Member of the Board of Directors of the Tennessee Valley Authority; and

Colonel John Miley Adsit, U.S. Army, to be a Member of the California Debris Commission. Page 36915

Nominations: Senate received sundry nominations in the Army, Navy, and Air Force. Pages 36900–36914

Record Votes: Seven record votes were taken today.

Pages 36713, 36744, 36748, 36785, 36787, 36808, 36821

Recess: Senate met at 9 a.m. and as a further mark of respect to the memory of the late Representative Byron recessed at 12:19 a.m. on Saturday, October 14, 1978.

Page 36900

Committee Meetings

FOREIGN AFFAIRS—RHODESIA

Committee on Foreign Relations: Committee met in closed session to discuss Rhodesia policy issues with Richard M. Moose, Assistant Secretary of State for African Affairs.

Committee recessed subject to call.

NATIONAL HEALTH INSURANCE

Committee on Human Resources: Committee resumed hearings to examine the need for a national health insurance program. Witnesses heard were Secretary of Health, Education, and Welfare Joseph A. Califano; Vernon Jordan, National Urban League, New York City; Dr. Sylvester Davis, NAACP, New York City; Victor Lutnicki, Health Insurance Association of America, New York City; Tony T. Dechant, National Farmers Union, Washington, D.C.; Dr. J. Dobkin, Physicians National House Staff Association, Washington, D.C.; Ingeborg G Mauksch, American Nurses Association, Washington, D.C.; and Carol Burris, Women's Lobby, Inc., Washington, D.C.

Subcommittee recessed subject to call.

NOMINATION

Committee on Rules and Administration: Committee held hearings on the nomination of Max L. Friedersdorf, of Indiana, where the nominee testified and answered questions on his own behalf.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 40 public bills, H.R. 14320–14359; 7 private bills, H.R. 14360–14366; and 14 resolutions, H.J. Res. 1169–1172, H. Con. Res. 749–753, and H. Res. 1431–1435 were introduced. Pages 37169–37171

Bills Reported: Reports were filed as follows:

H. Res. 1431, providing for the consideration of S. 666, to allow Federal employment preference to certain employees of the Bureau of Indian Affairs, and to certain employees of the Indian Health Service, who are not entitled to the benefits of or who have been adversely affected by the application of, certain Federal laws allowing employment preference (H. Rept. 95–1781);

H. Res. 1434, providing for the consideration en bloc of the conference reports on the bills H.R. 4018, H.R. 5146, H.R. 5037, H.R. 5289, and H.R. 5263 (H. Rept. 95–1782);

Conference report on S. 2466, to amend the Public Health Service Act to extend and revise the assistance programs for health services research and health statistics; and to establish the Office of Health Technology (H. Rept. 95–1783);

Conference report on S. 2534, to revise and extend the provisions of title XIII of the Public Health Service Act relating to health maintenance organizations (H. Rept. 95–1784);

Conference report on S. 2416, to amend title VIII of the Public Health Service Act to extend for 2 fiscal years the program of assistance for nurse training (H. Rept. 95–1785);

Conference report on S. 995, to amend title VII of the Civil Rights Act of 1964 to prohibit sex discrimination on the basis of pregnancy (H. Rept. 95–1786);

Report entitled "Small Business Problems in the Marketing of Meat and Other Commodities (Part 1—Meat Pricing)" (H. Rept. 95–1787);

Report entitled "Small Business Problems in the Marketing of Meat and Other Commodities (Part 2—Transportation)" (H Rept. 95–1788);

H.R. 6575, Voluntary Hospital Cost Containment Act of 1978, amended (H. Rept. 95-1789);

Conference report on H.R. 12050, to amend the Internal Revenue Code of 1954 to provide a Federal income tax credit for tuition (H. Rept. 95-1790);

Report of the Committee on Agriculture entitled "Allocation of Budget Totals for fiscal year 1979" (H. Rept. 95-1791); and

Conference report on S. 3084, to amend and extend certain Federal laws relating to housing, community, and neighborhood development and preservation, and related programs (H. Rept. 95-1792). Page 37169

National Parks: House cleared for the President S. 791, to authorize additional appropriations for the acquisition of lands and interests in lands within the Sawtooth National Recreation Area in Idaho; by agreeing to the Senate amendments to the House amendment thereto. Pages 36916–36922

Rules Committee Reports: By a yea-and-nay vote of 260 yeas to 134 nays, Roll No. 909, the House agreed to H. Res. 1426, providing for the consideration of reports from the Committee on Rules. Pages 36924–36926

Suspensions: House voted to suspend the rules and take the following actions:

Replacement of Lock and Dam 26: Agreed to H. Res. 1432, providing for agreeing to the Senate amendment to H.R. 8533, to amend the Internal Revenue Code of 1954 to provide that income from the conducting of certain bingo games by certain tax-exempt organizations will not be subject to tax (agreed to by a yea-and-nay vote of 287 yeas to 123 nays, Roll No. 911)—clearing H.R. 8533 for the President.

Earlier, by a yea-and-nay vote of 374 yeas to 4 nays, Roll No. 910, agreed to order a second; Pages 36927–36934

Water facilities bonds: Passed H.R. 10239, amended, to amend the Internal Revenue Code of 1954 to clarify the tax status of certain industrial development bonds issued to provide facilities for the furnishing of water including water used to cool thermal generating plants or to generate hydroelectric energy. Agreed to amend the title; Pages 36934–36935

Nonresident alien commissions: Passed H.R. 13336, amended, to amend the Internal Revenue Code of 1954 to provide an exemption from withholding of tax on nonresident aliens for ship suppliers in respect of certain commissions paid to nonresident aliens; Page 36935

Interest paid by foreign branches of domestic banks: Passed H.R. 13758, amended, to amend the Internal Revenue Code of 1954 to provide the same treatment, with respect to determination of sources of income, for interest paid by foreign branches of domestic banks and interest paid by foreign branches of domestic savings and loan institutions; Pages 36935–36936

Tax treatment of redemptions of discount coupons: Passed H.R. 13047, amended, to amend the Internal Revenue Code of 1954 to provide for a special tax accounting rule for the redemption of trading stamps and coupons. Agreed to amend the title; Pages 36936–36938

Investment tax credit: Passed H.R. 12846, amended, to amend the Internal Revenue Code of 1954 to clarify the application of the investment tax credit to certain enclosures or structures used for the housing, raising, or feeding of poultry or their produce. Agreed to amend the title; Pages 36938–36940

Nazi war criminals: Agreed to the Senate amendment to H.R. 12509, to amend the Immigration and Nationality Act to exclude from admission into, and to deport from, the United States all aliens who persecuted any person on the basis of race, religion, national origin, or political opinion, under the direction of the Nazi government of Germany—clearing the measure for the President; Pages 36940–36944

Psychotropic substances: Agreed to the Senate amendments to the House amendment to S. 2399, to amend the Comprehensive Drug Abuse Prevention and Control Act of 1970 and other laws to meet obligations under the Convention on Psychotropic Substances relating to regulatory controls on the manufacture, distribution, importation, and exportation of psychotropic substances—clearing the measure for the President; Pages 36944–36950

Railroad safety authorization: Passed H.R. 12577, amended, to amend the Federal Railroad Safety Act of 1970 to authorize additional appropriations. Subsequently, this passage was vacated and S. 3081, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as amended. Agreed to amend the title of the Senate bill; Pages 36950–36954

Local rail service assistance: Passed H.R. 11979, amended, to amend section 5 of the Department of Transportation Act, relating to local rail service assistance. Agreed to amend the title. Subsequently, this passage was vacated and S. 2981, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill; and Pages 36954–36963

U.S.R.A. authorization: Agreed to H. Res. 1433, providing for agreeing to Senate amendments Nos. 1, 2, and 4; and agreeing, with amendments, to Senate amendments Nos. 3 and 5 to H.R. 10898, to amend the Regional Rail Reorganization Act of 1973 to authorize appropriations for the United States Railway Association for fiscal year 1979—returning H.R. 10898 to the Senate. Pages 36963–36965

Energy: By a voice vote, the House agreed to H. Res. 1434, providing for the consideration en bloc of the conference reports on the bills H.R. 4018, H.R. 5146, H.R. 5037, H.R. 5289, and H.R. 5263.

By a yea-and-nay vote of 207 yeas to 206 nays with 1 voting "present", Roll No. 912, agreed to order the previous question. Pages 36966–36975

Maritime Satellite Telecommunications: House receded from its disagreement and agreed, with amendment, to the Senate amendment to H.R. 11209, to provide for the establishment, ownership, operation, and governmental oversight and regulation of international maritime satellite telecommunications services—returning the measure to the Senate. Earlier, the House vacated the proceedings of Thursday, October 12, whereby it had taken a similar action. Pages 37001–37003

Korean Influence Investigations: House agreed to the following resolutions from the Committee on Standards of Official Conduct:

H. Res. 1414, investigation pursuant to H. Res. 252 in re: Representative Charles H. Wilson of California (agreed to by a recorded vote of 329 ayes to 41 noes with 29 voting "present", Roll No. 914);

H. Res. 1415, investigation pursuant to H. Res. 252 in re: Representative John J. McFall; and

H. Res. 1416, investigation pursuant to H. Res. 252 in re: Representative Edward R. Roybal; after agreeing to a motion to recommit the resolution to the Committee on Standards of Official Conduct with instructions to report it back forthwith containing an amendment that Representative Roybal be reprimanded (agreed to by a yea-and-nay vote of 219 yeas to 170 nays with 1 voting "present", Roll No. 915). Pages 36926–36984, 37005–37017

Solar Photovoltaic Energy: House cleared for the President H.R. 12874, Solar Photovoltaic Energy Research, Development, and Demonstration Act of 1978; by agreeing to the Senate amendment thereto. Pages 37017–37022

Pennsylvania Avenue Development: Objection was heard to a request to disagree to the Senate amendment to the House amendment to S. 2566, to amend the Pennsylvania Avenue Development Corporation Act of 1972 to authorize appropriations and borrowings from the United States Treasury for further implementation of the development plan for Pennsylvania Avenue between the Capitol and the White House; and agree to a conference. Pages 37022–37023

Veterans' Programs Extension: House agreed, with amendments, to the Senate amendments to H.R. 5029, to amend title 38 of the United States Code in order to authorize contracts with the Republic of the Philippines for the provision of hospital care and medical services to Commonwealth Army veterans and new Philippine Scouts for service-connected disabilities; and to authorize the continued maintenance of a Veterans' Administration office in the Republic of the Philippines—returning the measure to the Senate. Pages 37026–37032

FTC Rulemaking Studies: House passed S. 3595, to amend section 202(d) of the Magnuson-Moss Warranty—Federal Trade Commission Improvement Act to extend the deadline for filing a report of rulemaking procedures—clearing the measure for the President. Pages 37032–37033

Sugar Stabilization: House disagreed to the Senate amendments to H.R. 13750, to implement the International Sugar Agreement, 1977 between the United States and foreign countries, and to protect the welfare of consumers of sugar and of those engaged in the domestic sugar industry; and agreed to a conference. Appointed as conferees: Representatives Foley, Ullman, Poage, Rostenkowski, Vanik, Corman, Gibbons, de la Garza, Nolan, Akaka, Johnson of Colorado, Frenzel, Steiger, and Moore. Pages 37033–37034

Citizenship: House passed H.R. 8930, to confer United States citizenship posthumously upon Leopoldine Marie Schmid. Page 37034

Labor-HEW Appropriations: Pursuant to a request of the Senate, House agreed to return the bill H.R. 12929, making appropriations for the Department of Labor, and Health, Education, and Welfare, and related agencies, for the fiscal year ending September 30, 1979, together with accompanying papers, to the Senate (agreed to by a division vote of 28 ayes to 3 noes). Pages 37034

Federal Reclamation Dams Safety: House agreed to H. Res. 1424, providing for the consideration of H.R. 11153, to authorize the Secretary of the Interior to instruct, restore, operate, and maintain new or modified features at existing Federal reclamation dams for safety of dams purposes. Page 37035

Welfare of Indian Children: House agreed to H. Res. 1374, providing for the consideration of H.R. 12533, to establish standards for the placement of Indian children in foster or adoptive homes, and to prevent the breakup of Indian families. Pages 37035–37036

Public Telecommunications Financing: By a voice vote, the House agreed to the conference report on H.R. 12605, to amend the Communications Act of 1934 to extend and improve the provisions of such Act relating to long-term financing for the Corporation for Public Broadcasting and relating to certain grant programs for public telecommunications—clearing the measure for Senate action. Pages 37036–37037

Presidential Messages: Received and read the following messages from the President:

National Credit Union Administration: Transmitting the Annual Report of the Administrator, National Credit Union Administration—referred to the Committee on Banking, Finance, and Urban Affairs; and

Railroad safety: Transmitting the Seventh Annual Report on administration of the Federal Railroad Safety

Act—referred to the Committee on Interstate and Foreign Commerce. Page 37037

Health Services Amendments: By a yea-and-nay vote of 343 yeas to 27 nays with 1 voting "present", Roll No. 918, the House passed H.R. 12370, to amend the Public Health Service Act and related health laws to revise and extend the programs of financial assistance for the delivery of health services.

Rejected a motion to recommit the bill to the Committee on Interstate and Foreign Commerce with instructions to report it back forthwith containing an amendment that would prohibit use of funds to support any family planning program which directly or indirectly provides abortion, abortion counseling, or abortion referral services (rejected by a yea-and-nay vote of 137 yeas to 232 nays, Roll No. 917). This amendment had been previously rejected in the Committee of the Whole by a division vote of 13 ayes to 56 noes.

By a yea-and-nay vote of 327 yeas to 6 nays with 1 voting "present", Roll No. 916, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

An amendment that reduces fiscal year 1980 authorizations for the Health Incentive Grant Program by $32 million; fiscal year 1981 authorizations for that program by $18 million; and deletes the fiscal year 1982 authorization for that program;

An amendment that deletes the fiscal year 1982 authorization of $38 million for hypertensions programs;

An amendment that modifies the formula for the distribution of Federal funds for comprehensive health services, and directs the Secretary to consider the financial need of States in distributing funds; and

An amendment that provides a review process for informational and educational materials made available under family planning programs.

Rejected:

An amendment that sought to require parental notification before a prescription drug or device could be provided to an unemancipated minor 16 years of age or younger through family planning services (rejected by a division vote of 10 ayes to 45 noes);

An amendment that sought to permit family planning funds to be used to support organizations which provide counseling on the alternatives to abortion;

An amendment that sought to permit family planning funds to be used to support organizations involved exclusively in natural family planning (rejected by a division vote of 8 ayes to 49 noes);

An amendment that sought to insure that physicians providing services under grants or contracts comply with applicable State law reporting requirements in the reporting of pregnancy of an unwed minor; and

An amendment that sought to extend authorizations for family planning services only through 1979, at the 1978 level of authorizations.

Subsequently, pursuant to H. Res. 1408, this passage was vacated and S. 2522, a similar Senate-passed bill, was passed after being amended to contain the provisions of sections 5 and 6(d)(2) of H.R. 12370; and S. 2474, a similar Senate-passed bill, was passed after being amended to contain the remaining provisions of H.R. 12370 and the provisions of title I of H.R. 12460 as passed by the House. The titles of both Senate bills were amended.

House insisted on its amendments to S. 2522, and asked a conference. Appointed as conferees: Representatives Staggers, Rogers, Satterfield, Preyer, Scheuer, Carter, and Broyhill.

House insisted on its amendments to S. 2474, and asked a conference. Appointed as conferees: Representatives Staggers, Rogers, Satterfield, Preyer, Scheuer, Carter, and Broyhill. Pages 37038–37056

Postponement of Votes: By unanimous consent, any recorded votes in order on legislation between noon and 4 p.m. on Saturday, October 14, will be postponed until after 4 p.m. Page 37057

Nuclear Regulatory Commission Authorization: House insisted on its amendments to S. 2584, to authorize appropriations to the Nuclear Regulatory Commission for fiscal year 1979; and agreed to a conference. Appointed as conferees: Representatives Udall, Bingham, Sharp, Staggers, Dingell, Bauman, and Brown of Ohio. Page 37057

District of Columbia Retirement: By a voice vote, the House agreed to the conference report on H.R. 6536, to establish an actuarially sound basis for financing retirement benefits for policemen, firemen, teachers, and judges of the District of Columbia and to make certain changes in such benefits—clearing the measure for the President.

Subsequently, agreed to H. Con. Res. 749, directing the Clerk of the House of Representatives to make corrections in the enrollment of H.R. 6536. Pages 37058–37060

Nurse Training: By a voice vote, the House agreed to the conference report on S. 2416, to amend title VIII of the Public Health Service Act to extend for 2 fiscal years the program of assistance for nurse training—clearing the measure for Senate action. Pages 37060–37061

Health Services Research: By a voice vote, the House agreed to the conference report on S. 2466, to amend the Public Health Service Act to extend and revise the assistance programs for health services research and health statistics—clearing the measure for Senate action. Page 37061–37062

Health Maintenance Organizations: By a yea-and-nay vote of 309 yeas to 33 nays, Roll No. 919, the House agreed to the conference report on S. 2534, to revise and extend the provisions of title XIII of the Public Health Service Act relating to health maintenance organizations—clearing the measure for Senate action. Pages 37062–37064

Amateur Sports: House passed S. 2727, to promote and coordinate amateur athletic activity in the United States, to recognize certain rights for amateur athletes, and to provide for the resolution of disputes involving national governing bodies.

Agreed To:

The committee amendments; except for the committee amendment providing for revising section 113;

The committee amendment that revises section 113 language concerning the annual report to Congress by the Corporation on its operations for the preceding year;

An amendment to the previous committee amendment that requires a detailed report to the appropriate House and Senate committees of all grants made to the Corporation and a full disclosure of how the funds are and will be spent; and

An amendment that strikes the $30 million financial assistance authorization to the United States Olympic Committee (agreed to by a division vote of 54 ayes to 42 noes). Pages 37064–37074

Contract Disputes: House cleared for the President H.R. 11002, to provide for the resolution of claims and disputes relating to Government contracts awarded by executive agencies; by agreeing to the Senate amendments thereto. Pages 37074–37076

Native Latex Rubber: House agreed, with amendment, to the Senate amendment to the House amendment to S. 1816, to amend the Public Works and Economic Development Act of 1965 to authorize a program of research, development, and demonstration of guayule rubber production and manufacture as an economic development opportunity for the Southwestern States—returning the measure to the Senate. Pages 37110–37113

Perishable Agricultural Commodities: House cleared for the President S. 976, to amend the Perishable Agricultural Commodities Act, 1930, relating to practices in the marketing of perishable agricultural commodities; by agreeing to the Senate amendment to the House amendments thereto. Pages 37113–37114

Endangered Species: House agreed to H. Res. 1423, providing for the consideration of H.R. 14104, to authorize appropriations to carry out the Endangered Species Act of 1973 through fiscal year 1981. Pages 37114–37116

Funeral Committee—Representative Byron: Pursuant to H. Res. 1430, the Speaker appointed as members of the Funeral Committee of the late Representative Byron, the following Members on the part of the House: Representatives Long of Maryland, Mitchell of Maryland, Holt, Bauman, Spellman, Mikulski, Steers, Montgomery, Nichols, Alexander, Jones of Tennessee, Hillis, Symms, McDonald, and Won Pat. Pages 37116–37117

Funeral Committee—Representative Metcalfe: Pursuant to H. Res. 1422, the Speaker appointed as members of the Funeral Committee of the late Representative Metcalfe, the following Members on the part of the House: Representatives Price, Brademas, Michel, Derwinski, Rostenkowski, Shipley, Anderson of Illinois, Findley, McClory, Yates, Annunzio, Erlenborn, Railsback, Crane, Murphy of Illinois, Madigan, O'Brien, Collins of Illinois, Mikva, Hyde, Russo, Simon, Fary, Corcoran, Diggs, Nix, Hawkins, Leggett, Conyers, Hanley, Biaggi, Chisholm, Clay, Stokes, Dellums, Mitchell of Maryland, Rangel, Burke of California, Gilman, Jordan, Ford of Tennessee, Akaka, and Fauntroy. Page 37117

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 37169

Adjournment: Adjourned at 1:19 a.m. on Saturday, October 14.

Committee Meetings

WATERSHED PROJECTS—WAIVE ASSESSMENT OF CERTAIN TOBACCO QUOTA PENALTIES

Committee on Agriculture: Met and ordered reported favorably to the House H.R. 14287, to amend the Act of September 3, 1974, to waive the assessment of marketing quota penalties on certain 1975 crop Maryland Type 32 tobacco; and

Approved Wet Walnut Creek Subwatershed No. 1, Kansas; and Deposit Creek Watershed, New York; and

Instructed the Chairman to go to conference on H.R. 13750, Sugar Stabilization Act.

COMMITTEE BUSINESS

Select Committee on Assassinations: Met in executive session on committee business.

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations met in executive session on investigation of Korean-American relations.

ECONOMIC DEVELOPMENT ADMINISTRATION REORGANIZATION

Committee on Public Works and Transportation: Subcommittees on Economic Development and on Investigations and Review met for briefing by Robert Hall, Assistant Secretary for Economic Development, Department of Commerce, on the proposed reorganization of the Economic Development Administration and the proposed changes in the composition of policy boards for economic development districts.

CONFERENCE REPORTS ON ENERGY BILLS

Committee on Rules: Granted a rule providing it shall be in order in the House to consider en bloc the conference reports on the bills H.R. 4018, H.R. 5146, H.R. 5037,

and H.R. 5289 (and H.R. 5263 if first adopted by the Senate); waiving all points of order against the conference reports, which shall continue not to exceed four hours, the first hour shall be confined solely to the conference report on the bill H.R. 5289; the previous question shall be considered as ordered on said conference reports to one vote on their final adoption, and the vote on said conference reports shall not be subject to a demand for a division of the question or to a motion to reconsider.

Joint Committee Meeting

SEX DISCRIMINATION

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 995, to amend the Civil Rights Act to prohibit discrimination based on pregnancy or related medical conditions.

Saturday, October 14, 1978

Senate

Chamber Action

Routine Proceedings, pages 37379–38088

Bills Introduced: Fifteen bills and eight resolutions were introduced, as follows: S. 3617–3631; S.J. Res. 169; S. Con. Res. 114–115; and S. Res. 594–598.

Pages 37654–37655

Bills Reported: Reports were made as follows:

Report of Committee on the Budget pursuant to section 301(b) of the Congressional Budget and Impoundment Control Act of 1974 (S. Rept. 95–1411).

S. 1493, to provide financial and technical assistance to States, local governments, and Indian tribes to manage impacts caused by energy development, with amendment, together with additional views (S.Rept. 95–1412).

Page 37654

Enrollment correction: Senate agreed to S. Con. Res. 114, authorizing corrections in the enrollment of S. 2570, to authorize funds for programs administered under the Comprehensive Employment and Training Act.

Pages 37460–37461

Select Committee on Indian Affairs: Senate agreed to S. Res. 405, to extend for two years the Select Committee on Indian Affairs. Page 37465

Indian Affairs Committee Funding: Committee on Rules and Administration was discharged from the further consideration of S. 575, authorizing $518,000 for expenses of the Select Committee on Indian Affairs, and the resolution was then agreed to. Page 37465

Airport and Aircraft Noise Reduction: Committee on Commerce, Science, and Transportation was discharged from the further consideration of H.R. 8729, to provide assistance to airport operators to prepare and carry out noise compatibility programs, and to provide assistance to aircraft operators to comply with noise standards, and the bill was then passed after agreeing to Cannon unprinted amendment No. 2113, in the nature of a substitute bill. Pages 37465–37473

Housing: By 77 yeas to 8 nays, Senate agreed to conference report on S. 3084, proposed Housing and Community Development Amendments of 1978—cleared for House action. Pages 37395–37399

Air Transportation Regulatory Reform: By 82 yeas to 4 nays, Senate agreed to conference report on S. 2493, proposed Air Transportation Regulatory Reform Act of 1978—cleared for House action. Pages 37416–37422

Corporation for Public Broadcasting: Senate agreed to the conference report on H.R. 12605, authorizing funds for the Corporation for Public Broadcasting for fiscal year 1979—cleared for President.

Pages 37454–37455

Philippines Veterans' Benefits: Senate agreed to the House amendment to the Senate amendment to H.R. 5029, to extend for one year authority to provide benefits to the Philippines for medical care and treatment of eligible veterans—cleared for President.

Pages 37455–37460

Dam Safety: Senate agreed to the House amendments to S. 2820, to provide permanent authority for the Secretary of the Interior to take necessary actions to ensure the safety of dams under the jurisdiction of the Bureau of Reclamation—cleared for President.

Pages 37461–37462

Energy Taxes: By 60 yeas to 17 nays, Senate agreed to the conference report on H.R. 5263, to continue extension of the duty on bicycle parts, and to provide tax incentives for the production and conservation of energy, thereby clearing the measure for action of the House.

Page 37454

Prior to approval of this measure, Senate took actions in connection therewith, as follows:

(1) By 71 yeas to 13 nays, two-thirds of the Senators present and voting having voted in the affirmative, agreed to motion to close further debate on the conference report; Page 37384

(2) By 22 yeas to 56 nays, rejected a motion to table the conference report; Page 37428

(3) By 58 yeas to 16 nays, tabled Abourezk motion to recommit the report with instructions to provide substitute language for the Residential Energy Credit section;

Page 37435

(4) By 61 yeas to 12 nays, tabled Abourezk motion to recommit the conference report with instructions to delete section on Rerefined Lubricating Oil; and

Page 37439

(5) By 67 yeas to 11 nays, tabled Weicker motion to recommit the conference report. Page 37449

Also during consideration of this matter, Senate took fifteen procedural record votes in connection therewith, seven to instruct the Sergeant at Arms to request the attendance of absent Senators, and four tabling appeals from rulings of the Chair concerning dilatory motions made in connection therewith.

Pages 37384–37395, 37399–37410
37421–37422, 37424–37439, 37447–37454

Public Health Programs: Senate disagreed to the House amendment to S. 2474, to authorize funds for the extension of numerous programs administered under the Public Health Service Act, agreed to conference with the House, and appointed as conferees Senators Kennedy, Nelson, Hathaway, Pell, Cranston, Williams, Schweiker, Javits, and Chafee. Pages 37462–37464

Continuing Appropriations: Senate passed H.J. Res. 1139, making continuing appropriations for fiscal year 1979, after agreeing to committee amendments en bloc which were thereafter considered as original text for the purpose of further amendment. Senate took action on additional amendments proposed thereto as follows:

Adopted:

(1) Magnuson unprinted amendment No. 2114, to delete language which would have restricted all programs of the Departments of Labor and HEW to the lower rate of the House or Senate bills; Page 37475

(2) Inouye unprinted amendment No. 2115, to repeal provision of Foreign Relations authorization for fiscal year 1979 permitting retirement for certain Foreign Service officers based on their "high one" year of service; Page 37480

(3) Bayh unprinted amendment No. 2116, relating to purchase of ConRail securities; Page 37480

(4) Pell unprinted amendment No. 2117, to appropriate $3.5 million for the Rhode Island Indian Claims Settlement Fund; Page 37481

(5) Magnuson unprinted amendment No. 2118, a technical amendment concerning Legislative Branch Appropriations; and Page 37481

(6) Stevens unprinted amendment No. 2120, appropriating $16 million for grants for the U.S. Olympic Committee. Page 37487

Rejected:

By 32 yeas to 44 nays, Chiles unprinted amendment No. 2119, to reduce by 68,000 public service jobs in the Antirecession Title of CETA. Page 37482

Pages 37474–37488

Budget Act Waiver: Senate agreed to S. Res. 589, to waive section 303(a) of the Congressional Budget Act with respect to Senate consideration of the conference report on H.R. 11733, authorizing funds for the Federal Aid Highway Program. Pages 37488–37489

Federal Aid Highway Program: Senate agreed to conference report on H.R. 11733, authorizing funds for the Federal Aid Highway Program. Pages 37489–37498

Meat and Livestock Imports: Senate passed without amendment and cleared for the President H.R. 11545, proposed Meat and Livestock Import Amendments of 1978. Pages 37498–37502

Water Pollution Control: Committee on Environment and Public Works was discharged from the further consideration of H.R. 12140, authorizing additional funds for operating programs under the Federal Water Pollution Control Act, and the bill was then passed after agreeing to Baker unprinted amendment No. 2121. Pages 37502–37504

Public Health Programs: Senate agreed to the conference report on S. 2474, to authorize funds for the extension of numerous programs administered under the Public Health Service Act. Pages 37510–37514

Taxation: Senate agreed to the conference report on H.R. 9251, to extend effective dates of several provisions of the Tax Reform Act of 1976. Pages 37514–37517

Vocational Rehabilitation: Senate agreed to the conference report on H.R. 12467, to extend programs established under the Rehabilitation Act and to establish a comprehensive services program for the severely handicapped. Pages 37504–37510

Victims of Crime: Senate agreed to the conference report on H.R. 7010, to provide for grants to States for payment of compensation for persons injured by certain criminal acts and omissions. Page 37517

Cigarette Racketeering: Senate agreed to the conference report on S. 1487, to eliminate racketeering in the sale and distribution of cigarettes. Pages 37517–37519

Enrollment Correction: Senate agreed to H. Con. Res. 755, authorizing corrections in the enrollment of S. 1487, cigarette racketeering. Page 37519

Economic Opportunity Act Amendments: Senate

agreed to the conference report on H.R. 7577, to extend certain programs administered under the Economic Opportunity Act. Pages 37519–37524, 37596

Nuclear Regulatory Commission: Senate agreed to the conference report on S. 2584, to authorize funds for the Nuclear Regulatory Commission for fiscal year 1979. Pages 37525–37526

Health Maintenance Organizations: Senate agreed to the conference report on S. 2534, extending through fiscal year 1984 health maintenance organization programs. Pages 37524–37525

Nurse Training: Senate agreed to the conference report on S. 2416, to extend through fiscal year 1980 programs of assistance for nurse training. Page 37526

Health Services: Senate agreed to the conference report on S. 2466, to extend programs for health services research and to create an Office of Health Technology. Page 37526

Federal Agency Regulations: Senate passed with committee amendment S. 1974, to provide that agencies consider alternative regulatory proposals in the promulgation of agency rules, regulations, and reporting requirements. Pages 37526–37529

Private Bills: Senate passed without amendment S. 3395 and S. Res. 388, private bills. Page 37529

Indefinite Postponement—Budget Act Waiver: Senate indefinitely postponed further action on S. Res. 570, Budget Act waiver with respect to Senate consideration of S. 50. Page 37529

Railroad Safety: Senate agreed to the House amendments to S. 3081, authorizing funds for programs administered under the Federal Railroad Safety Act for fiscal years 1979 and 1980. Pages 37529–37531

U.S. Railway Association: Senate agreed to the House amendments to the Senate amendments to H.R. 10898, to authorize funds for administrative expenses of the U.S. Railway Association. Page 37534

Rural Transportation Information: Senate agreed to the House amendment to S. 1835, directing the Secretary of Agriculture to compile and publish information relating to the adequacy of the transportation system to meet the needs of agricultural and rural development in the United States. Pages 37534–37536

Guayule Rubber Production: Senate agreed to the Senate amendments to the House amendments to S. 1816, authorizing funds for fiscal years 1979–1982 for program of research, development, and demonstration of guayule rubber production. Pages 37536–37537

Indian Children: Senate agreed to the House amendments to S. 1214, to establish standards for the placement of Indian children in foster or adoptive homes. Pages 37537–37540

Military Unionization: Senate agreed to the House amendment to S. 274, to prohibit union organization and membership in the Armed Forces. Pages 37540–37542

Uniformed Services University of the Health Sciences: Senate passed without amendment and cleared for the President H.R. 13903, to provide that a member of the Board of Regents of the Uniformed Services University of the Health Sciences whose term of office has expired shall continue to serve until a successor is appointed. Page 37502

Enrollment Correction: Senate agreed to H. Con. Res. 749, authorizing corrections in the enrollment of H.R. 6536, D.C. retirement bill. Page 37542

Radioactive Materials: Senate agreed to the House amendment to the Senate amendment to H.R. 13650, proposed Uranium Mill Tailings Control Act of 1978. Pages 37542–37545

College Opportunity Act: Senate agreed to the House amendments to S. 2539, to improve the basic education opportunity grants program under the Higher Education Act. Pages 37535–37536

Private Bills: Senate agreed to the House amendments to S. 2687, 2349, and 2247, private bills. Page 37536

Federal Government Pension Plans: Committee on Governmental Affairs was discharged from the further consideration of H.R. 9701, to require that the Comptroller General provide for an audit with respect to pension plans for Federal officers and employees, and the bill was then passed without amendment. Pages 37546–37547

Enrollment Correction: Senate agreed to H. Con. Res. 754, authorizing corrections in the enrollment of H.R. 8533, taxation of proceeds of bingo games. Page 37547

Amateur Sports: Senate agreed to the House amendment to S. 2727, to promote and coordinate amateur athletic activities in the United States. Pages 37547–37551

James Madison Library Building: Senate agreed to the House amendment to S. 3112, authorizing an additional $10 million for fiscal year 1978 for construction of the Library of Congress James Madison Memorial Building. Page 37551

Court Testimony: Senate agreed to S. Res. 594, authorizing certain Senate employees to testify in connection with a case pending before the U.S. District Court for the District of Columbia. Page 37551

Charles A. Lindbergh Federal Building: Committee on Environment and Public Works was discharged from the further consideration of H.R. 7296, to designate the new Terminal Radar Approach Control Federal Building in Hempstead, Long Island, New York, as the "Charles A. Lindbergh Federal Building", and the bill was then passed without amendment and cleared for the President. Pages 37551–37552

Frederick G. Payne Building: Committee on Environment and Public Works was discharged from the further consideration of H.R. 13481, to name the post office and Federal building in Portland, Maine, the "Frederick G. Payne Building", and the bill was then passed without amendment and cleared for the President. Page 37552

Omar Burleson Federal Building: Committee on Environment and Public Works was discharged from the further consideration of H.R. 13808, to designate the "Omar Burleson Federal Building", and the bill was then passed without amendment and cleared for the President. Page 37552

Joe Skubitz Federal Building: Committee on Environment and Public Works was discharged from the further consideration of H.R. 12634, to designate the Social Security Administration District Office Building in Pittsburg, Kansas, as the "Joe Skubitz Federal Building", and the bill was then passed without amendment and cleared for the President. Page 37552

Leslie C. Arends Building: Senate passed without amendment and cleared for the President H.R. 14223, to designate a Federal building in Bloomington, Illinois, the Leslie C. Arends Building. Page 37552

Local Rail Service Assistance: Senate agreed to the House amendments to S. 2981, to expand the categories of rail lines eligible for rehabilitation, deferred maintenance, and various alternative facilities. Pages 37531–37534, 37552–37555

Family Planning Services: Senate agreed to the House amendment to S. 2522, authorizing funds through fiscal year 1983 for programs administered under the Family Planning Services and Population Research Act. Pages 37555–37556

Federal Reserve Banks Authority: Committee on Banking, Housing, and Urban Affairs was discharged from the further consideration of H.J. Res. 816, to extend the authority of the Federal Reserve Banks to buy and sell certain obligations, and the joint resolution was then passed without amendment and cleared for the President. Page 37557

C. Bascom Slemp Building: Committee on Environment and Public Works was discharged from the further consideration of H.R. 11671, to designate a certain Federal building in Big Stone Gap, Virginia, the "C. Bascom Slemp Building", and the bill was then passed without amendment and cleared for the President. Page 37557

John J. Flynt, Jr., Federal Building: Committee on Environment and Public Works was discharged from the further consideration of H.R. 13187, to designate the United States Post Office and Federal Building in Griffin, Georgia, the "John J. Flynt, Jr. Federal Building," and the bill was passed without amendment and cleared for the President. Pages 37592–37593

Solar Collector Installation: Committee on Environment and Public Works was discharged from the further consideration of H.R. 13597, to authorize the Architect of the Capitol to install solar collectors to furnish a portion of the energy of the Rayburn House Office Building, and the bill was then passed without amendment and cleared for the President. Page 37557

George H. Mahon Building: Committee on Environment and Public Works was discharged from the further consideration of H.R. 13809, to designate the George H. Mahon Building, and the bill was then passed without amendment and cleared for the President. Page 37557

Tuition Tax Credit: By division vote Senate recommitted conference report on H.R. 12050, to provide a Federal income tax credit for tuition. Pages 37566–37569

Flexible Regulation of Interest Rates: Senate agreed to the House amendments to the Senate amendment to H.R. 14279, to extend the authority for the flexible regulation of interest rates on deposits and accounts in depository institutions. Pages 37569–37571

Jean Lafitte Park: Senate agreed to the House amendment with an amendment to S. 1829, to provide for the establishment of the Jean Lafitte National Historical Park, Louisiana. Pages 37571–37576, 37585

Robert F. Kennedy Medal: Senate passed H.R. 8389, authorizing the President to present a gold medal to the widow of Robert F. Kennedy, after agreeing to Durkin unprinted amendment No. 2125. Subsequently, Senate receded from this amendment, thereby clearing the measure for the President. Pages 37576–37577

Guam and Virgin Islands: Senate passed H.R. 13719, to offset the loss in tax revenues incurred by Guam and the Virgin Islands by reason of certain Federal tax reduction, after agreeing to Dole unprinted amendment No. 2126, in the nature of a substitute, to reimburse Guam and the Virgin Islands for losses suffered as a result of enactment of the Revenue Act of 1976. Pages 37577–37578

Taxation: By 72 yeas to 3 nays, Senate agreed to the conference report on H.R. 13511, to reduce income taxes, prior to which, by 29 yeas to 46 nays, Senate rejected a motion to recommit this report.

Pages 37578–37584, 37596–37599

Endangered Species: Senate agreed to the conference report on S. 2899, to extend the Endangered Species Act for three years, and to establish a committee to review Federal projects which have come into conflict with that Act. Pages 37585–37592

Joe Waggonner Federal Building: Committee on Environment and Public Works was discharged from the further consideration of H.R. 13514, to name a certain Federal building in Shreveport, Louisiana, the Joe Waggonner Federal Building, and the bill was then passed without amendment and cleared for the President.

Pages 37556, 37559–37560, 37592–37593

Tariff: Senate agreed to the House amendment to the Senate amendment No. 8, with an amendment, and receded from its amendment No. 7 to H.R. 9911, to continue until the close of June 30, 1981, the existing suspension of duties on certain forms of zinc. Senate amendment is embodied in Cannon unprinted amendment No. 2128, relative to reducing airline tax rates.

Page 37600

Foreign Trade: Senate passed H.R. 11711, to broaden the coverage of assistance to workers and firms that are dislocated as a result of Federal Government policies, to encourage increased foreign trade, after agreeing to committee amendments, en bloc, and taking action on additional amendments proposed thereto, as follows:

Adopted:

(1) Roth unprinted amendment No. 2129, to provide special treatment of certain certifications and petitions; Page 37601

(2) Long unprinted amendment No. 2132, relative to the Social Security Act; Page 37609

(3) By division vote, Javits unprinted amendment No. 2133, to permit States to prorate AFDC grants in certain instances where noneligible grantees are in the home; and Page 37609

(4) Bayh unprinted amendment No. 2134, relative to Pap smears for women over 65. Page 37617

Pages 37600–37606, 37608–37610, 37615–37620

Fish and Wildlife: Senate agreed to the conference report on H.R. 2339, to improve the administration of fish and wildlife programs of the Departments of the Interior and Commerce. Pages 37606–37607

United States-Japan Parliamentary Conference: Senate passed to S. J. Res. 111, to authorize U.S. participation in parliamentary conferences with Japan, after agreeing to Robert C. Byrd and Baker unprinted amendment No. 2131, to provide that Senate members be appointed upon the recommendation of the majority and minority leaders. Page 37607

Carson City Silver Dollars: By 48 yeas to 13 nays, Senate agreed to the Conference report on H.R. 9937, authorizing the Administrator of General Services to conduct future sales of Carson City silver dollars under such terms and conditions as he deems proper. Page 37608

Sugar Stabilization: Senate agreed to the conference report on H.R. 13750, to implement the International Sugar Agreement of 1977 between the United States and foreign countries, and to protect the welfare of consumers of sugar and of those engaged in the domestic sugar industry.

By 36 yeas to 20 nays, Senate tabled motion to recommit this report. Pages 37610–37615

Judicial Districts: Committee on the Judiciary was discharged from the further consideration of H.R. 14145, to make certain changes in the divisions within judicial districts and the places of holding court, and to require the Director of the Administrative Office of the United States Courts to conduct a study of the judicial business of the Central District of California and the Eastern District of New York, and the bill was then passed without amendment and cleared for the President. Page 37615

Boundary Waters Canoe Wilderness: Senate agreed to the conference report on H.R. 12250, designating a Boundary Waters Canoe Area Wilderness and establishing a Boundary Waters Mining Protection Area along the Minnesota-Canadian border. Page 37620

Timing Requirements of Tax Laws: Senate agreed to the House amendment to the Senate amendments to H.R. 7320, to revise miscellaneous timing requirements of the revenue laws. Page 37621

Indians: Senate passed without amendment and cleared for the President H.R. 14224, to authorize and direct the Secretary of the Interior to acquire certain lands for the benefit of the Mille Lacs Band of the Minnesota Chippewa Indians. Page 37621

Committee Authority To File: Select Committee on Small Business was authorized to file a report during the forthcoming sine die adjournment. Page 37621

Paul G. Rogers Building: Senate passed without amendment and cleared for the President H.R. 14295, to designate the "Paul G. Rogers Federal Building" in West Palm Beach, Florida. Page 37621

Highway and Transportation Repair Act: Committee on Environment and Public Works was discharged from the further consideration of H.R. 10979, to provide emergency assistance for the repair of certain weather-related damages to highways and urban mass transportation systems resulting from the winter of 1977–1978, and the bill was then passed after agreeing to Gravel unprinted amendment No. 2134, inserting new language. Page 37623

Child Food Programs: Senate agreed to the House amendment to S. 3085, to extend through fiscal year 1982 the special supplemental and child care food programs. Pages 37633–37643

Consumer Product Safety: Senate agreed to the House amendment to S. 2796, to authorize funds through fiscal year 1981 to implement programs administered under the Consumer Product Safety Act.

Pages 37643–37646

Enrolled Bills: Senate agreed to S. Con. Res. 115, authorizing the Vice President and Speaker of the House to sign bills and joint resolutions after the sine die adjournment of the Congress. Page 37647

Appointments to Boards: Senate agreed to S. Res. 595, authorizing Vice President, during sine die adjournment, to make appointments to commissions or committees authorized by law. Page 37647

Committee To Wait on President: Senate agreed to S. Res. 596, to notify the President that the second session of the 95th Congress has completed its work.

Page 37647

Vice President: Senate agreed to S. Res. 597, tendering thanks of the Senate to the Vice President for the manner in which he has presided over the Senate.

Page 37647

President Pro Tempore: Senate agreed to S. Res. 598, tendering thanks of the Senate to the President pro tempore for the manner in which he has presided over the Senate. Page 37647

Enrollment Correction: Senate agreed to H. Con. Res. 761, to authorize corrections in the enrollment of H.R. 13511, to reduce income taxes. Page 37706

Ninety-Sixth Congress: Senate passed without amendment and cleared for the President H.J. Res. 1173, to provide that the first session of the Ninety-Sixth Congress convene on January 15, 1979. Pages 37706–37707

Mental Health and Biomedical Research: Senate agreed to the House amendments to S. 2450, authorizing funds for fiscal years 1979–1981 for community mental health centers and for biomedical research.

Pages 37707–37715

Sine Die Adjournment: Senate agreed to H. Con. Res. 760, providing for the sine die adjournment of the 95th Congress. Page 38081

Senate Authority: Secretary of the Senate is authorized to receive messages from the House of Representatives during the adjournment of the Congress. Page 37715

Vice Presidential Appointment: Vice President appointed Senator Hathaway as an alternate delegate to attend the North Atlantic Assembly, to be held in Lisbon, Portugal, November 26 to 30, 1978. Page 37622

Presidential Messages: Senate received messages from the President, as follows:

Transmitting annual reports of the six river basin commissions, as required by the Water Resources Planning Act of 1965—referred to Committee on Environment and Public Works (PM-232); and

Transmitting the thirteenth annual report of the Department of Housing and Urban Development—referred to Committee on Banking, Housing, and Urban Affairs (PM-233). Page 37649

McGarry Nomination: Senate debated the nomination of John W. McGarry, of Massachusetts, to be a Member of the Federal Election Commission. Pages 37380–37383

Messages From the President: Page 37649

Messages From the House: Pages 37649–37653

Communications: Pages 37653–37654

Statements on Introduced Bills: Pages 37655–37679

Amendments Submitted for Printing: Pages 37679–37683

Additional Statements: Pages 37715–38081

Confirmations: Senate confirmed the following nominations:

Robert W. Feragen, of Virginia, to be Administrator of the Rural Electrification Administration;

Earl Oliver, of Illinois, to be a Member of the Railroad Retirement Board;

Adolph P. Schuman, of California, to be a Director of the Securities Investor Protection Corporation.

The following-named persons to be Members of the Board of Directors of the National Corporation for Housing Partnerships:

Patricia K. Ritter, of Connecticut; Kennon V. Rothchild, of Minnesota; and Herman J. Russell, of Georgia;

Two Army nominations in the rank of General; six Navy in the rank of Admiral; and sundry nominations in the Army, Navy, Air Force, Marine Corps, and Coast Guard. Page 38089

Record Votes: Twenty-four record votes were taken today.

Pages 37384, 37387, 37389, 37393, 37399, 37402, 37403, 37410, 37421–37422, 37428, 37432, 37435, 37439, 37448, 37449, 37454, 37486, 37599, 37608, 37614–37615

Sine Die Adjournment: Senate met at 9 a.m. on Saturday, October 14, and, in accordance with provisions of H. Con. Res. 760, adjourned sine die at 7:16 p.m. on Sunday, October 15. Page 38088

House of Representatives

Chamber Action

Bills Introduced: 43 public bills, H.R. 14367–14409; 5 private bills, H.R. 14410–14414; and 26 resolutions, H.J. Res. 1173, H. Con. Res. 754–761, and H. Res. 1436–1452 were introduced. Pages 38773–38775

Bills Reported: Reports were filed as follows:

Report of the Committee on Banking, Finance and Urban Affairs entitled "Allocation of Budget Authority and Outlays for fiscal year 1979" (H. Rept. 95–1793);

Report of the Committee on the District of Columbia entitled "Report Pursuant to Section 302(b) of the Congressional Budget Act of 1974" (H. Rept. 95–1794);

Report of the Permanent Select Committee on Intelligence entitled "Annual Report" (H. Rept. 95–1795);

Conference report on S. 2584, to authorize appropriations to the Nuclear Regulatory Commission for fiscal year 1979 (H. Rept. 95–1796);

Conference report on H.R. 11733, to authorize appropriations for the construction of certain highways in accordance with title 23, United States Code, for highway safety, and for mass transportation in urban and in rural areas (H. Rept. 95–1797);

Conference report on H.R. 9251, relating to extensions of time for the existing tax treatment of certain items (H. Rept. 95–1798);

Conference report on S. 2474, Health Services and Centers Amendments of 1978 (H. Rept. 95–1799);

Conference report on H.R. 13511, to amend the Internal Revenue Code of 1954 to reduce income taxes (H. Rept. 95–1800);

H.R. 13387, to amend the Federal Aviation Act of 1958 relating to aircraft piracy, and to provide a method for combatting terrorism, amended (H. Rept. 95–1801);

H. Res. 1444, waiving all points of order against the conference report on H.R. 13511, to amend the Internal Revenue Code of 1954 to reduce income taxes (H. Rept. 95–1802);

H. Res. 1445, providing for the agreeing to the Senate amendments to H.R. 1852, to amend the Internal Revenue Code of 1954 to provide that refunds of the taxes on gasoline and special fuels shall be made to aerial applicators in certain cases (H. Rept. 95–1803);

Conference report on S. 2899, to amend the Endangered Species Act of 1973 to establish an Endangered Species Interagency Committee to review certain actions to determine whether exemptions from certain requirements of that Act should be granted for such actions (H. Rept. 95–1804);

H. Res. 1446, providing for the agreeing to the Senate amendment to H.R. 2852, to amend the Internal Revenue Code of 1954 to provide that refunds of the taxes on gasoline and special fuels shall be made to aerial applicators in certain cases (H. Rept. 95–1805);

Conference report on H.R. 9937, Carson City Silver Dollar Sales (H. Rept. 95–1806);

Conference report on H.R. 13750, to implement the International Sugar Agreement, 1977 between the United States and foreign countries, and to protect the welfare of consumers of sugar and of those engaged in the domestic sugar industry (H. Rept. 95–1807); and

H. Res. 1448, waiving points of order against the conference report on H.R. 13750 (H. Rept. 95–1808). Page 37772

Private Bill: House cleared for the President H.R. 7971, a private bill; by agreeing to the Senate amendments thereto. Pages 38094–38097

Great Bear Wilderness: House cleared for the President H.R. 13972, to designate the Great Bear Wilderness, Flathead National Forest, and enlarge the Bob Marshall Wilderness, Flathead and Lewis and Clark National Forests, State of Montana; by agreeing to the Senate amendments thereto. Page 38097

Cibola National Forest: House cleared for the President S. 553, to enlarge the boundary of the Cibola National Forest; by agreeing to the Senate amendments to the House amendments thereto. Pages 38097–38098

Mille Lacs Band: House passed H.R. 14224, to authorize and direct the Secretary of the Interior to acquire certain lands for the benefit of the Mille Lacs Band of the Minnesota Chippewa Indians.

Agreed to a technical amendment. Page 38098

Presidential Messages: House read the following messages from the President:

River basin commissions: Transmitting the annual reports of the six river basin commissions—referred to the Committee on Interior and Insular Affairs; and

HUD: Transmitting the 13th Annual Report of the Department of Housing and Urban Development—referred to the Committee on Banking, Finance and Urban Affairs. Pages 38098–38099

Antarctic Conservation: House cleared for the President H.R. 7749, to implement the Agreed Measures for the Conservation of Antarctic Fauna and Flora of the Antarctic Treaty; by agreeing to the Senate amendment thereto. Page 38099

Migratory Bird Stamps: House cleared for the President H.R. 13372, to increase the price of migratory-bird hunting and conservation stamps and to provide for consultation by the Secretary of the Interior with State and local authorities before migratory bird areas are recommended for purchase or rental; by agreeing to the Senate amendments thereto. Pages 38099–38100

North Pacific Fisheries: House passed S. 3551, to make technical corrections in the North Pacific Fisheries Act of 1954—clearing the measure for the President. Page 38100

Welfare of Indian Children: House passed H.R. 12533, to establish standards for the placement of Indian children in foster or adoptive homes, and to prevent the breakup of Indian families.

Agreed to the committee amendment in the nature of a substitute.

Agreed to sundry technical and substantive amendments.

Subsequently, this passage was vacated and S. 1214, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Pages 38101–38112

Federal Reclamation Dams Safety: House passed H.R. 11153, to authorize the Secretary of the Interior to instruct, restore, operate, and maintain new or modified features at existing Federal reclamation dams for safety of dams purposes.

Agreed To:

The committee amendment, as amended by an amendment, that makes costs incurred in the modification of structures under the bill because of normal deterioration, or nonperformance of maintenance are reimbursable;

An amendment that expedites the repairs of the Bartlett Dam located near Phoenix, Arizona;

An amendment that authorizes the Secretary to pay and discharge certain costs associated with the American Falls Dam in Idaho;

An amendment that certifies that oversight has been accomplished with respect to 3 temporary water service contracts between the United States and the Westlands Water District;

An amendment that authorizes a study of the Santa Cruz Dam in New Mexico to determine the feasibility of rehabilitating and improving the existing dam;

A comforming amendment; and

An amendment that directs the Bureau of Reclamation to make necessary repairs on the Scoggins Valley Road around Henry Hagg Lake, Oregon.

Subsequently, this passage was vacated and S. 2820, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Pages 38112–38122

Toiyabe National Forest: House passed S. 2774, to extend the boundaries of the Toiyabe National Forest in Nevada—clearing the measure for the President. Page 38122

Pennsylvania Avenue Development: Objection was heard to a request that the House disagree to the Senate amendment to the House amendment to S. 2566, to amend the Pennsylvania Avenue Development Corporation Act of 1972 to authorize appropriations and borrowings from the United States Treasury for further implementation of the development plan for Pennsylvania Avenue between the Capitol and the White House; and agree to a conference. Pages 38122–38123

Endangered Species: By a yea-and-nay vote of 384 yeas to 12 nays with 1 voting "present", Roll No. 921, the House passed H.R. 14104, to authorize appropriations to carry out the Endangered Species Act of 1973 through fiscal year 1981.

Agreed To:

The Committee amendments;

An amendment that, among other things, provides for increased notice in the listing and delisting process and reduces extension of authorizations from 3 years to eighteen months;

Two technical amendments:

An amendment that provides that the Missouri Basin Power Project satisfies the requirements of the Act (agreed to by a division vote of 29 ayes to 14 noes). Earlier, two points of order against similar amendments were sustained; and a point of order against this amendment was overruled;

An amendment that expands the antique articles exemption;

An amendment that makes the antique articles exemption apply retroactively to certain articles:

An amendment that exempts the Tellico Dam and Reservoir Project from the provisions of the Act (agreed to by a recorded vote of 231 ayes to 157 noes, Roll No. 920);

An amendment that strikes language directing courts to give preference over other matters before the court to actions for judicial review of Committee decisions;

An amendment that redefines the term "critical habitat";

An amendment that redefines the term "species";

An amendment that requires the Secretary to consider the economic impact in determining the critical habitat of any endangered species;

An amendment that exempts military activities directly related to military preparedness from the provisions of the Act; and

An amendment that permits judicial review to begin in the circuit court of appeals rather than the United States district court.

Rejected:

An amendment that sought to strike language providing an exemption for raptors legally held in captivity or in a controlled environment prior to enactment of the 1973 Act, and their progeny (rejected by a division vote of 27 ayes to 53 noes);

An amendment that sought to prohibit sale of peregrine falcons, but would have permitted trading for mating purposes (rejected by a division vote of 22 ayes to 30 noes); and

An amendment that sought to remove requirements for reasonable "enhancement" measures to minimize effects of agency actions.

Subsequently, this passage was vacated and S. 2899, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

House insisted on its amendments to S. 2899, and asked a conference. Appointed as conferees Representatives Murphy, Dingell, Leggett, Bowen, Ginn, Ruppe, and Forsythe; and Beard of Tennessee, for the consideration of his amendments to sections 3 and 4 relating to the 18 month extension of the program and modifications thereof. Earlier, objection was heard to a similar request. **Pages 38123–38167**

Revenue Act: Objection was heard to a request for the consideration of S. Con. Res. 113, to permit conferees on H.R. 13511, tax reduction bill, to consider a provision relating to simplified retirement plans which was inadvertently omitted from the Senate committee substitute amendment. **Page 38167**

Tax Status of Certain Bingo Games (Lock and Dam 26): House agreed to H. Con. Res. 754, directing the Clerk of the House of Representatives to make corrections in the enrollment of H.R. 8533, to amend the Internal Revenue Code of 1954 to provide that income from the conducting of certain bingo games by certain tax-exempt organizations will not be subject to tax. **Pages 38167–38168**

Death Gratuities: House agreed to H. Res. 1436, relating to the payment of a gratuity to the widow of the late Representative Byron; and

Agreed to H. Res. 1437, relating to the payment of a gratuity to the widow of the late Representative Metcalfe. **Page 38212**

Private Calendar: On the call of the Private Calendar, the House passed the following bills:

Cleared for the President: S. 1006, 1562, 2079, 2294, 2248, 1618, 1563, 1401, 1166, 1165, 1154, 1110, 973, 612, 579, 337, 1484, 391, 142, 1826, 2379, and 2509.

Sent to the Senate without amendment: H.R. 9660.

Sent to the Senate amended: H.R. 2655, 1424, 11953, 11405, and H.R. 12431. Subsequently, the passage of H.R. 12431 was vacated and S. 3066, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed.

Passed over without prejudice: H.R. 3084, 5612, and 1415. **Pages 38213–38217**

Private Bills: House took the following actions on private bills, called up and considered by unanimous consent:

Cleared for the President: H.R. 1405, agreed to the Senate amendment thereto; H.R. 1422, agreed to the Senate amendments thereto; H.R. 2756, agreed to the Senate amendment thereto; H.R. 3618, agreed to the Senate amendment thereto; H.R. 9610, agreed to the Senate amendment thereto; and passed S. 2446, 2671, 3042, 2051, 3106, and 3109.

Passed and sent to the Senate without amendment: H.R. 11672.

Passed and sent to the Senate, amended: S. 2247, 2687, and 2349. **Pages 38217–38221**

Jean Lafitte National Park: House passed S. 1829, to provide for the establishment of the Jean Lafitte National Historical Park and Preserve in the State of Louisiana.

Agreed to an amendment in the nature of a substitute.

Agreed to amend the title.

Earlier, objection was heard to a request to consider S. 1829. **Pages 38212–38213, 38221–38223**

Printing: House agreed to H. Res. 1438, authorizing the printing of additional copies of a Judiciary Committee document regarding the general revision of the United States criminal code. **Pages 38223–38224**

William L. Springer Building: House cleared for the President H.R. 7305, to designate a certain Federal building in Champaign, Illinois, the "William A. Springer Building": by agreeing to the Senate amendment thereto. **Page 38224**

Smithsonian Support Facilities: House cleared for the President S. 1029, to authorize the Smithsonian Institution to construct museum support facilities; by agreeing to the Senate amendment to the House amendment thereto. **Pages 38224–38225**

Museum of the Building Arts: House passed S.J. Res. 160, to initiate preliminary studies for the restoration and renovation of the Pension Building in Washington, District of Columbia, to house a Museum of the Building Arts—clearing the measure for the President. **Pages 38225–38226**

Uranium Mill Tailings Control: House agreed, with amendments, to the Senate amendment to H.R. 13650, to authorize the Secretary of Energy to enter into cooperative agreements with certain States respecting residual radioactive material at existing sites, and to provide for the regulation of uranium mill tailings under the Atomic Energy Act of 1954—returning the measure to the Senate. **Pages 38226–38230**

Labor-HEW Appropriations: By a yea-and-nay vote of 198 yeas to 195 nays, Roll No. 922, the House agreed to the Senate amendment to H.R. 12929, making appropriations for the Department of Labor, and Health, Education, and Welfare, and related agencies, for the fiscal year ending September 30, 1979—clearing the measure for the President. **Pages 38230–38237**

Wilderness Lands Preservation: House passed S. 658, to designate certain lands for inclusion and potential inclusion in the National Wilderness Preservation System.

Agreed to an amendment in the nature of a substitute that provides interim protection for areas in the State of Alaska.

Agreed to amend the title. **Pages 38237–38239**

Nuclear Regulatory Commission Authorization: By a voice vote, the House agreed to the conference report on S. 2584, to authorize appropriations to the Nuclear Regulatory Commission for fiscal year 1979—clearing the measure for Senate action. **Page 38239**

Private Bill: House passed S. 464, a private bill—clearing the measure for the President. Earlier, objection was heard to a request to consider the bill. **Page 38239**

Leslie C. Arends: House passed H.R. 14223, to designate a certain Federal building in Bloomington, Illinois, the "Leslie C. Arends Building". **Pages 38239–38240**

Paul G. Rogers Federal Building: House passed H.R. 14295, to designate the "Paul G. Rogers Federal Building". **Page 38240**

James Madison Memorial Building: House passed S. 3112 (in lieu of H.R. 12342), to amend the Act of October 19, 1965, to provide additional authorization for the Library of Congress James Madison Memorial Building.

Agreed to an amendment that reduces the authorization by $2.3 million. **Pages 38240–38241**

New Mexico Lands: House passed S. 1403, to provide for conveyance of certain lands near Dixon, New Mexico, to the University of New Mexico—clearing the measure for the President. **Page 38245**

Middle Income Student Assistance: House passed H.R. 11274, to amend title IV of the Higher Education Act of 1965 to increase the availability of assistance to middle-income students and to amend section 1208 of such Act.

Agreed to the committee amendment in the nature of a substitute, as amended by a substitute.

Agreed to an amendment that requires guaranteed student loans to be counted as part of the expected family contribution in the determination of need for other student assistance programs under the Act.

Rejected:

An amendment that sought to place a $40,000 family adjusted gross income cap for student loan interest subsidies (rejected by a recorded vote of 86 ayes to 301 noes with 1 voting "present", Roll No. 924); and

An amendment that sought to repeal the teacher cancellation provisions of the National Defense Student Loan program (rejected by a division vote of 9 ayes to 63 noes).

Subsequently, this passage was vacated and S. 2539, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

H. Res. 1425, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 342 yeas to 38 nays, Roll No. 923. **Pages 38241–38260**

Veterans' and Survivors' Pensions: By a yea-and-nay vote of 387 yeas to 1 nay, Roll No. 925, the House agreed to the conference report on H.R. 10173, to amend title 38, United States Code, to improve the pension programs for veterans and survivors of veterans of the Mexican border period, World War I, World War II, the Korean conflict, and the Vietnam era—clearing the measure for the President. **Pages 38260–38267**

Justice Authorization: By a yea-and-nay vote of 271 yeas to 93 nays, Roll No. 926, the House agreed to the conference report on S. 3151, to authorize appropriations for the purpose of carrying out the activities of the Department of Justice for fiscal year 1979—clearing the measure for the President. **Pages 38267–38271**

Victims of Crime Compensation: By a yea-and-nay vote of 184 yeas to 199 nays, Roll No. 927, the House failed to agree to the conference report on H.R. 7010, Victims of Crime Act of 1978. **Pages 38271–38278**

Presidential Records: House cleared for the President H.R. 13500, to amend title 44 to insure the preservation of and public access to the official records of the President; by agreeing to the Senate amendments thereto. **Pages 38283–38284**

Cigarette Racketeering: By a yea-and-nay vote of 366 yeas, Roll No. 928, the House agreed to the conference report on S. 1487, to eliminate racketeering in the sale

and distribution of cigarettes—clearing the measure for Senate action.

Subsequently, agreed to H. Con. Res. 755, directing the Secretary to make certain corrections in the enrollment of S. 1487. Earlier, objection was heard to a request to consider H. Con. Res. 755. Pages 38284–38287, 38319

Flexible Regulation of Interest Rates: By a yea-and-nay vote of 341 yeas to 32 nays with 9 voting "present", Roll No. 930, the House voted to suspend the rules and agree to H. Res. 1439, providing for concurring, with amendments, in the Senate amendments to H.R. 14279—returning the measure to the Senate.

Earlier, by a yea-and-nay vote of 331 yeas to 14 nays with 6 voting "present", Roll No. 929, agreed to order a second.

The Clerk was authorized to make such technical and conforming changes as are necessary in the engrossment of the House amendments to the Senate amendments to H.R. 14279. Pages 38287–38325

False Claims Act: House cleared for the President H.R. 12393, to provide for nationwide service of subpenas in all suits involving the False Claims Act; by agreeing to the Senate amendment thereto. Pages 38326–38327

Energy: By a yea-and-nay vote of 231 yeas to 168 nays, Roll No. 932, the House agreed to the conference reports on H.R. 4018, H.R. 5146, H.R. 5037, H.R. 5289, and H.R. 5263, National Energy Act—clearing the measures for the President. Pages 38503–38504

Carson City Silver Dollar Sales: House disagreed to the Senate amendment to H.R. 9937, to amend the Bank Holding Company Act Amendments of 1970; and asked a conference. Appointed as conferees: Representatives St Germain, Neal, Hubbard, Derrick, Evans of Indiana, Barnard, Stanton, Brown of Michigan, and Green. Page 38504

White House Authorization: By a voice vote, the House agreed to the conference report on H.R. 11003, to clarify the authority for employment of personnel in the White House Office and the Executive Residence at the White House, and to clarify the authority of personnel by the President to meet unanticipated needs—clearing the measure for the President. Pages 38504–38507

Fish and Wildlife Programs: By a voice vote, the House agreed to the conference report on H.R. 2329, to improve the administration of fish and wildlife programs.

House receded from its disagreement and concurred, with amendments, to Senate amendment No. 32.

House insisted on its disagreement to Senate amendment No. 33—clearing the measure for Senate action.

Earlier, on a division of the question to recede and concur with amendments, rejected a motion that the House recede from its disagreement to Senate amendment No. 33. Pages 38507–38513

Boundary Waters Canoe Area: By a yea-and-nay vote of 248 yeas to 111 nays, Roll No. 933, the House agreed to the conference report on H.R. 12250, to designate the Boundary Waters Canoe Area Wilderness, and to establish the Boundary Waters Canoe Area Mining Protection Area—clearing the measure for Senate action. Pages 38513–38521

Air Service Improvement: By a yea-and-nay vote of 356 yeas to 6 nays, Roll No. 934, the House agreed to the conference report on S. 2493, to amend the Federal Aviation Act of 1958, as amended, to encourage, develop, and attain an air transportation system which relies on competitive market forces to determine the quality, variety, and price of air services—clearing the measure for the President. Pages 38521–38527

Agricultural Trade Act: By a yea-and-nay vote of 356 yeas to 4 nays, Roll No. 935, the House agreed to the conference report on S. 3447, to strengthen the economy of the United States through increased sales abroad of American products—clearing the measure for the President. Pages 38535–38540

Education Amendments: By a yea-and-nay vote of 349 yeas to 18 nays, Roll No. 936, the House agreed to the conference report on H.R. 15, to extend and amend expiring elementary and secondary education programs—clearing the measure for the President.

Agreed to table the motion to reconsider. Pages 38541–38546

Rehabilitation Services: By a yea-and-nay vote of 365 yeas to 2 nays, Roll No. 937, the House agreed to the conference report on H.R. 12467, Comprehensive Rehabilitation Services Amendments of 1978—clearing the measure for the President. Pages 36546–38553

Committee Election: Read and accepted a letter from Representative Walsh wherein he resigns as a member of the Committee on Public Works and Transportation. Subsequently, agreed to H. Res. 1447, electing Representative Cunningham to the Committee on Public Works and Transportation. Page 38559

CETA Amendments: By a division vote of 117 ayes to 28 noes, the House agreed to the conference report on S. 2570, Comprehensive Employment and Training Amendments of 1978—clearing the measure for the President.

Rejected a motion to reject certain nongermane matter in section 6 of the conference report (rejected by a division vote of 61 ayes to 96 noes). Earlier, a point of order was sustained against section 6.

Subsequently, agreed to S. Con. Res. 114, directing the Secretary of the Senate to make certain corrections in the enrollment of S. 2570—clearing the measure. Pages 38559–38568, 38573

Housing and Community Development: by a division vote of 117 ayes to 6 noes, the House agreed to the conference report on S. 3084, to amend and extend certain Federal laws relating to housing, community, and neighborhood development and preservation, and related programs—clearing the measure for the President. Pages 38568–38572

Pregnancy Disability Benefits: By a voice vote, the House agreed to the conference report on S. 995, to amend title VII of the Civil Rights Act of 1964 to prohibit sex discrimination on the basis of pregnancy—clearing the measure for the President. Pages 38573–38574

Surface Transportation Assistance: By a voice vote, the House agreed to the conference report on H.R. 11733, to authorize appropriations for the construction of certain highways in accordance with title 23 of the United States Code, for highway safety, and for mass transportation in urban and in rural areas—clearing the measure for the President. Pages 38574–38581

EOCS Amendments: By a voice vote, the House agreed to the conference report on H.R. 7577, to amend the Economic Opportunity Act of 1964—clearing the measure for Senate action. Pages 38581–38585

Tax Treatment Extension Act: By a voice vote, the House agreed to the conference report on H.R. 9251, relating to extensions of time for the existing tax treatment of certain items—clearing the measure for the President. Pages 38585–38586

Jean Lafitte National Park: House cleared for the President S. 1829, to provide for the establishment of the Jean Lafitte National Historical Park and Preserve in the State of Louisiana; by agreeing to the Senate amendments to the House amendments thereto. Pages 38586–38587

Legionville Historic Site: House passed S. 1104, to direct the Secretary of the Interior to establish the Legionville National Historic Site in the State of Pennsylvania—clearing the measure for the President. Pages 38587–38588

Energy: House agreed to H. Con. Res. 759, directing the Clerk of the House of Representatives to make corrections in the enrollment of H.R. 4018, H.R. 5037, H.R. 5146, and H.R. 5289. Pages 38589–38590

Child Nutrition: House passed S. 3085, to extend and amend the special supplemental food program and the child care food program.

Agreed to an amendment in the nature of a substitute. H.R. 12511, a similar House bill, was laid on the table. Pages 38590–38605

Employment and Growth: By a division vote of 56 ayes to 14 noes, the House agreed to H. Res. 1446, providing for the agreeing to the Senate amendment to H.R. 50, Full Employment and Balanced Growth Act of 1978—clearing H.R. 50 for the President. Pages 38605–38609

Continuing Appropriations: House cleared for the President H.J. Res. 1139, making continuing appropriations for the fiscal year 1979; by agreeing to the Senate amendments thereto. Pages 38609–38616

Consumer Product Safety: House passed S. 2796, to amend the Consumer Product Safety Act to extend the authorization of appropriations.

Agreed to an amendment in the nature of a substitute. H.R. 12442, a similar House bill, was laid on the table. Pages 38616–38622

Presentation of Medal to Widow of Robert F. Kennedy: House disagreed to the Senate amendment to H.R. 8389, authorizing the President of the United States to present a gold medal to the widow of Robert F. Kennedy—returning the measure to the Senate. Pages 38589, 38623

Sugar Stabilization: By a yea-and-nay vote of 177 yeas to 194 nays, Roll No. 939, the House failed to agree to the conference report on H.R. 13750, to implement the International Sugar Agreement, 1977 between the United States and foreign countries, and to protect the welfare of consumers of sugar and of those engaged in the domestic sugar industry.

H. Res. 1448, the rule waiving points of order against the conference report, was agreed to earlier by a yea-and-nay vote of 261 yeas to 107 nays, Roll No. 938. Pages 38623–38629

Revenue Act: By a yea-and-nay vote of 337 yeas to 38 nays, Roll No. 940, the House agreed to the conference report on H.R. 13511, to amend the Internal Revenue Code of 1954 to reduce income taxes—clearing the measure for the President.

Subsequently, agreed to H. Con. Res. 761, to correct an omission in the conference report on H.R. 13511. Page 38642

H. Res. 1444, the rule waiving points of order against the conference report, was agreed to earlier by a voice vote. Pages 38632–38642

Sine Die Adjournment: House agreed to H. Con. Res. 760, providing for the sine die adjournment of the Ninety-fifth Congress. Page 38642

Convening of Ninety-sixth Congress: House passed H.J. Res. 1173, relative to the convening of the first session of the Ninety-sixth Congress. Page 38642

Receive and Sign: Notwithstanding the sine die adjournment of the House, the Clerk was authorized to receive messages from the Senate and the Speaker was authorized to sign any enrolled bills and joint resolutions duly passed by the two Houses. Pages 38642–38643

Health Services Amendments: By a division vote of 110 ayes to 27 noes, the House agreed to the conference report on S. 2474, Health Services and Centers Amendments of 1978—clearing the measure for the President. Pages 38643–38644

Biomedical Research and Training: House voted to suspend the rules and pass S. 2450, amended, to extend

the assistance programs for community mental health centers and for biomedical research.

Earlier, by a teller vote of 95 ayes to 5 noes, agreed to order a second.

H.R. 12347, a similar House bill, was laid on the table.

Pages 38644–38665

Endangered Species: By a voice vote, House agreed to the conference report on S. 2899, to amend the Endangered Species Act of 1973 to establish an Endangered Species Interagency Committee to review certain actions to determine whether exemptions from certain requirements of that Act should be granted for such actions—clearing the measure for the President. Pages 38665–38666

Guam and Virgin Islands Taxes: House cleared for the President H.R. 13719, to offset the loss in tax revenues incurred by Guam and the Virgin Islands by reason of certain Federal tax reductions; by agreeing to the Senate amendment thereto. Page 38667

ConRail Authorization: House passed H.R. 12161, to amend the Regional Rail Reorganization Act of 1973 to authorize additional appropriations to the United States Railway Association for purposes of purchasing securities of the Consolidated Rail Corporation.

Agreed to an amendment in the nature of a substitute.

Rejected an amendment that sought to reduce the authorization from $1.2 billion to $700 million (rejected by a division vote of 29 ayes to 58 noes).

Subsequently, this passage was vacated and S. 2788, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Pages 38671–38681

Carson City Silver Dollar Sales: By a yea-and-nay vote of 198 yeas to 29 nays, Roll No. 941, the House agreed to the conference report on H.R. 9937, to amend the Bank Holding Company Act Amendments of 1970—clearing the measure for the President.

Pages 38681–38684

Authorization to Sign: House agreed to S. Con. Res. 115, authorizing the President of the Senate and the Speaker of the House to sign bills and resolutions—clearing the measure. Pages 38684–38685

Committee to Notify President: House agreed to H. Res. 1449, providing for the Committee to notify the President of completion of business. Subsequently, the Speaker appointed Representatives Brademas and Michel as members of the Committee on the part of the House. Page 38685

Printing of House Rules: House agreed to H. Res. 1450, providing for the printing of the revised Edition of The Rules and Manual of the House of Representatives, Ninety-sixth Congress. Page 38685

Reports of Comptroller General: House agreed to H. Res. 1451, providing for the printing of Reports of the Comptroller General of the United States as House documents of the 95th Congress. Page 38685

Unanimous-Consent Requests: Agreed to the following unanimous-consent requests:

Resignations—Appointments: That, notwithstanding the sine die adjournment of the House, the Speaker be authorized to accept resignations, and to appoint commissions, boards, and committees authorized by law or by the House;

Committee reports: That reports filed with the Clerk following the sine die adjournment by committees authorized by the House to conduct investigations may be printed by the Clerk as reports of the Ninety-fifth Congress;

Extend and revise: That all Members of the House shall have the privilege, until the last edition authorized is published, to extend and revise their own remarks in the Congressional Record on more than one subject, and may also include therein such short quotations as may be necessary to explain or complete such extensions of remarks; and

Extensions by chairmen and ranking minority Members: That the chairman and ranking minority member of each standing committee and each subcommittee thereof be permitted to extend their remarks in the Record, up to and including the last publication thereof, and to include therewith a summary of the work of that committee or subcommittee. Page 38685

Water Pollution Control: House cleared for the President H.R. 12140, to amend the Federal Water Pollution Control Act to provide additional authorizations for certain operating programs under the Act; by agreeing to the Senate amendment thereto. Pages 38685–38689

Lake Moomaw: House cleared for the President H.R. 12112, designating Gathright Lake on the Jackson River, Virginia, as Lake Moomaw; by agreeing to the Senate amendments thereto. Page 38689

Adjustment Assistance Programs: House agreed, with amendments, to the Senate amendment to H.R. 11711, to improve the operation of the adjustment assistance programs for workers and firms under the Trade Act of 1974—returning the measure to the Senate.

Pages 38667–38671, 38692

Highway Repair: By a yea-and-nay vote of 129 yeas to 31 nays with 5 voting "present", Roll No. 942, finding itself without a quorum, the House failed to suspend the rules and agree to the Senate amendments to H.R. 10979, Emergency Highway and Transportation Repair Act of 1978; and subsequently adjourned.

Earlier, by a teller vote of 76 ayes to 12 noes, agreed to order a second. Pages 38692–38712

Referrals: Fifteen Senate-passed measures were referred to the appropriate House committees. Page 38771

Sine Die Adjournment: Met at noon on Saturday, October 14 and, pursuant to the provisions of H. Con. Res. 760, adjourned sine die at 6:46 p.m. Sunday, October 15; and will meet next at noon on Monday, January 15.

Résumé of Congressional Activity

FIRST SESSION

January 4 through December 15, 1977

	Senate	House	Total
Days in session	178	174	..
Time in session	1,143 hrs., 42′	881 hrs., 37′	..
Congressional Record:			
Pages of proceedings	19,974	13,082	33,056
Extension of Remarks	..	..	7,547
Public bills enacted into law	70	153	223
Private bills enacted into law	12	15	27
Bills in conference	2	14	16
Bills through conference	18	55	73
Measures passed, total	705	734	1,439
Senate bills	202	78	..
House bills	174	321	..
Senate joint resolutions	19	8	..
House joint resolutions	18	20	..
Senate concurrent resolutions	19	15	..
House concurrent resolutions	44	51	..
Simple resolutions	229	241	..
Measures reported, total	*638	*682	1,320
Senate bills	278	24	..
House bills	100	419	..
Senate joint resolutions	12	..	..
House joint resolutions	5	10	..
Senate concurrent resolutions	13	3	..
House concurrent resolutions	10	23	..
Simple resolutions	220	203	..
Special reports	54	80	..
Conference reports	22	78	..
Measures pending on calendar	39	62	..
Measures introduced, total	2,896	12,490	15,386
Bills	2,387	10,412	..
Joint resolutions	102	681	..
Concurrent resolutions	62	451	..
Simple resolutions	345	946	..
Quorum calls	65	76	..
Yea-and-nay votes	636	471	..
Recorded votes	..	235	..
Bills vetoed	1	1	2
Vetoes overridden	..	..	..

SECOND SESSION

January 19 through October 15, 1978

	Senate	House	Total
Days in session	159	149	..
Time in session	1,366 hrs., 22′	1,015 hrs., 57′	..
Congressional Record:			
Pages of proceedings	19,670	13,847	33,517
Extension of Remarks	..	..	6,035
Public bills enacted into law	159	252	411
Private bills enacted into law	38	105	143
Bills in conference	3	12	15
Bills through conference	25	68	93
Measures passed, total	891	881	1,772
Senate bills	254	191	..
House bills	350	365	..
Senate joint resolutions	22	14	..
House joint resolutions	31	30	..
Senate concurrent resolutions	21	18	..
House concurrent resolutions	32	36	..
Simple resolutions	181	227	..
Measures reported, total	*840	*808	1,648
Senate bills	327	67	..
House bills	262	491	..
Senate joint resolutions	15	5	..
House joint resolutions	15	28	..
Senate concurrent resolutions	10	5	..
House concurrent resolutions	10	11	..
Simple resolutions	201	201	..
Special reports	42	69	..
Conference reports	12	92	..
Measures pending on calendar	66	98	..
Measures introduced, total	1,617	5,310	6,927
Bills	1,244	4,002	..
Joint resolutions	67	492	..
Concurrent resolutions	53	310	..
Simple resolutions	253	506	..
Quorum calls	25	108	..
Yea-and-nay votes	520	564	..
Recorded votes	..	270	..
Bills vetoed	3	14	17
Vetoes overridden	..	..	..

*These figures on measures reported include all placed on calendar or acted on even if there was no accompanying report. In the Senate 614 reports were filed during the first session and 799 in the second session; while the House filed 841 in the first session and 969 in the second session.

DISPOSITION OF EXECUTIVE NOMINATIONS

These tables account for all nominations submitted to the Senate by the President for confirmation.

FIRST SESSION

January 4 through December 15, 1977

Army nominations, totaling 18,206, disposed of as follows:

Confirmed	17,197
Unconfirmed	1,009

Navy nominations, totaling 24,983, disposed of as follows:

Confirmed	21,253
Unconfirmed	3,730

Air Force nominations, totaling 21,750, disposed of as follows:

Confirmed	18,975
Unconfirmed	2,775

Marine Corps nominations, totaling 4,741, disposed of as follows:

Confirmed	3,525
Unconfirmed	1,216

Civilian nominations, totaling 4,979, disposed of as follows:

Confirmed	4,681
Unconfirmed	237
Withdrawn	61

Summary

Total nominations received	74,659
Total confirmed	65,631
Total unconfirmed	8,967
Total withdrawn	61

SECOND SESSION

January 19 through October 15, 1978

Army nominations, totaling 15,918, disposed of as follows:

Confirmed	15,441
Unconfirmed	476
Withdrawn	1

Navy nominations, totaling 22,937, disposed of as follows:

Confirmed	22,794
Unconfirmed	143

Air Force nominations, totaling 16,252, disposed of as follows:

Confirmed	13,165
Unconfirmed	3,087

Marine Corps nominations, totaling 4,689, disposed of as follows:

Confirmed	4,689

Civilian nominations, totaling 3,054, disposed of as follows:

Confirmed	3,010
Unconfirmed	40
Withdrawn	4

Summary

Total nominations received	62,850
Total confirmed	59,099
Total unconfirmed	3,746
Total withdrawn	5

BILLS ENACTED INTO PUBLIC LAW (95TH CONG., 2D SESS.)

	Law No.		Law No.		Law No.		Law No.		Law No.
S. 9	95-372	S. 2543	95-360	H.R. 1920	95-423	H.R. 9471	95-382	H.R. 12605	95-567
S. 266	95-236	S. 2553	95-298	H.R. 2176	95-320	H.R. 9701	95-595	H.R. 12634	95-543
S. 274	95-610	S. 2556	95-388	H.R. 2329	95-616	H.R. 9757	95-321	H.R. 12637	95-326
S. 286	95-439	S. 2570	95-524	H.R. 2540	95-264	H.R. 9851	95-245	H.R. 12772	95-394
S. 409	95-436	S. 2584	95-601	H.R. 2719	95-230	H.R. 9945	95-453	H.R. 12841	95-427
S. 415	95-464	S. 2588	95-498	H.R. 2777	95-351	H.R. 9998	95-483	H.R. 12860	95-395
S. 425	95-438	S. 2597	95-271	H.R. 2931	95-368	H.R. 10126	95-437	H.R. 12874	95-590
S. 482	95-280	S. 2640	95-454	H.R. 2960	95-260	H.R. 10161	95-516	H.R. 12915	95-379
S. 553	95-614	S. 2701	95-404	H.R. 3185	95-585	H.R. 10173	95-588	H.R. 12927	95-374
S. 555	95-521	S. 2704	95-467	H.R. 3447	95-317	H.R. 10343	95-581	H.R. 12929	95-480
S. 661	95-281	S. 2727	95-606	H.R. 3454	95-237	H.R. 10368	95-241	H.R. 12930	95-429
S. 682	95-474	S. 2774	95-605	H.R. 3489	95-323	H.R. 10392	95-286	H.R. 12931	95-481
S. 703	95-593	S. 2788	95-565	H.R. 3489	95-323	H.R. 10532	95-226	H.R. 12932	95-465
S. 773	95-247	S. 2796	95-631	H.R. 3532	95-357	H.R. 10569	95-336	H.R. 12933	95-335
S. 785	95-337	S. 2801	95-468	H.R. 3702	95-397	H.R. 10581	95-433	H.R. 12934	95-431
S. 791	95-625	S. 2820	95-578	H.R. 3755	95-318	H.R. 10587	95-514	H.R. 12935	95-391
S. 838	95-243	S. 2821	95-348	H.R. 3813	95-250	H.R. 10730	95-316	H.R. 12936	95-392
S. 917	95-278	S. 2899	95-632	H.R. 4018	95-617	H.R. 10732	95-354	H.R. 13087	95-380
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S. 947	95-329	S. 2928	95-381	H.R. 4319	95-583	H.R. 10822	95-428	H.R. 13167	95-488
S. 976	95-562	S. 2946	95-441	H.R. 4544	95-239	H.R. 10823	95-304	H.R. 13187	95-544
S. 990	95-603	S. 2951	95-442	H.R. 4727	95-540	H.R. 10878	95-376	H.R. 13349	95-432
S. 995	95-555	S. 2973	95-305	H.R. 4979	95-265	H.R. 10884	95-300	H.R. 13372	95-552
S. 1029	95-569	S. 2981	95-607	H.R. 5029	95-520	H.R. 10898	95-611	H.R. 13385	95-333
S. 1081	95-496	S. 3002	95-399	H.R. 5037	95-619	H.R. 10899	95-369	H.R. 13416	95-551
S. 1130	95-387	S. 3036	95-447	H.R. 5054	95-228	H.R. 10965	95-473	H.R. 13418	95-510
S. 1185	95-515	S. 3040	95-421	H.R. 5146	95-620	H.R. 10982	95-254	H.R. 13467	95-355
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S. 1215	95-471	S. 3067	95-444	H.R. 5263	95-618	H.R. 11003	95-570	H.R. 13481	95-522
S. 1265	95-416	S. 3069	95-398	H.R. 5289	95-621	H.R. 11005	95-430	H.R. 13500	95-591
S. 1267	95-440	S. 3075	95-384	H.R. 5322	95-227	H.R. 11035	95-493	H.R. 13511	95-600
S. 1291	95-327	S. 3081	95-574	H.R. 5383	95-256	H.R. 11055	95-258	H.R. 13514	95-545
S. 1315	95-539	S. 3083	95-609	H.R. 5493	95-299	H.R. 11209	95-564	H.R. 13597	95-577
S. 1318	95-490	S. 3084	95-557	H.R. 5646	95-597	H.R. 11232	95-322	H.R. 13635	95-457
S. 1340	95-238	S. 3084	95-557	H.R. 5798	95-231	H.R. 11291	95-422	H.R. 13650	95-604
S. 1360	95-233	S. 3085	95-627	H.R. 5981	95-259	H.R. 11302	95-477	H.R. 13692	95-462
S. 1403	95-550	S. 3092	95-445	H.R. 6503	95-475	H.R. 11318	95-507	H.R. 13702	95-556
S. 1487	95-575	S. 3107	95-383	H.R. 6669	95-367	H.R. 11370	95-291	H.R. 13745	95-420
S. 1509	95-232	S. 3112	95-548	H.R. 6693	95-266	H.R. 11400	95-434	H.R. 13767	95-506
S. 1566	95-511	S. 3119	95-385	H.R. 6782	95-279	H.R. 11401	95-401	H.R. 13797	95-484
S. 1568	95-285	S. 3120	95-386	H.R. 6975	95-251	H.R. 11465	95-308	H.R. 13803	95-489
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S. 1585	95-225	S. 3189	95-554	H.R. 7161	95-358	H.R. 11518	95-252	H.R. 13809	95-529
S. 1617	95-273	S. 3259	95-491	H.R. 7296	95-525	H.R. 11567	95-425	H.R. 13892	95-530
S. 1626	95-519	S. 3271	95-400	H.R. 7305	95-527	H.R. 11579	95-353	H.R. 13903	95-589
S. 1633	95-375	S. 3272	95-409	H.R. 7320	95-628	H.R. 11657	95-295	H.R. 13972	95-546
S. 1640	95-296	S. 3274	95-446	H.R. 7577	95-568	H.R. 11658	95-505	H.R. 13989	95-547
S. 1671	95-249	S. 3336	95-537	H.R. 7581	95-345	H.R. 11662	95-290	H.R. 13991	95-459
S. 1678	95-396	S. 3342	95-413	H.R. 7749	95-541	H.R. 11671	95-542	H.R. 14026	95-487
S. 1792	95-293	S. 3371	95-584	H.R. 7814	95-390	H.R. 11686	95-509	H.R. 14175	95-573
S. 1816	95-592	S. 3373	95-492	H.R. 7819	95-393	H.R. 11713	95-315	H.R. 14223	95-531
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S. 2049	95-535	S. 3454	95-377	H.R. 7744	95-269	H.R. 11832	95-338	H.J. Res. 386	95-229
S. 2075	95-572	S. 3467	95-451	H.R. 7766	95-235	H.R. 11877	95-331	H.J. Res. 578	95-267
S. 2076	95-244	S. 3468	95-402	H.R. 8112	95-378	H.R. 11886	95-479	H.J. Res. 613	95-325
S. 2093	95-612	S. 3486	95-485	H.R. 8149	95-410	H.R. 11945	95-517	H.J. Res. 649	95-272
S. 2220	95-277	S. 3540	95-538	H.R. 8200	95-598	H.R. 12026	95-450	H.J. Res. 682	95-350
S. 2247	95-579	S. 3551	95-553	H.R. 8331	95-283	H.R. 12028	95-476	H.J. Res. 685	95-463
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S. 2370	95-289	S. J. Res. 29	95-449	H.R. 8389	95-560	H.R. 12116	95-526	H.J. Res. 770	95-262
S. 2376	95-470	S. J. Res. 102	95-341	H.R. 8394	95-469	H.R. 12138	95-340	H.J. Res. 773	95-364
S. 2380	95-302	S. J. Res. 106	95-274	H.R. 8397	95-361	H.R. 12140	95-576	H.J. Res. 796	95-255
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S. 2424	95-346	S. J. Res. 137	95-287	H.R. 8755	95-500	H.R. 12264	95-494	H.J. Res. 946	95-347
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S. 2463	95-343	S. J. Res. 160	95-596	H.R. 8811	95-472	H.R. 12443	95-412	H.J. Res. 1007	95-419
S. 2466	95-623	S. J. Res. 165	95-406	H.R. 8812	95-418	H.R. 12467	95-602	H.J. Res. 1014	95-371
S. 2474	95-626			H.R. 9005	95-288	H.R. 12508	95-417	H.J. Res. 1024	95-330
S. 2493	95-504	H.R. 15	95-561	H.R. 9169	95-257	H.R. 12509	95-549	H.J. Res. 1088	95-415
S. 2507	95-414	H.R. 50	95-523	H.R. 9179	95-268	H.R. 12571	95-314	H.J. Res. 1139	95-482
S. 2522	95-613	H.R. 130	95-297	H.R. 9214	95-435	H.R. 12598	95-426	H.J. Res. 1140	95-407
S. 2534	95-559	H.R. 185	95-362	H.R. 9251	95-615	H.R. 12602	95-356	H.J. Res. 1147	95-513
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BILLS VETOED

S. 1104, Legionville Historic Site, Pennsylvania
S. 1503, Payment for "Tris" Losses
S. 2416, Nurse Training Assistance
H.R. 3161, Federal Firefighters Workweek
H.R. 6536, D.C. Retirement Reform
H.R. 9370, Aquaculture
H.R. 9518, Foreign Trade Rebating
H.R. 9937, Carson City Silver Dollars
H.R. 10882, Military Reservations Conservation
H.R. 10929, Military Procurement Authorization
H.R. 11092, Navajo-Hopi Relocation Commission
H.R. 11445, SBA Authorization
H.R. 11545, Meat and Livestock Imports
H.R. 11580, Foreign Lotteries
H.R. 11861, Navy-Maritime Advisory Board
H.R. 12928, Public Works Appropriations
H.R. 13719, Guam and Virgin Islands Tax Relief

HISTORY OF BILLS ENACTED INTO PUBLIC LAW

(95th Cong., 2d Sess.)

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HISTORY OF BILLS ENACTED INTO PUBLIC LAW (95TH CONG., 2D SESS.)

Title	Bill No.	Date introduced	Committee		Date reported		Report No.		Page of passage in Congressional Record		Date of passage		Public Law	
			House	Senate	House	Senate	House	Senate	House	Senate	House	Senate	Date approved	No.
To distinguish Federal grant and cooperative agreement relationships from Federal procurement relationships.	H.R. 7691 (S. 431)	June 9 1977	GO	GA	July 1 1977	Sept. 22 1977	95-481	95-449	31064	31884	Sept. 27 1977	Oct. 1 1977	Feb. 3	95-224
To make unlawful the use of minors engaged in sexually explicit conduct for the purpose of promoting any film or printed material.	S. 1585 (H.R. 8059)	May 23 1977	Jud	Jud	Oct. 12 1977	Sept. 16 1977	95-696	95-438	35025	33061	Oct. 25 1977	Oct. 10 1977	Feb. 6	95-225
To provide temporary authority to the Secretary of the Interior to facilitate measures to mitigate the effect of the drought of 1976-1977.	H.R. 10532	Jan. 24	IIA		Jan. 30		95-854		1284	1592	Jan. 30	Jan. 31	Feb. 7	95-226
To impose an excise tax on the sale of coal by the producer, and to establish a Black Lung Disability Trust Fund.	H.R. 5322	Mar. 22 1977	WM	Fin	June 16 1977	Nov. 1 1977	95-438	95-572	23446	39131	July 18 1977	Dec. 15 1977	Feb. 10	95-227
To repeal the statutory requirement that appointments to competitive service positions in executive branch agencies in the Washington, D.C. area be apportioned among the States on the basis of population.	H.R. 5054	Mar. 15 1977	POCS	GA	Sept. 7 1977	Dec. 15 1977	95-593	95-614	29821	1071	Sept. 19 1977	Jan. 26	Feb. 10	95-228
To provide for the striking of a medal to be issued annually in commemoration of the bicentennials of outstanding historic events and personalities from 1777 to 1789.	H.J. Res. 386	Apr. 6 1977		BHUA		Dec. 6 1977		95-611	31049	390	Sept. 27 1977	Jan. 23	Feb. 14	95-229
Authorizing the Secretary of the Interior to contract with the Middle Rio Grande Conservancy District of New Mexico for payments of maintenance charges on certain Pueblo Indian lands.	H.R. 2719	Jan. 31 1977	IIA	IA	Aug. 4 1977	Nov. 1 1977	95-570	95-575	29821	36811	Sept. 19 1977	Nov. 3 1977	Feb. 15	95-230
To authorize funds for the Office of Rail Public Counsel for fiscal year 1978.	H.R. 5798 (S. 922)	Mar. 30 1977	IFC	CST	May 16 1977	May 16 1977	95-334	95-198	1277	1594	Jan. 30	Jan. 31	Feb. 15	95-231
Returning to the U.S. title to certain lands previously conveyed to certain Indian pueblos in New Mexico.	S. 1509	May 13 1977	IIA	IA	Jan. 23	Sept. 21 1977	95-846	95-445	2373	31657	Feb. 6	Sept. 29 1977	Feb. 17	95-232
To amend the National Forest Management Act with regard to the role of the Secretary of Agriculture in selecting bidding methods for timber sales.	S. 1360 (H.R. 6362)	Apr. 22 1977	Agr	ENR	June 9 1977	July 6 1977	95-402	95-333	2408	29253	Feb. 6	Sept. 14 1977	Feb. 20	95-233
To assure that those providing communication services are able to use existing space on poles which are owned by regulated utilities, and to simplify FCC forfeiture procedures.	H.R. 7442 (S. 1547)	May 25 1977	IFC	CST	Oct. 19 1977	Nov. 2 1977	95-721	95-580	35006	1599	Oct. 25 1977	Jan. 31	Feb. 21	95-234
To authorize the Mayor of the District of Columbia to enter into an agreement with the U.S. Postal Service with respect to the use of certain public air space in the District of Columbia.	H.R. 7766	June 14 1977	DC	GA	Sept. 20 1977	Jan. 30	95-611	95-622	30910	2188	Sept. 26 1977	Feb. 6	Feb. 21	95-235
Authorizing funds for the Energy Research and Development Administration to render financial assistance to limit radiation exposure from uranium mill tailings used for construction.	S. 266	Jan. 14 1977	IIA IFC	ENR	Oct. 17 1977 Sept. 29 1977	Mar. 29 1977	95-649	95-72	522	10175	Jan. 24	Apr. 4 1977	Feb. 21	95-236
To designate certain endangered public lands for preservation as wilderness areas.	H.R. 3454	Feb. 9 1977	IIA	ENR	July 27 1977	Oct. 11 1977	95-540	95-490	28879	34581	Sept. 12 1977	Oct. 20 1977	Feb. 24	95-237
Authorizing funds for fiscal year 1978 for nonnuclear programs of the Energy Research and Development Administration.	S. 1340	Apr. 21 1977	.....	ENR	.....	May 16 1977	.....	95-179	38775	18735	Dec. 7 1977	June 13 1977	Feb. 25	95-238
Making reforms in the administration of the black lung benefits program.	H.R. 4544 (S. 1538)	Mar. 7 1977	EdL	CST	Mar. 31 1977	May 16 1977	95-151	95-209	29851	29924	Sept. 19 1977	Sept. 20 1977	Mar. 1	95-239
Making supplemental appropriations for fiscal year 1978.	H.R. 9375	Sept. 28 1977	App	App	Sept. 28 1977	Oct. 28 1977	95-644	95-564	35034	36198	Oct. 25 1977	Nov. 1 1977	Mar. 7	95-240

To clarify that aircraft registered by "citizens of the United States" are not required to be based primarily in the U.S. in order to be eligible for U.S. registry.	H.R. 10368 (S. 2516)	Dec. 15 1977	PWT	CST	Feb. 9	Feb. 21	95-868	95-637	3855	4319	Feb. 21	Feb. 23	Mar. 8	95-241
To strengthen U.S. policies on nuclear nonproliferation and to reorganize certain nuclear export functions.	H.R. 8638 (S. 897)	July 29 1977	IR	FR GA ENR	Aug. 5 1977	Oct. 3 1977	95-587	95-467	31362	2542	Sept. 28 1977	Feb. 7	Mar. 10	95-242
Requesting the Court of Claims to review the Indian Claims Commission finding in the case affecting the Black Hills portion of the Great Sioux Reservation, South Dakota.	S. 838 (H.R. 2664)	Mar. 1 1977	IIA	IA	July 26 1977	Apr. 29 1977	95-529	95-112	2956	13304	Feb. 9	May 3 1977	Mar. 13	95-243
Authorizing the Secretary of the Interior to transfer franchise fees from certain Grand Canyon National Park concessions to the Grand Canyon Unified School District, Arizona.	S. 2076 (S. 2002)	Sept. 9 1977	IIA	HR	Jan. 23	Aug. 3 1977	95-847	95-388	2375	28420	Feb. 6	Sept. 9 1977	Mar. 14	95-244
To improve air cargo service by permitting supplemental air carriers to obtain certificates to provide scheduled all-cargo service.	H.R. 9851	Oct. 31 1977	PWT	CST	Nov. 2 1977	Feb. 21	95-798	95-638	1601	4671	Jan. 31	Feb. 24	Mar. 14	95-245
Making urgent supplemental appropriations for fiscal year 1978 for the Southwestern Power Administration, Department of Energy.	H.J. Res. 746	Feb. 22	App		Feb. 28		95-914		5888	6190	Mar. 7	Mar. 9	Mar. 15	95-246
Authorizing the Wichita Indian tribe of Oklahoma to file claims against the United States for lands taken without adequate compensation.	S. 773 (H.R. 3377)	Feb. 24 1977	IIA	IA	Sept. 8 1977	May 3 1977	95-597	95-119	4559	13823	Feb. 24	May 5 1977	Mar. 21	95-247
Authorizing the Secretary of the Interior to acquire additional lands in order to protect the Appalachian Trail.	H.R. 8803	Aug. 4 1977	IIA	ENR	Oct. 21 1977	Feb. 10	95-734	95-636	35024	4216	Oct. 25 1977	Feb. 22	Mar. 21	95-248
To designate the Absaroka-Beartooth Wilderness area within Custer and Gallatin National Forests, Montana.	S. 1671	June 10 1977	IIA	ENR	Mar. 6	Jan. 31	95-927	95-624	6856	3185	Mar. 14	Feb. 10	Mar. 27	95-249
To add certain lands to the Redwood National Park, California.	H.R. 3813	Feb. 22 1977	IIA App	.....	Aug. 5 1977 Sept. 23 1977	.....	95-581	.....	2945	4988	Feb. 9	Feb. 28	Mar. 27	95-250
To provide that hearing examiners be known as administrative law judges, and to increase by 100, to a total of 340, the number of such positions which the Civil Service Commission may establish at a GS-16 level.	H.R. 6975	May 5 1977	POCS	GA	May 16 1977	Mar. 9	95-321	95-697	23433	6786	July 18 1977	Mar. 14	Mar. 27	95-251
To extend through July 31, 1978, the present $752 billion legal limit on the Federal public debt.	H.R. 11518	Mar. 14	WM	.....	Mar. 17	.....	95-984	.....	7868	8048	Mar. 21	Mar. 22	Mar. 27	95-252
Requesting the President to proclaim May 3, 1978, as "Sun Day".	H.J. Res. 715	Feb. 6	POCS	Jud	Mar. 3	Mar. 9	95-919	95-686	5716	6784	Mar. 6	Mar. 14	Mar. 27	95-253
To rescind certain budget authorities totaling $55,225,000 contained in Presidential message dated January 27, 1978.	H.R. 10982	Feb. 15	App	.....	Feb. 23	.....	95-896	.....	6375	8038	Mar. 10	Mar. 22	Apr. 4	95-254
Making urgent supplemental appropriations for disaster relief for fiscal year 1978.	H.J. Res. 796	Mar. 16	App	.....	Mar. 20	.....	95-990	.....	7943	8221	Mar. 22	Mar. 23	Apr. 4	95-255
To increase from 65 to 70 years the age limit for retirement under the Age Discrimination in Employment Act.	H.R. 5383	Mar. 22 1977	EdL POCS	HR	July 25 1977	Oct. 12 1977	95-527	95-493	30573	34324	Sept. 23 1977	Oct. 19 1977	Apr. 6	95-256
To permit the guarantee of obligations for financing fishing vessels in an amount not exceeding 87½ percent of the actual or depreciated actual cost of each vessel.	H.R. 9169	Sept. 16 1977	MMF	CST	Oct. 25 1977	Mar. 16	95-740	95-703	431	8126	Jan. 23	Mar. 22	Apr. 7	95-257
To allow farmers to treat as 1977 income crop disaster or target price payments made in 1978 which are attributable to 1977 losses.	H.R. 11055	Feb. 22	WM	.....	Mar. 7	.....	95-929	.....	6644	8122	Mar. 13	Mar. 22	Apr. 7	95-258
Authorizing funds through fiscal year 1981 for the American Folklife Center at the Library of Congress.	H.R. 5981	Apr. 4 1977	HA	RAdm	Feb. 3	Mar. 22	95-865	95-712	5019	8624	Feb. 28	Apr. 4	Apr. 17	95-259
Authorizing the Secretary of the Interior to memorialize the fifty-six signers of the Declaration of Independence in Constitution Gardens in the District of Columbia.	H.R. 2960	Feb. 2 1977	HA POCS	RAdm	June 24 1977	Jan. 25	95-462	95-621	22162	1264	July 11 1977	Jan. 27	Apr. 17	95-260
To provide for the designation of libraries of accredited law schools as depository libraries of Government publications.	H.R. 8358	July 15 1977	HA	RAdm	Sept. 30 1977	Mar. 3	95-650	95-670	35026	5647	Oct. 25 1977	Mar. 6	Apr. 17	95-261
Authorizing the President to issue a proclamation designating April 18, 1978 as "Education Day, U.S.A.".	H.J. Res. 770	Mar. 1	.....	.....	.....	.....	.....	.....	9876	10106	Apr. 12	Apr. 13	Apr. 17	95-262
Authorizing the President to proclaim the week of April 16-22 as "National Oceans Week".	S.J. Res. 124 (H.J. Res. 730)	Mar. 20	POCS	.....	Mar. 16	.....	95-978	.....	8640	7684	Apr. 4	Mar. 20	Apr. 17	95-263

HISTORY OF BILLS ENACTED INTO PUBLIC LAW (95TH CONG., 2D SESS.)

Title	Bill No.	Date introduced	Committee		Date reported		Report No.		Page of passage in Congressional Record		Date of passage		Public Law	
			House	Senate	House	Senate	House	Senate	House	Senate	House	Senate	Date approved	No.
To modify Federal law in order to reduce the amount of land leaving Indian ownership on the Umatilla Reservation in Oregon.	H.R. 2540	Jan. 26 1977	IIA	IA	Nov. 22 1977	Mar. 22	95-820	95-718	2373	8765	Feb. 6	Apr. 5	Apr. 18	95-264
Directing the Secretary of the Interior to convey certain public lands to Mineral County, Nevada.	H.R. 4979	Mar. 14 1977	IIA	ENR	July 26 1977	Oct. 20 1977	95-530	95-522	25890	35721	Aug. 1 1977	Oct. 28 1977	Apr. 24	95-265
To authorize funds for programs administered under the Child Abuse Prevention and Treatment Act.	H.R. 6693	Apr. 27 1977	EdL	.....	Sept. 19 1977	.....	95-609	.....	30948	35501	Sept. 26 1977	Oct. 27 1977	Apr. 24	95-266
Authorizing the President to proclaim the third weeks of May of 1978 and 1979 as "National Architectural Barrier Awareness Week".	H.J. Res. 578	Aug. 5 1977	POCS	Jud	Mar. 3	Apr. 6	95-918	95-727	5716	9531	Mar. 6	Apr. 11	Apr. 24	95-267
To extend until September 30, 1981, the basic operating authority of the Overseas Private Investment Corporation.	H.R. 9179 (S. 1771)	Sept. 19 1977	IR	FR	Oct. 7 1977	Oct. 19 1977	95-670	95-505	4464	5615	Feb. 23	Mar. 6	Apr. 24	95-268
To establish a policy with regard to the respective roles of the Corps of Engineers and private industry in meeting the national dredging needs.	H.R. 7744	June 13 1977	PWT	EPW	Sept. 15 1977	Mar. 23	95-605	95-722	31061	8767	Sept. 27 1977	Apr. 5	Apr. 26	95-269
Authorizing $5 million to develop the Hubert H. Humphrey Institute of Public Affairs at the University of Minnesota, and $2.5 million for the Everett Dirksen Center in Pekin, Illinois.	S. 2452 (H.R. 10606)	Jan. 30	EdL	HR	Feb. 20	Mar. 20	95-888	95-706	10411	8126	Apr. 18	Mar. 22	Apr. 27	95-270
To move the location for holding court for the U.S. district court for the eastern district of New York to Brooklyn and Hempstead.	S. 2597	Feb. 27	Jud	Jud	.....	Apr. 7	.....	95-728	11340	9750	Apr. 25	Apr. 12	Apr. 28	95-271
Authorizing the President to call a White House Conference on the Arts and a White House Conference on the Humanities.	H.J. Res. 649	Nov. 3 1977	EdL	HR	Feb. 17	Apr. 12	95-887	95-736	3878	10469	Feb. 21	Apr. 18	May 3	95-272
To establish a program of ocean pollution research and monitoring.	S. 1617	May 27 1977	ST MMF	.....	Sept. 26 1977 Oct. 17 1977	.....	95-626	.....	5000	26437	Feb. 28	Aug. 3 1977	May 8	95-273
To provide for the reappointment of A. Leon Higginbotham, Jr., as a citizen regent of the Board of Regents of the Smithsonian Institution.	S.J. Res. 106	Jan. 27	HA	RAdm	Apr. 18	Mar. 3	95-1064	95-662	11945	5644	May 1	Mar. 6	May 10	95-274
To provide for the reappointment of John Paul Austin as a citizen regent of the Board of Regents of the Smithsonian Institution.	S.J. Res. 107	Jan. 27	HA	RAdm	Apr. 18	Mar. 3	95-1065	95-663	11945	5645	May 1	Mar. 6	May 10	95-275
To provide for the appointment of Anne Legendre Armstrong as a citizen regent of the Board of Regents of the Smithsonian Institution.	S.J. Res. 108	Jan. 27	HA	RAdm	Apr. 18	Mar. 3	95-1066	95-664	11946	5645	May 1	Mar. 6	May 10	95-276
To authorize the Secretary of the Treasury to designate an Assistant Secretary to serve in his place as a member of the Library of Congress Trust Fund Board.	S. 2220	Oct. 19 1977	HA	RAdm	Apr. 18	Jan. 25	95-1067	95-616	11946	1260	May 1	Jan. 27	May 12	95-277
To convey to the University of Nevada certain lands adjacent to the Gund Ranch, Grass Valley, Nevada.	S. 917	Mar. 4 1977	IIA	ENR	Mar. 30	Oct. 20 1977	95-1006	95-521	11945	35485	May 1	Oct. 27 1977	May 12	95-278
Emergency Agricultural Act of 1978	H.R. 6782 (S. 2481)	Apr. 29 1977	Agr	Agr App	Sept. 28 1977	Mar. 13 Mar. 17	95-641	95-699 95-705	35977	7790	Oct. 31 1977	Mar. 21	May 15	95-279
To direct the Secretary of the Interior to purchase and hold certain lands in trust for the Zuni Indian Tribe of New Mexico.	S. 482 (H.R. 3787)	Jan. 28 1977	IIA	IA	Mar. 14	Apr. 29 1977	95-953	95-111	10415	13302	Apr. 18	May 3 1977	May 15	95-280
To restore Federal recognition of certain Indian tribes	S. 661	Feb. 7 1977	IIA	IA	.....	Nov. 1 1977	.....	95-574	9644	36810	Apr. 11	Nov. 3 1977	May 15	95-281
Making supplemental appropriations for fiscal year 1978 for the U.S. Railway Association.	H.J. Res. 859	Apr. 19	App	App	Apr. 25	May 10	95-1083	95-800	11726	13373	Apr. 27	May 11	May 19	95-282

To provide the Federal courts and the Securities Investor Protection Corporation with improved procedures to protect customers from insolvent brokers and dealers.	H.R. 8331	July 14 1977	IFC	BHUA	Oct. 26 1977	Apr 25	95-746	95-763	36319	11610	Nov. 1 1977	Apr. 26	May 21	95-283
Making urgent supplemental appropriations for the disaster loan program of the Small Business Administration for fiscal year 1978.	H.J. Res. 873	Apr. 26	App	App	May 2	May 10	95-1105	95-801	12914	13371	May 8	May 11	May 21	95-284
To name the lake located behind Lower Monumental Lock and Dam, Washington, "Lake Herbert G. West, Senior".	S. 1568 (H.R. 10838)	May 19 1977	PWT	EPW	May 1	Mar. 23	95-1095	95-721	13556	8767	May 15	Apr. 5	May 25	95-285
To establish a Hubert H. Humphrey Fellowship in Social and Political Thought at the Woodrow Wilson International Center for Scholars at the Smithsonian Institution.	H.R. 10392 (S. 2730)	Dec. 15 1977	HA	RAdm	Apr. 18	May 9	95-1062	95-794	13570	13807	May 15	May 16	May 26	95-286
To reaffirm the North Atlantic Alliance as a vital commitment of U.S. foreign policy.	S.J. Res. 137	May 24							15418	15175	May 25	May 24	May 30	95-287
Making appropriations for the District of Columbia for fiscal year 1978.	H.R. 9005	Sept. 8 1977	App	App	Sept. 8 1977	Sept. 19 1977	95-596	95-439	29615	32332	Sept. 16 1977	Oct. 4 1977	June 5	95-288
Removing the $100,000 limitation on the amount authorized annually under the Volunteers in the National Forests Act of 1977.	S. 2370	Dec. 15 1977	Agr	Agr	May 15	Mar. 3	95-1180	95-671	14863	6035	May 22	Mar. 8	June 5	95-289
To establish the Lowell National Historical Park, Massachusetts.	H.R. 11662	Mar. 20	IIA	ENR	Mar. 30	May 12	95-1023	95-813	9644	14369	Apr. 11	May 18	June 5	95-290
To authorize funds to reimburse the States for certain expenditures for social services incurred prior to October 1, 1975.	H.R. 11370 (S. 2360)	Mar. 8	Jud WM	Fin	May 4 May 9	Feb. 7	95-1114	95-632	15083	15618	May 23	May 25	June 12	95-291
To make improvements in the Medicare end stage renal disease program.	H.R. 8423	July 19 1977	WM	Fin	July 29 1977	Mar. 22	95-549	95-714	28870	9495	Sept. 12 1977	Apr. 10	June 13	95-292
To remove the annual authorization ceiling on the Administrative Conference of the United States.	S. 1792 (H.R. 7662)	June 30	Jud	Jud	Oct. 25 1977	Nov. 2 1977	95-743	95-583	525	37220	Jan. 24	Nov. 4 1977	June 13	95-293
Requesting the President to proclaim June 11, 1978 as "American University Press Day".	S.J. Res. 140	June 8	.....	.....	.....	.....	.....	.....	16996	16861	June 9	June 8	June 14	95-294
Authorizing funds through fiscal year 1982 for the Central, Western, and South Pacific Fisheries Development Act.	H.R. 11657	Mar. 20	MMF	CST	Apr. 21	May 12	95-1079	95-818	11956	14372	May 1	May 18	June 16	95-295
To designate the Federal Aviation Administration Aeronautical Center, Oklahoma City, as the "Mike Monroney Aeronautical Center".	S. 1640 (H.R. 7674)	June 8 1977	PWT	.....	May 19	.....	95-1209	.....	16251	17977	June 5	June 8 1977	June 19	95-296
Petroleum Marketing Practices Act	H.R. 130 (S. 743)	Jan. 4 1977	IFC	ENR	Apr. 5 1977	Apr. 10	95-161	95-731	10389	12993	Apr. 5 1977	May 9	June 19	95-297
To authorize funds for fiscal year 1979 for certain maritime programs of the Department of Commerce.	S. 2553 (H.R. 10729)	Feb. 21	MMF	CST	May 15	Apr. 19	95-1155	95-741	15094	11235	May 23	Apr. 24	June 26	95-298
Authorizing additional funds for acquisition of lands for certain wildlife refuges.	H.R. 5493 (S. 1237)	Mar. 23	MMF	EPW	May 13 1977	May 16 1977	95-317	95-185	14800	16396	May 16 1977	May 24 1977	June 26	95-299
Authorizing funds through fiscal year 1981 for the Council on Environmental Quality.	H.R. 10884	Feb. 8 1977	MMF	EPW	Mar. 31	May 15	95-1027	95-876	9299	15617	Apr. 10	May 25	June 26	95-300
Making urgent supplemental appropriations in the amount of $6,488,000 for the Federal Grain Inspection Service, Department of Agriculture.	H.J. Res. 944	May 25	App	.....	May 31	.....	95-1223	.....	17943	18094	June 16	June 19	June 26	95-301
To implement the protocol relating to intervention on the high seas in cases of marine pollution by substances other than oil.	S. 2380 (H.R. 188)	Dec. 15 1977	MMF	CST	June 1	May 8	95-1238	95-785	16259	13370	June 5	May 11	June 26	95-302
Lowering the duty on levulose until June 30, 1980	H.R. 5176	Mar. 17 1977	WM	Fin	June 16 1977	May 10	95-434	95-796	23444	17053	July 18 1977	June 9	June 29	95-303
Authorizing funds for fiscal year 1979 for the National Advisory Committee on Oceans and atmosphere.	H.R. 10823	Feb. 2 1977	MMF	CST	Mar. 30	May 15	95-1013	95-862	10214	16241	Apr. 17	June 5	June 29	95-304
Authorizing funds for services necessary to the nonperforming arts functions of the John F. Kennedy Center for Performing Arts.	S. 2973 (H.R. 12098)	Apr. 24	PWT	EPW	May 4	May 15	95-1113	95-831	18261	15001	June 21	May 23	June 29	95-305
Authorizing funds through fiscal year 1988 for the Secretary of Agriculture to expand comprehensive extension programs concerning forest and rangeland renewable resources.	H.R. 11779 (S. 3035)	Mar. 22 1977	Agr	Agr	May 15	May 15	95-1184	95-881	14863	16611	May 22	June 7	June 30	95-306

HISTORY OF BILLS ENACTED INTO PUBLIC LAW (95TH CONG., 2D SESS.)

Title	Bill No.	Date introduced	Committee		Date reported		Report No.		Page of passage in Congressional Record		Date of passage		Public Law	
			House	Senate	House	Senate	House	Senate	House	Senate	House	Senate	Date approved	No.
Authorizing funds through fiscal year 1988 for the Secretary of Agriculture to carry out forest and rangeland renewable resources research, and to provide cooperative forest resources assistance to States.	H.R. 11778 (S. 3034)	Mar. 22 1977	Agr	Agr	May 15	May 15	95-1179	95-880	14862	16609	May 22	June 7	June 30	95-307
Authorizing funds for fiscal year 1979 for the Coast Guard.	H.R. 11465	Mar. 10 1977	MMF	CST	Mar. 31	May 12	95-1030	95-817	10214	14577	Apr. 17	May 19	June 30	95-308
Designating June 25, 1978, as "National Brotherhood Day".	H.J. Res. 995	June 14	.....	.....	.....	.....	.....	.....	18805	18722	June 23	June 23	June 30	95-309
Authorizing the Secretary of Agriculture to convey certain lands in the Wenatchee National Forest, Washington.	S. 2033	Aug. 5 1977	IIA	ENR	June 13	Oct. 20 1977	95-1291	95-519	18257	35721	June 21	Oct. 28 1977	June 30	95-310
To name the new Veterans' Administration hospital in Little Rock, Arkansas, the John L. McClellan Hospital.	S. 2351 (H.R. 10287)	Dec. 15 1977	VA	.	June 9	.....	95-1284	.....	18158	39228	June 19	Dec. 15 1977	June 30	95-311
Requesting the President to proclaim July 1, 1978, as "Free Enterprise Day".	S.J. Res. 128	Apr. 20	POCS	.....	.....	.....	.....	.....	18867	10884	June 26	Apr. 20	June 30	95-312
Authorizing funds through fiscal year 1988 for the Secretary of Agriculture to provide cooperative forestry assistance to States.	H.R. 11777 (S. 3033)	Mar. 22 1977	Agr	Agr	May 15	May 15	95-1183	95-879	14861	16607	May 22	June 7	July 1	95-313
To provide for the implementation of the 1978 Reciprocal Fisheries Agreement between the United States and Canada.	H.R. 12571	May 4	MMF	CST FR	May 24	June 26	95-1215	95-955	15420	19623	May 25	June 29	July 1	95-314
To authorize grants to individuals and small business concerns for development of solar energy equipment and energy-related inventions.	H.R. 11713	Mar. 22	SB	SB	Apr. 19	May 15	95-1071	95-828	12067	15281	May 2	May 24	July 4	95-315
Authorizing funds through fiscal year 1981 to carry out programs administered under the Marine Mammal Protection Act.	H.R. 10730	Feb. 2	MMF	CST	Mar. 31	May 15	95-1028	95-888	9296	16467	Apr. 10	June 7	July 10	95-316
To grant an annuitant under the civil service retirement system the right to elect within one year after remarriage whether such annuitant's new spouse shall be entitled to a survivor annuity.	H.R. 3447	Feb. 9 1977	POCS	GA	May 10	May 18	95-283	95-904	17483	18155	June 6 1977	June 19	July 10	95-317
To restore survivor annuities under the civil service retirement system to certain surviving spouses whose annuities were terminated because of remarriage prior to July 18, 1966.	H.R. 3755	Jan. 25 1977	POCS	GA	June 30 1977	May 18	95-475	95-905	23421	18155	July 18 1977	June 19	July 10	95-318
To establish consumer product safety rules governing standards for flammable and corrosive cellulose insulation.	S. 2401	Jan. 23	IFC	.....	.....	.....	.....	.....	13914	391	May 16	Jan. 23	July 11	95-319
To authorize the Comptroller General to conduct an audit of the Federal Reserve System, the Office of the Comptroller of the Currency, and the Federal Deposit Insurance Corporation.	H.R. 2176	Jan. 19 1977	GO	GA	July 12 1977	Mar. 23	95-492	95-723	33785	13164	Oct. 14 1977	May 10	July 21	95-320
To place a moratorium on increases in public lands grazing fees for the 1978 grazing year pending an appropriate review of such fees.	H.R. 9757	Oct. 26 1977	IIA	ENR	Jan. 31	Apr. 25	95-859	95-761	4548	14579	Feb. 24	May 19	July 21	95-321
To authorize funds for fiscal years 1979-1981 to carry out programs administered under the Standard Reference Data Act.	H.R. 11232	Mar. 1	ST	CST	Mar. 16	May 8	95-977	95-786	8645	13773	Apr. 4	May 15	July 21	95-322
To entitle the Delegates in the Congress from the District of Columbia, Guam, and the Virgin Islands to make nominations for appointments to the Merchant Marine Academy.	H.R. 3489	Feb. 16	MMF	CST	Mar. 30	July 10	95-1012	95-971	10212	20874	Apr. 17	July 14	July 28	95-323

Designating the Federal building and U.S. Courthouse in Hato Rey, Puerto Rico, the "Federico Degetau Federal Building".	H.R. 4270	Mar. 2	PWT	EPW	May 19	July 12	95-1208	95-979	16249	20876	June 5	July 14	July 28	95-324
Requesting the President to designate the first Sunday of September after Labor Day, 1978, as "National Grandparents' Day".	H.J. Res. 613 (S.J. Res. 24)	Oct. 5 1977	POCS	Jud	June 29	May 12 1977	95-1327	95-137	19939	20876	July 10	July 14	July 28	95-325
To implement Protocol to the International Convention for the High Seas Fisheries of the North Pacific Ocean.	H.R. 12637 (S. 3082)	May 9	MMF	CST	May 15	May 31	95-1194	95-924	16372	17592	June 6	June 14	July 28	95-326
To hold in trust for the Cheyenne-Arapaho Tribes certain lands in Oklahoma.	S. 1291	Apr. 19 1977	IIA	IA	June 19	June 6 1977	95-1306	95-239	21181	18266	July 17	June 9 1977	July 28	95-327
To provide for the settlement of water claims of the Ak-chin Indian community.	S. 1582 (H.R. 8099)	May 23 1977	IIA	IA	Mar. 14	Sept. 30 1977	95-954	95-460	19495	33240	June 29	Oct. 11 1977	July 28	95-328
To hold in trust for the Creek Nation of Oklahoma land known as the Yardeka School land.	S. 947	Apr. 28 1977	IIA	IA	June 19	June 6 1977	95-1305	95-238	21181	18266	July 17	June 9 1977	July 28	95-329
Making urgent supplemental appropriations for the Agricultural Stabilization and Conservation Service, Department of Agriculture.	H.J. Res. 1024	June 23	App	App	June 28	July 19	95-1326	95-1021	20033	22417	July 11	July 24	July 31	95-330
Authorizing funds for fiscal year 1979 for the Peace Corps.	H.R. 11877	Apr. 5	IR	FR	Apr. 11	May 12	95-1049	95-807	11330	16861	Apr. 25	June 8	Aug. 2	95-331
Making urgent supplemental appropriations for the Black Lung program, emergency rail transportation, and emergency school aid.	H.J. Res. 945	May 31	App	App	June 1	June 19	95-1236	95-937	16963	18713	June 9	June 23	Aug. 2	95-332
To set the public debt limit at $798 billion through March 31, 1979.	H.R. 13385	July 10	WM	Fin	July 13	July 27	95-1349	95-1042	21740	23882	July 19	Aug. 2	Aug. 2	95-333
To improve Federal credit assistance programs for farmers, ranchers, and rural communities and businesses.	H.R. 11504 (S. 2146)	Mar. 13	Agr	Agr	Mar. 18	Apr. 24	95-986	95-752	11087	12162	Apr. 24	May 2	Aug. 4	95-334
Making appropriations for the Department of Transportation and related agencies for fiscal year 1979.	H.R. 12933	June 1	App	App	June 1	June 19	95-1252	95-938	17202	18709	June 12	June 23	Aug. 4	95-335
Authorizing funds through fiscal year 1981 for programs administered under the Alcohol and Drug Abuse Education Act.	H.R. 10569 (S. 2915)	Jan. 26	EdL	HR	Feb. 16	May 15	95-884	95-821	3879	15009	Feb. 21	May 23	Aug. 4	95-336
Declaring that certain land be held in trust for the Paiute and Shoshone Tribes of the Fallon Indian Reservation, Nevada.	S. 785	Feb. 24 1977	IIA	IA	June 15	Sept. 9 1977	95-1298	95-417	21180	33902	July 17	Oct. 17 1977	Aug. 4	95-337
Authorizing $18.4 million for fiscal year 1979 for the Arms Control and Disarmament Agency.	H.R. 11832	Apr. 3	IR	FR	Apr. 11	May 15	95-1048	95-843	11623	16867	Apr. 26	June 8	Aug. 8	95-338
Authorizing funds for long-term loan guarantees to New York City.	H.R. 12426	Apr. 27	BFUA WM	BHUA	May 10 May 22	June 23	95-1129	95-952	16769	19625	June 8	June 29	Aug. 8	95-339
To name the Federal building located at 2400 Avila Road, Laguna Niguel, California, the "Chet Holifield Building".	H.R. 12138	Apr. 13	PWT	EPW	May 19	July 25	95-1210	95-1038	16251	23297	June 5	July 28	Aug. 11	95-340
To reevaluate U.S. policy to protect and preserve American Indian religious cultural rites and practices.	S.J. Res. 102 (H.J. Res. 738)	Dec. 15 1977	IIA	IA	June 19	Mar. 21	95-1308	95-709	21451	8365	July 18	Apr. 3	Aug. 11	95-341
To allow oil and gas leases within the Lake Murray Recreational Demonstration Area project, Oklahoma.	S. 920 (H.R. 4691)	Mar. 4 1977	IIA	ENR	May 1	Oct. 20 1977	95-1102	95-523	13557	35723	May 15	Oct. 28 1977	Aug. 11	95-342
Authorizing funds to implement the Federal Surface Mining Control and Reclamation Act.	S. 2463 (H.R. 11827)	Jan. 31	IIA	ENR	May 12	May 9	95-1143	95-788	20059	13801	July 11	May 16	Aug. 11	95-343
To establish the Chattahoochee River National Recreation Area in Georgia.	H.R. 8336	July 14 1977	IIA	ENR	Sept. 8 1977	May 12	95-598	95-812	3324	22174	Feb. 14	July 21	Aug. 15	95-344
To clarify the income source requirement which must be satisfied by a mutual or cooperative telephone company as a conditon for exemption from Federal income taxation.	H.R. 7581	June 2 1977	WM	Fin	Oct. 25 1977	Apr. 25	95-742	95-762	515	11833	Jan. 24	Apr. 27	Aug. 15	95-345
To amend the Act incorporating the American Legion so as to redefine eligibility for membership therein.	S. 2424	Jan. 25	Jud	Jud	Aug. 2	Apr. 6	95-1416	95-726	24680	9530	Aug. 7	Apr. 11	Aug. 16	95-346
Requesting the President to proclaim October 7, 1978, as "National Guard Day".	H.J. Res. 946	May 31	POCS	Jud	July 18	Aug. 10	95-1372	95-1102	22280	25657	July 24	Aug. 11	Aug. 18	95-347
To authorize $8.8 million for grants to the Government of Guam for construction of public facilities.	S. 2821 (H.R. 12481)	Apr. 4	IIA	ENR	May 4	May 5	95-1112	95-784	16305	13142	June 5	May 10	Aug. 18	95-348
Requesting the President to proclaim July 18, 1979, as "National P.O.W.-M.I.A. Recognition Day".	H.J. Res. 963	June 7	POCS	Jud	July 19	Aug. 10	95-1377	95-1099	23686	25657	Aug. 1	Aug. 11	Aug. 18	95-349
Requesting the President to proclaim the week of September 17, 1978, as "National Lupus Week".	H.J. Res. 682	Jan. 19	POCS	Jud	July 18	Aug. 10	95-1370	95-1101	22280	25657	July 24	Aug. 11	Aug. 18	95-350

HISTORY OF BILLS ENACTED INTO PUBLIC LAW (95TH CONG., 2D SESS.)

Title	Bill No.	Date introduced	Committee		Date reported		Report No.		Page of passage in Congressional Record		Date of passage		Public Law	
			House	Senate	House	Senate	House	Senate	House	Senate	House	Senate	Date approved	No.
To establish a National Consumer Cooperative Bank to make loans and guarantees to eligible consumer cooperatives.	H.R. 2777	Feb. 1 1977	BFUA	BHUA	May 13 1977	May 10	95-311	95-795	22932	20795	July 14 1977	July 13	Aug. 20	95-351
Authorizing funds for the Bureau of Land Management through fiscal year 1982.	H.R. 10787 (S. 2234)	Feb. 6	IIA	ENR	May 10	May 9	95-1121	95-789	20049	23049	July 11	July 27	Aug. 20	95-352
To designate the Olin E. Teague Veterans' Center, Temple, Texas; the James A. Haley Veterans' Hospital, Tampa, Florida; the Edith Nourse Rogers Memorial Veterans' Hospital, Bedford, Massachusetts; and the Wm. Jennings Bryan Dorn Veterans' Hospital, Columbia, South Carolina.	H.R. 11579 (S. 3050)	Mar. 15	VA	.....	Aug. 2	.....	95-1411	.....	24678	25653	Aug. 7	Aug. 11	Aug. 28	95-353
Authorizing funds for fiscal year 1979 to carry out programs administered under the Fishery Conservation and Management Act.	H.R. 10732	Feb. 2	MMF	CST	Mar. 31	May 12	95-1024	95-815	9298	17588	Apr. 10	June 14	Aug. 28	95-354
Making supplemental appropriations for fiscal year 1978.	H.R. 13467	July 13	App	App	July 13	Aug. 1	95-1350	95-1061	21869	24631	July 20	Aug. 7	Sept. 8	95-355
Authorizing funds for military construction for fiscal year 1979.	H.R. 12602 (S. 3079)	May 8	AS	AS	May 12	May 15	95-1147	95-847	14878	20376	May 22	July 12	Sept. 8	95-356
Authorizing Secretary of the Navy to change the name of the Naval Observatory publication "The American Ephemeris and Nautical Almanac" to the "Astronomical Ephemeris".	H.R. 3532	Feb. 16 1977	AS	AS	July 19	Aug. 22	95-1379	95-1134	24676	27642	Aug. 7	Aug. 24	Sept. 8	95-357
To authorize the establishment of a Junior Reserve Officers' Training Corps in American Samoa.	H.R. 7161	May 12 1977	AS	AS	July 25	Aug. 22	95-1390	95-1135	24677	27754	Aug. 7	Aug. 25	Sept. 8	95-358
To provide for the exhibition at the Wyoming State Museum of the nameplate, the ship's bell, and the silver service of the battleship U.S.S. *Wyoming*.	H.R. 8471	July 21 1977	AS	AS	July 19	Aug. 22	95-1380	95-1136	24677	27754	Aug. 7	Aug. 25	Sept. 8	95-359
To improve enforcement procedures for preventing fraudulent solicitations through the mails.	S. 2543 (H.R. 13369)	Feb. 10	POCS	GA	July 31	Aug. 9	95-1401	95-1077	26726	25907	Aug. 17	Aug. 14	Sept. 9	95-360
To declare certain lands in Arizona a part of the Papago Indian Reservation.	H.R. 8397	July 18 1977	IIA	IA	Mar. 30	Aug. 22	95-1020	95-1133	10204	27770	Apr. 17	Aug. 25	Sept. 10	95-361
To authorize the Secretary of the Department in which the Coast Guard is operating to transport Coast Guard employees to and from certain places of employment.	H.R. 185	Jan. 4 1977	MMF	CST	June 1	Aug. 17	95-1237	95-1122	16257	27185	June 5	Aug. 21	Sept. 11	95-362
Authorizing funds for the National Transportation Safety Board for fiscal year 1979.	H.R. 12106	Apr. 13	IFC PWT	CST	..... May 15	.....	95-1169	.....	19942	25908	July 10	Aug. 14	Sept. 11	95-363
Requesting the President to proclaim the seven calendar days beginning September 17, 1978, as "National Port Week".	H.J. Res. 773 (S.J. Res. 148)	Mar. 3	POCS	Jud	June 29	Aug. 24	95-1328	95-1150	19941	27770	July 10	Aug. 25	Sept. 15	95-364
To extend application of law relating to the withholding of city or county income or employment taxes to Federal employees who are residents of (but are employed outside of) cities or counties with which the Secretary of the Treasury has entered into a tax withholding agreement.	H.R. 8342	July 15 1977	POCS	GA	Sept. 7 1977	Aug. 10	95-594	95-1083	29823	26982	Sept. 19 1977	Aug. 18	Sept. 15	95-365
To authorize the Civil Service Commission to comply with the terms of a court order or property settlement in connection with the divorce, annulment, or legal separation of a Federal employee who is entitled to civil service retirement annuities.	H.R. 8771	Aug. 4 1977	POCS	GA	Oct. 17 1977	Aug. 10	95-713	95-1084	429	26331	Jan. 23	Aug. 16	Sept. 15	95-366
To establish a national climate program.....	H.R. 6669	Apr. 27 1977	ST	CST	May 6 1977	Apr. 18	95-206	95-740	28394	11232	Sept. 9 1977	Apr. 24	Sept. 17	95-367
To establish uniformity in benefits and coverage under the Federal employees' health benefits program.	H.R. 2931	Feb. 1 1977	POCS	GA	May 10 1977	May 18	95-282	95-903	19780	16243	June 20 1977	June 5	Sept. 17	95-368

To provide for Federal regulation of participation by foreign banks in domestic financial markets.	H.R. 10899	Feb. 9	BFUA	BHUA	Feb. 28	Aug. 8	95-910	95-1073	9104	26123	Apr. 6	Aug. 15	Sept. 17	95-369
To authorize funds for fiscal year 1979 for government intelligence activities.	H.R. 12240 (S. 2939)	Apr. 19	Intel AS Jud	Intel AS	Apr. 20 May 9	Apr. 19 July 20	95-1075	95-744 95-1028	16396	22058	June 6	July 20	Sept. 17	95-370
Designating April 28 and 29, 1979, as "Days of Remembrance of Victims of the Holocaust".	H.J. Res. 1014 (S.J. Res. 135)	June 22	POCS	Jud	.	July 12	.....	95-980	26725	27811	Aug. 17	Aug. 25	Sept. 18	95-371
To establish a policy for the management of oil and natural gas in the Outer Continental Shelf.	S. 9 (H.R. 1614)	Jan. 10 1977	OCS	ENR	Aug. 29 1977	June 21 1977	95-590	95-284	2114	23279	Feb. 2	July 15 1977	Sept. 18	95-372
Making appropriations for the District of Columbia for fiscal year 1979.	H.R. 13468	July 13	App	App	July 13	Aug. 9	95-1351	95-1076	22238	25841	July 21	Aug. 14	Sept. 18	95-373
Making appropriations for military construction for fiscal year 1979.	H.R. 12927	June 1	App	App	June 1	July 19	95-1246	95-1019	17949	24063	June 16	Aug. 3	Sept. 18	95-374
To extend certain Federal benefits, services, and assistance to the Pascua Yaqui Indians of Arizona.	S. 1633 (H.R. 6612)	June 7 1977	IIA	IA	Mar. 30	Mar. 22	95-1021	95-719	10215	8766	Apr. 17	Apr. 5	Sept. 18	95-375
To extend until October 1, 1981, the voluntary insurance program provided by the Fishermen's Protective Act.	H.R. 10878	Feb. 9	MMF	CST	Mar. 31	May 12	95-1029	95-816	9297	14807	Apr. 10	May 22	Sept. 18	95-376
To extend for one year authorized numbers for the grades of Lieutenant Colonel and Colonel in the Air Force, and to extend certain other current military practices.	S. 3454	Aug. 23	.....	AS		Aug. 23	.....	95-1144	28921	28340	Sept. 12	Sept. 7	Sept. 19	95-377
To abolish the Federal Records Council.....	H.R. 8112	June 29 1977	GO	GA	Aug. 1	Aug. 25	95-1407	95-1160	24681	28683	Aug. 7	Sept. 11	Sept. 22	95-378
To modify the membership of the National Archives Trust Fund by replacing Congressional Members with Executive Branch officials.	H.R. 12915	June 1	GO	GA	Aug. 1	Aug. 25	95-1408	95-1161	24681	28683	Aug. 7	Sept. 11	Sept. 22	95-379
To authorize the issuance of substitute Treasury checks without undertakings of indemnity, except as the Secretary of the Treasury may require.	H.R. 13087	June 12	BFUA	GA	June 23	Sept. 6	95-1320	95-1176	19941	28895	July 10	Sept. 12	Sept. 22	95-380
Authorizing funds through fiscal year 1981 for programs administered under the International Investment Survey Act for the collection and dissemination of information on foreign investments in the U.S. and American investment overseas.	S. 2928 (H.R. 12589)	Apr. 17	IR	CST	May 15	May 15	95-1154	95-863	19389	14812	June 28	May 22	Sept. 22	95-381
To provide that Japanese-Americans be allowed civil service retirement credit for time spent in World War II internment camps.	H.R. 9471	Oct. 6 1977	POCS	GA	Nov. 1 1977	Aug. 10	95-789	95-1085	430	26982	Jan. 23	Aug. 18	Sept. 22	95-382
To provide for uniform supervision and control of employees of referees in bankruptcy.	S. 3107	May 19	Jud	Jud	.....	July 13	.....	95-984	28507	21685	Sept. 8	July 19	Sept. 22	95-383
To authorize funds for international security assistance programs for fiscal year 1979.	S. 3075 (H.R. 12514)	May 15	IR	FR	May 12	May 15	95-1141	95-841	23960	22809	Aug. 2	July 26	Sept. 26	95-384
To transfer certain real property of the United States to the District of Columbia Redevelopment Land Agency.	S. 3119 (H.R. 13224)	May 19	DC	GA	June 28	July 31	95-1325	95-1050	24986	24318	Sept. 12	Aug. 4	Sept. 26	95-385
To give the Temporary Commission on Financial Oversight greater flexibility of contractual authority so as to facilitate an audit of the District of Columbia Government.	S. 3120	May 19	DC	GA	Aug. 17	July 31	95-1504	95-1051	28990	24318	Sept. 12	Aug. 4	Sept. 26	95-386
To allow the several States to sue for taxes in the D.C. Superior Court.	S. 1103	Mar. 23 1977	DC	GA	July 18	May 23 1977	95-1366	95-228	28993	16849	Sept. 12	May 26 1977	Sept. 27	95-387
Changing the name of the District of Columbia Bail Agency to the District of Columbia Pretrial Service Agency.	S. 2556	Feb. 22	DC	GA	July 18	May 16	95-1368	95-895	28994	15711	Sept. 12	May 26	Sept. 27	95-388
Authorizing the President to proclaim September 24, 1978, as "National Good Neighbors Day".	S.J. Res. 133	May 3	POCS	Jud	.....	June 22	.....	95-942	30406	18717	Sept. 20	June 23	Sept. 29	95-389
To authorize Federal employees and agencies to experiment with flexible and compressed work schedules.	H.R. 7814 (S. 517)	June 15 1977	POCS	GA HR	Feb. 28	Aug. 24 Aug. 23	95-912	95-1143	15425	29674	May 25	Sept. 15	Sept. 29	95-390
Making appropriations for the Legislative Branch for fiscal year 1979.	H.R. 12935	June 1	App	App	June 1	July 19	95-1254	95-1024	17675	24632	June 14	Aug. 7	Sept. 30	95-391
Making appropriations for the Department of Housing and Urban Development and certain independent agencies for fiscal year 1979.	H.R. 12936	June 1	App	App	June 1	Aug. 1	95-1255	95-1060	18202	24647	June 19	Aug. 7	Sept. 30	95-392

HISTORY OF BILLS ENACTED INTO PUBLIC LAW (95TH CONG., 2D SESS.)

Title	Bill No.	Date introduced	Committee		Date reported		Report No.		Page of passage in Congressional Record		Date of passage		Public Law	
			House	Senate	House	Senate	House	Senate	House	Senate	House	Senate	Date approved	No.
To complement the Vienna Convention on Diplomatic Relations so that the diplomatic community understands clearly that its members are expected to obey the laws and regulations of the United States and local jurisdictions.	H.R. 7819	June 16 1977	IR	FR Jud	July 25 1977	June 26 Aug. 11	95-526	95-958 95-1108	25204	26717	July 27 1977	Aug. 17	Sept. 30	95-393
To facilitate the exchange of certain lands in Oregon...	H.R. 12772	May 17	IIA	..	Aug. 8	.....	95-1455	..	26192	29650	Aug. 15	Sept. 15	Sept. 30	95-394
To provide for the settlement of Indian claims in Rhode Island and Providence Plantations.	H.R. 12860 (S. 3153)	May 25	IIA	IA	Aug. 8	July 11	95-1453	95-972	28960	29674	Sept. 12	Sept. 15	Sept. 30	95-395
To amend and extend for two years through fiscal year 1979 the Federal Insecticide, Fungicide, and Rodenticide Act.	S. 1678 (H.R. 8681) (H.R. 7073)	June 10 1977	Agr	Agr	Oct. 5 1977 May 16 1977	July 6 1977	95-663 95-343	95-334	36016	25714	Oct. 31 1977	July 29 1977	Sept. 30	95-396
To make certain changes in the Retired Serviceman's Family Protection Plan and the Survivor Benefit Plan.	H.R. 3702	Feb. 17 1977	AS	AS	Mar. 14 1977	Aug. 22	95-72	95-1138	28884	27643	Sept. 12 1977	Aug. 24	Sept. 30	95-397
To provide that the Sisseton-Wahpeton Sioux Tribe shall have a preference right to purchase certain North and South Dakota lands held in trust by the United States for tribal members.	S. 3069 (H.R. 13096)	May 15	IIA	IA	Aug. 17	July 13	95-1511	95-983	29821	22203	Sept. 18	July 21	Sept. 30	95-398
To modify a portion of the south boundary of the Salt River Pima-Maricopa Indian Reservation in Arizona.	S. 3002 (H.R. 12344)	Apr. 27	IIA	IA	Aug. 16	Aug. 25	95-1498	95-1170	30245	28686	Sept. 19	Sept. 11	Sept. 30	95-399
To extend the time for reporting to the Congress on pilot projects involving public service work for food stamps.	S. 3271 (H.R. 13149)	July 10	Agr	Agr	July 11	July 31	95-1342	95-1052	30178	24215	Sept. 19	Aug. 3	Sept. 30	95-400
Authorizing funds for fiscal year 1979 for the National Aeronautics and Space Administration.	H.R. 11401	Mar. 8	ST	CST	Mar. 15	May 10	95-973	95-799	11320	14364	Apr. 25	May 18	Sept. 30	95-401
To insure that interest rates on price support loans for upland cotton are not less favorable to producers than the interest rates for such loans on other commodities.	S. 3468 (H.R. 13675)	Aug. 25	Agr	Agr	Sept. 7	Aug. 25	95-1551	95-1154	29849	28570	Sept. 18	Sept. 8	Sept. 30	95-402
Authorizing funds for fiscal year 1979 for programs administered under the Hazardous Materials Transportation Act.	S. 1896 (H.R. 11871)	July 19 1977	IFC PWT	CST	May 15	May 12	95-1170	95-814	30130	14371	Sept. 19	May 18	Sept. 30	95-403
Authorizing funds for fiscal year 1979 for the Water Resources Planning Council.	S. 2701 (H.R. 11655)	Mar. 9	IIA	EPW	May 15	May 15	95-1158	95-835	20036	15608	July 11	May 25	Sept. 30	95-404
To extend through fiscal year 1984 the life of the Commodity Futures Trading Commission.	S. 2391 (H.R. 10285)	Jan. 19	Agr	Agr	May 15	May 15	95-1181	95-850	22884	20394	July 26	July 12	Sept. 30	95-405
To extend for an additional month, through November 1, 1978, Federal Housing Administration mortgage insurance authorities.	S.J. Res. 165	Sept. 26	.....	.....	.....	.....	.....	.....	32699	32525	Sept. 29	Sept. 29	Sept. 30	95-406
To extend through December 31, 1978, operating authority of the Export-Import Bank.	H.J. Res. 1140	Sept. 20	.....	.....	.....	.....	.....	.....	32250	32588	Sept. 28	Sept. 29	Sept. 30	95-407
Making certain changes in the places of holding Federal district courts, in the divisions within judicial districts, and in judical district dividing lines.	S. 3375 (H.R. 13331)	Aug. 3	Jud	Jud	Sept. 7	Aug. 17	95-1554	95-1121	28970	27183	Sept. 12	Aug. 21	Oct. 2	95-408
To allow firms selling livestock to base their charges for sales on a percentage of the gross sales price of the livestock as well as a per head charge.	S. 3272 (H.R. 9482)	July 10	Agr	Agr	July 10	July 31	95-1337	95-1053	30183	24320	Sept. 19	Aug. 4	Oct. 2	95-409
Proposed Customs Procedural and Simplification Act of 1978.	H.R. 8149	June 30 1977	WM	Fin	Sept. 23 1977	May 2	95-621	95-778	33972	16620	Oct. 17 1977	June 7	Oct. 3	95-410
Authorizing the President to invite the States and foreign nations to participate in the International Petroleum Exposition to be held at Tulsa, Oklahoma, September 10-13, 1979.	S.J. Res. 154 (H.J. Res. 923)	Aug. 18	IR	FR	Aug. 16	Aug. 24	95-1501	95-1145	31257	28340	Sept. 25	Sept. 7	Oct. 5	95-411

To amend in several respects the Immigration and Naturalization Act, and to establish a Select Commission on Immigration and Refugee Policy.	H.R. 12443	May 1	Jud		May 18		95-1206		21446	30356	July 18	Sept. 20	Oct. 5	95-412
To name a lake which has been completed as part of the Papillion Creek basin project as the "Standing Bear Lake".	S. 3342	July 25	PWT	EPW		July 25		95-1037	31329	20333	Sept. 25	Sept. 20	Oct. 5	95-413
Authorizing the Smithsonian Institution to acquire the Museum of African Art.	S. 2507 (H.R. 10792)	Feb. 7	HA	RAdm	Aug. 2	May 9	95-1417	95-793	29908	13802	Sept. 18	May 16	Oct. 5	95-414
To provide for loan guarantee authority for New York City, and appropriations in case of any eventual default.	H.J. Res. 1088	July 26	App	App	Aug. 1	Sept. 14	95-1404	95-1192	28101	30366	Sept. 6	Sept. 20	Oct. 5	95-415
To amend the law governing the acceptance and use of records transferred to the custody of the Administrator of General Services.	S. 1265	Apr. 6 1977	GO	GA	Aug. 21	Mar. 21	95-1522	95-710	31191	8366	Sept. 25	Apr. 3	Oct. 5	95-416
To facilitate the admission into the United States of more then two adopted children, and to provide for the expeditious naturalization of adopted children.	H.R. 12508	May 2	Jud		June 16		95-1301		21447	30355	July 18	Sept. 20	Oct. 5	95-417
To name a Federal building in Jonesboro, Arkansas, the "E. C. 'Took' Gathings Building".	H.R. 8812	Aug. 5 1977	PWT	EPW	Aug. 10		95-1468		29818	30958	Sept. 18	Sept. 22	Oct. 5	95-418
Requesting the President to proclaim the 7-day period beginning on May 4, 1979, as "Asian Pacific American Heritage Week".	H.J. Res. 1007	June 19	POCS		July 10		95-1335		19940	29969	July 10	Sept. 19	Oct. 5	95-419
Authorizing funds to administer conservation programs on military reservations and other public lands during fiscal years 1979-1981.	H.R. 13745	Aug. 4	MMF	..	Aug. 18		95-1519	.....	30201	31449	Sept. 19	Sept. 25	Oct. 5	95-420
To authorize funds for the National Railroad Passenger Corporation for fiscal year 1979, and calling for a review of the Amtrak route system.	S. 3040 (H.R. 11493)	May 4	IFC	CST	May 15	May 4	95-1182	95-782	18803	13164	June 23	May 10	Oct. 5	95-421
Authorizing funds for fiscal year 1979 for the U.S. Fire Administration.	H.R. 11291 (S. 1794)	Mar. 3	ST	CST	Mar. 20	May 10	95-992	95-798	13573	17505	May 15	June 13	Oct. 5	95-422
To provide for a refund of taxes on alcoholic beverages which have been lost or rendered unmarketable due to fire or other disaster or vandalism.	H.R. 1920	Jan. 13 1977	WM	Fin	Apr. 5	Aug. 11	95-1038	95-1112	12898	27849	May 8	Aug. 25	Oct. 6	95-423
Authorizing funds for International Development Assistance programs for fiscal year 1979.	H.R. 12222 (S. 3074)	Apr. 19	IR	FR	Apr. 25	May 15	95-1087	95-840	13566	19024	May 15	June 26	Oct. 6	95-424
Authorizing funds for the Securities and Exchange Commission for fiscal years 1979 and 1980.	H.R. 11567	Mar. 15	IFC	BHUA	Mar. 30	July 31	95-1010	95-1057	8647	25046	Apr. 4	Aug. 9	Oct. 6	95-425
Authorizing funds for fiscal year 1979 for the Department of State, the International Communication Agency, and the Board for International Broadcasting.	H.R. 12598	May 8	IR	FR	May 15	.....	95-1160	.....	15787	19272	May 31	June 28	Oct. 7	95-426
To prohibit the issuance of regulations on the taxation of fringe benefits.	H.R. 12841	May 24	WM	.....	May 31	.....	95-1232	.....	19387	24433	June 28	Aug. 4	Oct. 7	95-427
Authorizing funds for fiscal years 1979 and 1980 for the National Sea Grant College Program.	H.R. 10822	Feb. 7	MMF	CST HR	Mar. 30	May 15	95-1011	95-887	10213	16466	Apr. 17	June 7	Oct. 7	95-428
Making appropriations for the Treasury Department, the U.S. Postal Service, the Executive Office of the President, and certain Independent Agencies for fiscal year 1979.	H.R. 12930	June 1	App	App	June 1	June 19	95-1249	95-939	16657	19124	June 7	June 27	Oct. 10	95-429
Authorizing funds for the International Trade Commission for fiscal year 1979.	H.R. 11005	Feb. 20	WM	Fin	Apr. 18	May 25	95-1060	95-914	13580	19321	May 15	June 28	Oct. 10	95-430
Making appropriations for the Departments of State, Justice, and Commerce, the Judiciary, and certain related agencies.	H.R. 12934	June 1	App	App	June 1	July 28	95-1253	95-1043	17649	24604	June 14	Aug. 7	Oct. 10	95-431
To repeal certain sections of Title III of the Immigration and Nationality Act.	H.R. 13349	June 29	Jud	Jud	Aug. 15	.....	95-1493	.....	30131	32280	Sept. 19	Sept. 28	Oct. 10	95-432
To provide for the distribution of certain judgment funds to the Confederated Tribes and Bands of the Yakima Indian Nation.	H.R. 10581	Jan. 26	HA	IA	June 19	Sept. 14	95-1304	95-1193	21181	30374	July 17	Sept. 20	Oct. 10	95-433
Authorizing funds for the National Science Foundation for fiscal year 1979.	H.R. 11400	Mar. 8	ST	HR	Mar. 20	May 15	95-993	95-853	10435	19200	Apr. 18	June 28	Oct. 10	95-434

HISTORY OF BILLS ENACTED INTO PUBLIC LAW (95TH CONG., 2D SESS.)

Title	Bill No.	Date introduced	Committee		Date reported		Report No.		Page of passage in Congressional Record		Date of passage		Public Law	
			House	Senate	House	Senate	House	Senate	House	Senate	House	Senate	Date approved	No.
Authorizing approximately $1.7 billion for U.S. participation in the so-called Witteveen Financing Facility of the International Monetary Fund.	H.R. 9214 (S. 2152)	Sept. 20 1977	BFUA	.....	Jan. 27	.....	95-853	.....	4464	23412	Feb. 23	July 31	Oct. 10	95-435
Designating the Meat Animal Research Center near Clay Center, Nebraska, as the "Roman L. Hruska Meat Animal Research Center".	S. 409	Jan. 24 1977	Agr	Agr	Sept. 7	June 30 1977	95-1547	95-321	31617	22403	Sept. 26	July 12 1977	Oct. 10	95-436
To provide increased employment opportunity by Federal agencies for persons unable to work standard working hours.	H.R. 10126 (S. 518)	Nov. 29 1977	POCS	GA	Mar. 8	Aug. 24 Aug. 14	95-932	95-1116	6645	27768	Mar. 13	Aug. 25	Oct. 10	95-43
Authorizing the President to present on behalf of the Congress a special gold medal to Lieutenant General Ira C. Eaker, USAF (retired).	S. 425	Jan. 25 1977	BFUA	BHUA	Sept. 21	May 12 1977	95-1603	95-139	31621	14681	Sept. 26	May 13 1977	Oct. 10	95-43
To repeal certain requirements for publication of notice to railroads and other carriers doing business in areas quarantined by the Secretary of Agriculture for reason of animal disease or insect infestation.	S. 286	Jan. 18 1977	Agr	Agr	Sept. 21	May 11	95-1606	95-804	31623	14263	Sept. 26	May 18	Oct. 10	95-439
To require mandatory application of the General Records Schedules to all Federal agencies.	S. 1267	Apr. 6 1977	HA	GA	June 5	Mar. 21	95-1263	95-711	31621	8367	Sept. 26	Apr. 3	Oct. 10	95-44
Authorizing the Secretary of Agriculture to relinquish exclusive legislative jurisdiction over lands or interests under his control.	S. 2946	Apr. 19	Agr	Agr	Sept. 7	May 15	95-1552	95-882	31619	16864	Sept. 26	June 8	Oct. 10	95-441
Authorizing the Secretary of Agriculture to accept and administer on behalf of the United States gifts or devises of real or personal property for the benefit of the Department of Agriculture.	S. 2951	Apr. 19	Agr	Agr	Sept. 7	May 15	95-1553	95-883	31618	15710	Sept. 26	May 26	Oct. 10	95-442
To extend to fifteen years the term for production credit association loans to producers or harvesters of aquatic products.	S. 3045 (H.R. 11079)	May 5	Agr	Agr	Sept. 7	May 15	95-1550	95-849	31617	14808	Sept. 26	May 22	Oct. 10	95-443
To extend for three years the Commission on Civil Rights.	S. 3067 (H.R. 12432)	May 11	Jud	.....	May 12	.....	95-1140	.....	28098	19177	Sept. 6	June 27	Oct. 10	95-444
To prohibit the inhumane slaughtering of livestock within the United States and the importation of any meat or meat products unless such livestock are slaughtered in a humane manner.	S. 3092 (H.R. 1464)	May 17	Agr	Agr	July 10	Aug. 1	95-1336	95-1059	30181	24579	Sept. 19	Aug. 7	Oct. 10	95-445
To designate the Federal Bee Research Laboratory in Tucson, Arizona, as the "Carl Hayden Bee Research Center".	S. 3274 (H.R. 7432)	July 11	Agr	Agr	Sept. 7	Aug. 14	95-1548	95-1115	31616	26895	Sept. 26	Aug. 18	Oct. 10	95-446
To provide for the minting of a smaller size one-dollar coin to bear the likeness of Susan B. Anthony.	S. 3036 (H.R. 12728)	May 3	BFUA	BHUA	Sept. 18	Aug. 16	95-1576	95-1120	31690	27192	Sept. 26	Aug. 22	Oct. 10	95-447
Making appropriations for the Department of Agriculture and related agencies.	H.R. 13125	June 13	App	App	June 13	Aug. 1	95-1290	95-1058	18568	25343	June 22	Aug. 10	Oct. 11	95-448
Authorizing the President to designate that week in November 1978 which includes Thanksgiving Day, as "National Family Week".	S.J. Res. 29 (H.J. Res. 684)	Feb. 24 1977	POCS	Jud	July 18	Sept. 25	95-1371	95-1238	32651	31932	Sept. 29	Sept. 27	Oct. 11	95-449
To create the Indian Peaks Wilderness Area and the Arapaho National Recreational Area, and to authorize a feasibility study of revising boundaries of the Rocky Mountain National Park.	H.R. 12026	Apr. 11	IIA	.....	Aug. 9	.....	95-1460	.....	28966	31856	Sept. 12	Sept. 27	Oct. 11	95-450
Designating the USDA Pecan Field Station in Brownwood, Texas, as the "W. R. 'Bob' Poage Pecan Field Station".	S. 3467 (H.R. 11123)	Aug. 25	Agr	Agr	Sept. 7	Aug. 25	95-1549	95-1153	31618	28340	Sept. 26	Sept. 7	Oct. 11	95-451

To establish Offices of Inspector General in certain Federal departments and agencies.	H.R. 8588	July 27 1977	GO	GA	Aug. 5 1977	Aug. 8	95-584	95-1071	10410	30956	Apr. 18	Sept. 22	Oct. 12	95-452
To repeal those provisions of the Indian Claims Commission Act which limit the activities of commissioners during the two years following their terms of office.	H.R. 9945	Nov. 3 1977	IIA		Aug. 17		95-1510		29821	32281	Sept. 18	Sept. 28	Oct. 12	95-453
To reform the Civil Service laws	S. 2640 (H.R. 11280)	Mar. 7	POCS	GA	July 31	July 10	95-1403	95-969	29254	27593	Sept. 13	Aug. 24	Oct. 13	95-454
To relieve the restrictive qualification standards for U.S. registered pilots on the Great Lakes.	H.R. 12603	May 8	MMF		Aug. 25		95-1526		31289	32281	Sept. 25	Sept. 28	Oct. 13	95-45
To prohibit rate discrimination among customers of the Southwest Power Administration.	S. 2249 (H.R. 13069)	Oct. 27 1977	IIA	ENR	Sept. 6	May 9	95-1543	95-792	31636	13774	Sept. 26	May 15	Oct. 13	95-456
Making appropriations for the Defense Establishment for fiscal year 1979.	H.R. 13635	July 27	App	App	July 27	Oct. 2	95-1398	95-1264	25150	33890	Aug. 9	Oct. 5	Oct. 13	95-457
To prohibit the use of manufacturer's cost as the constructive sale price for purposes of the 10-percent manufacturer's excise tax on trucks, buses, highway tractors, and trailers.	H.R. 1337	Jan. 4 1977	WM	Fin	Mar. 16	Aug. 21	95-976	95-1127	13909	27848	May 16	Aug. 25	Oct. 14	95-458
To provide that the United States holds in trust for the Susanville Indian Rancheria of Lassen County, California, approximately 120 acres of land.	H.R. 13991	Sept. 6	IIA		Sept. 26		95-1631		32880	33467	Oct. 2	Oct. 4	Oct. 14	95-459
To require foreign persons who acquire, transfer, or hold interests in agricultural land to report such transactions and holdings to the Secretary of Agriculture.	S. 3384 (H.R. 13356)	Aug. 8	Agr	Agr	Sept. 14	Aug. 8	95-1570	95-1072	31684	25653	Sept. 26	Aug. 11	Oct. 14	95-460
Authorizing $223 million for fiscal year 1979 for the Office of Drug Abuse for drug treatment programs.	S. 2916 (H.R. 12348) (S. 1232)	Apr. 13	IFC	HR	May 15	May 15	95-1187	95-820	29885	15177	Sept. 18	May 24	Oct. 14	95-461
Granting consent of the Congress to the Historic Chattahoochee Compact between Alabama and Georgia.	H.R. 13692	Aug. 2	Jud		Sept. 27		95-1636		32882	33198	Oct. 2	Oct. 3	Oct. 14	95-462
To designate October 7, 1979, as Firefighters' Memorial Sunday.	H.J. Res. 685	Jan. 23	POCS		July 19		95-1376		32652	33379	Sept. 29	Oct. 4	Oct. 14	95-463
To make Vermont and New York eligible for funds to study fish in Lake Champlain that ascend streams to spawn.	S. 415 (H.R. 13392)	Jan. 24 1977	MMF	EPW	Aug. 25	May 19	95-1527	95-907	31297	15617	Sept. 25	May 25	Oct. 17	95-464
Making appropriations for the Department of the Interior and related agencies for fiscal year 1979.	H.R. 12932	June 1	App	App	June 1	Aug. 2	95-1251	95-1063	18307	25056	June 21	Aug. 9	Oct. 17	95-465
To restore posthumously full rights of citizenship to Jefferson F. Davis.	S.J. Res. 16 (H.J. Res. 1041)	Jan. 25 1977	Jud	Jud	Aug. 14	Apr. 22 1977	95-1488	95-100	31620	12475	Sept. 26	Apr. 27 1977	Oct. 17	95-466
To promote a more adequate and responsive national program of water research and development.	S. 2704 (H.R. 11226)	Mar. 9	IIA	EPW	May 15	May 15	95-1156	95-836	20049	15609	July 11	May 25	Oct. 17	95-467
Designating the building known as the Ozark National Forest Headquarters Building in Russellville, Arkansas, as the "Henry R. Koen Forest Service Building".	S. 2801	Mar. 23	Agr	EPW		July 11		95-974	33545	20875	Oct. 4	July 14	Oct. 17	95-468
To provide for payments to local governments based upon acreage of the National Wildlife Refuge System which is within their boundaries.	H.R. 8394	July 18 1977	MMF	EPW	May 15	Aug. 31	95-1197	95-1174	16371	31440	June 6	Sept. 25	Oct. 17	95-469
To authorize the Offices of the Secretary of the Senate and the Architect of the Capitol to withhold from salaries contributions to certain charitable organizations.	S. 2376	Dec. 15 1977	HA	GA		Aug. 25		95-1162	33237	28684	Oct. 3	Sept. 11	Oct. 17	95-470
To provide grants to Indian-controlled post-secondary educational institutions.	S. 1215	May 13 1977	EdL	IA		Nov. 2 1977		95-582	31656	37218	Sept. 26	Nov. 4 1977	Oct. 17	95-471
To allow Tax Court judges seeking to qualify for Civil Service Retirement benefits to revoke their election to receive benefits under the Tax Court retirement system prior to receiving any such benefits.	H.R. 8811	Aug. 5 1977	WM	Fin	Oct. 25 1977	Aug. 11	95-744	95-1113	524	27399	Jan. 24	Aug. 23	Oct. 17	95-472
To revise and codify the Interstate Commerce Act and related transportation laws.	H.R. 10965	Feb. 15	Jud		July 26		95-1395		30172	31450	Sept. 19	Sept. 25	Oct. 17	95-473
To expand and strengthen regulations concerning vessel safety standards.	S. 682 (H.R. 13311)	Feb. 10 1977	MMF IR	CST	July 21 Aug. 3	May 16 1977	95-1384	95-176	28966	16841	Sept. 12	May 26 1977	Oct. 17	95-474
To alter the power of the Federal Maritime Commission to suspend general rate increases or decreases in the domestic offshore trade.	H.R. 6503	Apr. 21 1977	MMF	CST	June 30 1977	Sept. 26	95-474	95-1240	12904	33196	May 8	Oct. 3	Oct. 18	95-475
To improve certain housing programs administered by the Veterans' Administration.	H.R. 12028	Apr. 11	VA	VA	June 29	July 31	95-1332	95-1055	21184	24606	July 17	Aug. 7	Oct. 18	95-476

HISTORY OF BILLS ENACTED INTO PUBLIC LAW (95TH CONG., 2D SESS.)

Title	Bill No.	Date introduced	Committee		Date reported		Report No.		Page of passage in Congressional Record		Date of passage		Public Law	
			House	Senate	House	Senate	House	Senate	House	Senate	House	Senate	Date approved	No.
Authorizing funds for fiscal year 1979 for research and development programs of the Environmental Protection Agency.	H.R. 11302	Mar. 6	ST	EPW	Mar. 17	May 15	95-985	95-877	11726	15709	Apr. 27	May 26	Oct. 18	95-477
Older Americans Act Amendments of 1978	H.R. 12255 (S. 2850)	Apr. 20	EdL	HR	May 13	May 15	95-1150	95-855	13607	22417	May 15	July 24	Oct. 18	95-478
To increase rates of compensation paid to disabled veterans and their survivors.	H.R. 11886 (S. 2828)	Apr. 5	VA	VA	May 31	July 31	95-1226	95-1054	19385	24578	June 28	Aug. 7	Oct. 18	95-479
Making appropriations for the Departments of Labor and Health, Education, and Welfare for fiscal year 1979.	H.R. 12929	June 1	App	App	June 1	Aug. 16	95-1248	95-1119	17287	31921	June 13	Sept. 27	Oct. 18	95-480
Making appropriations for foreign aid programs for fiscal year 1979.	H.R. 12931	June 1	App	App	June 1	Sept. 15	95-1250	95-1194	25972	30899	Aug. 14	Sept. 22	Oct. 18	95-481
Making continuing appropriations for fiscal year 1979	H.J. Res. 1139	Sept. 19	App	App	Sept. 21	Oct. 11	95-1599	95-1317	31718	37488	Sept. 26	Oct. 15	Oct. 18	95-482
To provide for the regulation of rates or charges by certain State-owned carriers in the foreign commerce of the United States.	H.R. 9998	Nov. 3 1977	MMF	CST	July 19	Sept. 29	95-1381	95-1260	23449	33196	July 31	Oct. 3	Oct. 18	95-483
Authorizing establishment of the Fort Scott National Historic Site, Kansas.	H.R. 13797	Aug. 8	IIA		Sept. 28		95-1644		32702	33467	Sept. 29	Oct. 4	Oct. 19	95-484
Authorizing funds for military procurement for fiscal year 1979.	S. 3486 (H.R. 14042)	Sept. 7	AS	AS	Sept. 15	Sept. 15	95-1573	95-1197	33544	31526	Oct. 4	Sept. 26	Oct. 20	95-485
To provide for the appointment of additional Federal circuit and district court judges.	H.R. 7843 (S. 11)	June 16 1977	Jud	Jud	Jan. 31	May 3 1977	95-858	95-117	2443	16405	Feb. 7	May 24 1977	Oct. 20	95-486
Providing means for acquisition and retention of title to certain lands for natives of Kake, Alaska.	H.R. 14026	Sept. 8	IIA		Sept. 22		95-1615		32880	33469	Oct. 2	Oct. 4	Oct. 20	95-487
To insure that the tax deduction for contributions to a black lung benefit trust be allowed for any such contributions which are made for the purpose of satisfying unfunded future liability.	H.R. 13167	June 16	WM		Sept. 29		95-1656		33267	35335	Oct. 3	Oct. 10	Oct. 20	95-488
To terminate the authorization of the navigation project on the Columbia Slough, Oregon.	H.R. 13803	Aug. 9							33571	34462	Oct. 4	Oct. 7	Oct. 20	95-489
To remove a Federal restriction on the use of certain State-owned land on Sand Island, Hawaii, so that it may be leased or sold for public purposes.	S. 1318	Apr. 20 1977	IIA	ENR		Oct. 20 1977		95-515	35092	35720	Oct. 10	Oct. 28 1977	Oct. 20	95-490
To authorize funds to establish a system of Federal Information Centers.	S. 3259 (H.R. 13688)	June 28	GO	GA	Aug. 25	Aug. 22	95-1530	95-1129	31189	28894	Sept. 25	Sept. 12	Oct. 20	95-491
To authorize the Secretary of Defense to provide transportation at no cost to the taxpayers to the Girl Scouts of America in connection with certain events held in foreign countries.	S. 3373	Aug. 3	AS	AS	Sept. 15	Aug. 22	95-1572	95-1137	34877	27642	Oct. 10	Aug. 24	Oct. 20	95-492
To incorporate the U.S. Capitol Historical Society	H.R. 11035	Feb. 21	Jud		Sept. 27		95-1638		32884	34020	Oct. 2	Oct. 5	Oct. 20	95-493
To designate certain areas in Wisconsin as components of the National Wilderness Preservation System.	H.R. 12264	Apr. 20	IIA		June 28		95-1323		31283	34718	Sept. 25	Oct. 9	Oct. 21	95-494
Designating a Boundary Waters Canoe Area Wilderness and establishing a Boundary Waters Mining Protection Area along the Minnesota-Canadian border.	H.R. 12250	Apr. 20	IIA	ENR	May 4	Oct. 4	95-1117	95-1274	16294	34850	June 5	Oct. 9	Oct. 21	95-495
To amend in several regards the law as it pertains to the Osage Indians of Oklahoma, including extension of the life of the Osage Tribal Council.	S. 1081 (H.R. 11894)	Mar. 22 1977	IIA	IA	Aug. 9	Aug. 25	95-1459	95-1157	33299	28572	Oct. 3	Sept. 8	Oct. 21	95-496
Relating to the applications of certain provisions of the Internal Revenue Code of 1954 to specified transactions by certain public employee retirement systems created by the State of New York or any of its political subdivisions.	H.R. 12051	Apr. 12	WM		Sept 21		95-1605		33274	34611	Oct. 3	Oct. 7	Oct. 21	95-497

To declare that the United States holds in trust for the Pueblo of Santa Ana certain public domain lands in New Mexico.	S. 2588 (H.R. 3924)	Feb. 24	IIA	IA	May 25	Aug. 22	95-1219	95-1132	33523	28060	Oct. 4	Sept. 6	Oct. 21	95-498
To declare that the United States holds in trust for the Pueblo of Zia certain public domain lands in New Mexico.	S. 2358 (H.R. 10240)	Dec. 15 1977	IIA	IA	May 25	Aug. 22	95-1220	95-1131	33303	28056	Oct 3	Sept. 6	Oct. 21	95-499
To make specific tariff provisions for ball or roller bearing pillow block, flange, take-up, cartridge, and hangar units.	H.R. 8755	Aug. 4 1977	WM	Fin	July 14	Sept. 26	95-1356	95-1241	29825	32861	Sept. 18	Sept. 30	Oct. 21	95-500
To strengthen the economy of the United States through increased sales abroad of American agricultural products.	S. 3447 (H.R. 10584)	Aug. 23	Agr IR	Agr.	July 10 Sept. 14	Aug. 23	95-1338	95-1142	31301	28558	Sept. 25	Sept. 8	Oct. 21	95-501
To clarify exemption from political organization taxable income for proceeds from bingo and related games.	H.R. 8533	July 26 1977	WM		Sept. 22		95-1608		31274	35346	Sept. 25	Oct. 10	Oct. 21	95-502
To authorize payment of transportation expenses by U.S. marshals for persons released in one court for appearance in another court.	S. 2411	Jan. 23	Jud	Jud	Sept. 28	Apr. 25 1977	95-1653	95-760	34866	11832	Oct. 10	Apr. 27	Oct. 24	95-503
Air Transportation Regulatory Reform Act of 1978	S. 2493 (H.R. 12611)	Feb. 6	PWT	CST	May 19	Feb. 6 1977	95-1211	95-631	30718	10698	Sept. 21	Apr. 19	Oct. 24	95-504
To amend Title XI of the Merchant Marine Act, 1936, to permit the guarantee of obligations for financing Great Lakes vessels in an amount not exceeding 87½% of the actual or depreciated cost of each vessel.	H.R. 11658	Mar. 20	MMF		Aug. 25		95-1528		33253	34461	Oct. 3	Oct. 6	Oct. 24	95-505
To permit the recovery of replacement costs of motor vehicles and other related equipment and supplies.	H.R. 13767	Aug. 7	GO		Aug. 25		95-1529		31190	35373	Sept. 25	Oct. 10	Oct. 24	95-506
To amend and extend programs administered by the Small Business Administration.	H.R. 11318	Mar. 7	SB	SB GA	Mar. 13	Aug. 8 Aug. 23	95-949	95-1070 95-1140	7529	29646	Mar. 20	Sept. 15	Oct. 24	95-507
To extend until the close of June 30, 1981, the existing suspension of duties on certain metal waste and scrap, unwrought metal, and other articles of metal.	H.R. 12165	Apr. 17	WM	Fin	July 14	Sept. 26	95-1361	95-1243	28950	32862	Sept. 12	Sept. 30	Oct. 24	95-508
Authorizing funds for national security programs for the Department of Energy for fiscal year 1979.	H.R. 11686	Mar. 21	AS		May 3		95-1108		14115	32802	May 17	Sept. 30	Oct. 24	95-509
To insert in the Small Business Act those provisions of the Domestic Volunteer Service Act which govern the operation of SBA volunteer counseling programs.	H.R. 13418	July 11	SB		July 19		95-1375		31268	34446	Sept. 25	Oct. 11	Oct. 24	95-510
To establish procedures for electronic surveillance to obtain intelligence information.	S. 1566 (H.R. 7308)	May 18 1977	Jud Intel	Jud Intel	July 8	Nov. 15 1977 Mar. 14	95-1283	95-604 95-701	28432	10906	Sept. 7	Apr. 20	Oct. 25	95-511
To provide cost-of-living adjustments in the annuity of a retired Comptroller General.	S. 3412 (H.R. 12196)	Aug. 15	GO	GA	June 1	Oct. 3	95-1241	95-1267	35708	34846	Oct. 11	Oct. 9	Oct. 25	95-512
Authorizing and requesting the President to designate the seven-day period beginning on May 28, 1979, as "Vietnam Veterans' Week".	H.J. Res. 1147	Oct. 4							34866	36182	Oct. 10	Oct. 12	Oct. 25	95-513
Authorizing funds to improve conditions of the public grazing lands.	H.R. 10587	Jan. 26	IIA	ENR	May 10	July 10	95-1122	95-1237	19507	32820	June 29	Sept. 30	Oct. 25	95-514
To regulate interstate commerce with respect to pari-mutuel wagering on horseracing.	S. 1185 (H.R. 14089)	Mar. 30 1977	IFC	CST Jud	Oct. 6	Oct. 27 1977 Aug. 14	95-1733	95-554 95-1117	34901	31560	Oct. 10	Sept. 26	Oct. 25	95-515
To extend through June 30, 1981, duty-free entry of crude and refined natural graphite, and through June 30, 1980, duty-free entry of assembled freight cars.	H.R. 10161	Nov. 29 1977	WM	Fin	July 14	Aug. 11	95-1363	95-1114	23674	27407	Aug. 1	Aug. 23	Oct. 25	95-516
Authorizing the Secretary of the Army to return ten paintings to the Navy of the Federal Republic of Germany.	H.R. 11945	Apr. 6	AS	AS	Sept. 18	Oct. 13	95-1575		32879	36841	Oct. 2	Oct. 14	Oct. 25	95-517
Designating Gathright Lake on the Jackson River, Virginia, as Lake Moomaw.	H.R. 12112	Apr. 13	PWT	EPW	May 1	Aug. 25	95-1094	95-1165	13556	28061	May 15	Sept. 6	Oct. 25	95-518
To exclude the Librarian of Congress from accruing annual and sick leave.	S. 1626	June 6 1977	POCS	GA	Aug. 16	Aug. 5 1977	95-1496	95-403	29820	28421	Sept. 18	Sept. 9 1977	Oct. 25	95-519
To extend for one year authority to provide benefits to the Philippines for medical care and treatment of elibible veterans.	H.R. 5029	Mar. 14 1977	VA	VA	Mar. 23 1977	May 15	95-111	95-825	10210	15705	Apr. 4 1977	May 26	Oct. 26	95-520

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			House	Senate	House	Senate	House	Senate	House	Senate	House	Senate	Date approved	No.
To promote the integrity of public officials and institutions.	S. 555 (H.R. 1)	Feb. 1 1977	Jud	GA Jud	Nov. 2 1977	May 16 1977 June 15 1977	95-800	95-170 95-273	32028	21007	Sept. 27	June 27 1977	Oct. 26	95-521
To name the Post Office and Federal building in Portland, Maine, the "Frederick G. Payne Building".	H.R. 13481	July 14	PWT	EPW	Aug. 10	.....	95-1471	.....	29819	37552	Sept. 18	Oct. 15	Oct. 27	95-522
Full Employment and Balanced Growth Act	H.R. 50 (S. 50)	Jan. 4 1977	EdL R	HR BHUA	Feb. 22 Mar. 3	Sept. 6	95-895	95-1177	7346	36808	Mar. 16	Oct. 13	Oct. 27	95-523
To authorize funds for programs administered under the Comprehensive Employment and Training Act.	S. 2570 (H.R. 12452)	Feb. 23	EdL	HR	May 10	May 15	95-1124	95-891	31059	27831	Sept. 22	Aug. 25	Oct. 27	95-524
To designate the new Terminal Radar Approach Control Federal Building in Hempstead, Long Island, New York, the "Charles A. Lindbergh Federal Building".	H.R. 7296	May 18 1977	PWT	EPW	Aug. 10	.....	95-1465	.....	29817	37552	Sept. 18	Oct. 15	Oct. 27	95-525
To broaden authority of the District of Columbia Government under the Home Rule Act.	H.R. 12116	Apr. 13	DC	GA	May 1	Oct. 6	95-1104	95-1291	28988	36260	Sept. 12	Oct. 12	Oct. 27	95-526
To designate a Federal building in Champaign, Illinois, the "William L. Springer Building".	H.R. 7305	May 18 1977	PWT	EPW	Aug. 10	.....	95-1466	.....	29817	36687	Sept. 18	Oct. 13	Oct. 27	95-527
To designate the "Omar Burleson Federal Building" in Abilene, Texas.	H.R. 13808	Aug. 9	PWT	EPW	Aug. 17	.....	95-1514	.....	29822	37552	Sept. 18	Oct. 15	Oct. 27	95-528
To designate the "George H. Mahon Building" in Abilene, Texas.	H.R. 13809	Aug. 9	PWT	EPW	Aug. 17	.....	95-1515	.....	29822	37557	Sept. 18	Oct. 15	Oct. 27	95-529
Relating to residency requirements of individuals appointed to the positions of U.S. attorneys and marshals in the Northern Mariana Islands.	H.R. 13892	Aug. 16	Jud	.....	Sept. 28		95-1650		34866	36687	Oct. 10	Oct. 13	Oct. 27	95-530
To designate a Federal building in Bloomington, Illinois, the "Leslie C. Arends Building".	H.R. 14223	Oct. 4	.....	.....	.....	.....	.....	.....	38240	37552	Oct. 14	Oct. 15	Oct. 27	95-531
To designate the "Paul G. Rogers Federal Building" in West Palm Beach, Florida.	H.R. 14295	Oct. 12	.....	.....	.....	.....	.....	.....	38240	37621	Oct 14	Oct. 15	Oct. 27	95-532
Granting consent of the Congress to an amendment to the Constitution of the State of New Mexico concerning development and operation of geothermal steam and waters on lands granted to that State.	H.J. Res. 747	Feb. 22	HA	BHUA	Sept. 26	.....	95-1630	.....	34865	36833	Oct. 10	Oct. 13	Oct. 27	95-533
To extend the authority of the Federal Reserve Banks to buy and sell certain obligations.	H.J. Res. 816	Apr. 3	BFUA	BHUA	Apr. 26	.....	95-1088	.....	11958	37557	May 1	Oct. 15	Oct. 27	95-534
To establish fees and to allow per diem and mileage expenses for witnesses who appear before U.S. courts.	S. 2049	Aug. 5 1977	Jud	Jud	Sept. 28	Apr. 25	95-1651	95-756	36440	11830	Oct. 12	Apr. 27	Oct. 27	95-535
To consent to certain amendments to the New Hampshire-Vermont Interstate School Compact approved by Public Law 91-21, relating to the Dresden Interstate School District.	S. 2403	Jan. 23	Jud	Jud	Oct. 5	July 10	95-1722	95-968	36409	20873	Oct. 12	July 14	Oct. 27	95-536
Authorizing the Department of Justice and the Administrative Office of the U.S. courts to provide services to drug dependent Federal offenders.	S. 3336	.....	Jud	Jud	Sept. 28	Aug. 11	95-1649	95-1110	34906	26720	Oct. 10	Aug. 17	Oct. 27	95-537
Renaming the U.S. Federal building in Yakima, Washington, the "Justice William O. Douglas U.S. Federal Building".	S. 3540	.....	.....	.....	.....	.....	.....	.....	36473	33066	Oct. 12	Oct. 2	Oct. 27	95-538
To provide more effectively for bilingual proceedings in district courts of the United States.	S. 1315 (H.R. 14030)	Apr. 20 1977	Jud	Jud	Oct. 4	Nov. 11 1977	95-1687	95-569	34883	37213	Oct. 10	Nov. 4 1977	Oct. 28	95-539
To provide privacy protection for victims of rape	H.R. 4727	Mar. 9 1977	.....	.....	.....	.....	.....	.....	34913	36257	Oct. 10	Oct. 12	Oct. 28	95-540
To implement the Agreed Measures for the Conservation of Antarctic Fauna and Flora of the Antarctic Treaty.	H.R. 7749	June 13 1977	MMF ST	.....	Mar. 31 May 18	.....	95-1031	.....	31266	36843	Sept. 25	Oct. 13	Oct. 28	95-541
To designate a certain Federal building in Big Stone Gap, Virginia, the "C. Bascom Slemp Building".	H.R. 11671	Mar. 20	PWT		Aug. 10		95-1469		29819	37557	Sept. 18	Oct. 15	Oct. 28	95-542
To designate the Social Security Administration District Office Building in Pittsburg, Kansas, as the "Joe Skubitz Federal Building".	H.R. 12634	May 9	PWT		Aug. 10		95-1467		29818	37552	Sept. 18	Oct. 15	Oct. 28	95-543
To designate the United States Post Office and Federal building in Griffin, Georgia, the "John J. Flynt, Jr., Federal Building".	H.R. 13187	June 19	PWT		Aug. 10		95-1470		29819	37593	Sept. 18	Oct. 15	Oct. 28	95-544
To name a certain Federal building in Shreveport, Louisiana, the "Joe Waggonner Federal Building".	H.R. 13514	July 18	PWT		Aug. 10		95-1472		29820	37593	Sept. 18	Oct. 15	Oct. 28	95-545
To designate the Great Bear Wilderness, Flathead National Forest, and enlarge the Bob Marshall Wilderness, Flathead and Lewis and Clark National Forests, State of Montana.	H.R. 13972	Aug. 17	HA		Sept. 22		95-1616		33291	34371	Oct. 3	Oct. 6	Oct. 28	95-546
To amend the Food and Agriculture Act of 1977 so as to modify the formula for distribution of funds authorized thereunder for agricultural research.	H.R. 13989	Sept. 6	Agr		Sept. 22		95-1619		32880	36842	Oct. 2	Oct. 13	Oct. 28	95-547
To authorize an additional $10 million for fiscal year 1978 for construction of the Library of Congress James Madison Memorial Building.	S. 3112 (H.R. 12342)	May 19	PWT	R Adm	May 15	May 19	95-1168	95-906	38241	37551	June 13	Oct. 14	Oct. 30	95-548
To continue funding of the Indochina Refugee Assistance Program.	H.R. 12509 (S. 3309)	Mar. 10	Jud	HR	Aug. 8	Sept. 27	95-1452	95-1425	31650	35372	Sept. 26	Oct. 10	Oct. 30	95-549
To convey certain lands to the University of New Mexico	S. 1403	Apr. 27 1977		ENR		Oct. 9		95-1301	38245	36676	Oct. 14	Oct. 13	Oct. 30	95-550
To modernize the permanent faculty structure at the U.S. Military Academy, West Point, New York.	H.R. 13416	Apr. 27	AS	AS	Sept. 29	Oct. 13	95-1657		32899	36841	Oct. 2	Oct. 14	Oct. 30	95-551
To increase from $5 to $7.50 migratory bird hunting stamps, and to suspend the hunting of migratory birds in any State which fails to approve an acquisition of wetlands.	H.R. 13372	Apr. 25	MMF		Aug. 18		95-1518		31294	34412	Sept. 25	Oct. 6	Oct. 30	95-552
To make technical corrections in the North Pacific Fisheries Act of 1954.	S. 3551	Oct. 5	.....	.....	.....	.....	.....	.....	38100	34043	Oct. 14	Oct. 5	Oct. 30	95-553
Authorizing the Secretary of the Interior to acquire Federal coal leases or rights to Federal coal leases by purchase at fair market value, by exchange for another coal lease, or by condemnation.	S. 3189 (H.R. 13553)	June 9	HA	ENR	Sept. 27	Aug. 25	95-1635	95-1169	33286	30372	Oct. 3	Sept. 20	Oct. 30	95-554
To amend the Civil Rights Act to prohibit discrimination based on pregnancy or related medical conditions.	S. 995 (H.R. 6075)	Mar. 15 1977	EdL	HR	Mar. 13	July 6 1977	95-948	95-331	21452	29664	July 18	Sept. 16 1977	Oct. 31	95-555
To provide that American Samoa be represented by a nonvoting delegate to the U.S. House of Representatives.	H.R. 13702	May 19	HA	Jud	Aug. 9	....	95-1458	.....	33288	36702	Oct. 3	Oct. 13	Oct. 31	95-556
Housing and Community Development Amendments of 1978.	S. 3084 (H.R. 12433)	May 15	BFUA	BHUA	May 15	May 15	95-1161	95-871	22317	21972	July 24	July 20	Oct. 31	95-557
To extend from July 5, 1978, to June 30, 1979, time for report to be filed by the Federal Trade Commission on rulemaking procedures.	S. 3595	Oct. 12	.....	.....	.....	.....	.....	.....	37033	36080	Oct. 13	Oct. 12	Nov. 1	95-558
Extending through fiscal year 1984 health maintenance organization programs.	S. 2534 (H.R. 13655)	Feb. 10	IFC	HR	Aug. 11	May 15	95-1479	95-837	31308	22145	Sept. 25	July 21	Nov. 1	95-559
Authorizing the President to present a gold medal to the widow of Robert F. Kennedy.	H.R. 8389	July 18 1977	BFUA	BHUA	Sept. 21	Oct. 10	95-1601	95-1316	31621	37577	Sept. 26	Oct. 15	Nov. 1	95-560
Authorizing funds through fiscal year 1983 for elementary and secondary education programs.	H.R. 15 (S. 1753)	May 11	EdL	HR	May 11	May 15	95-1137	95-856	20707	27534	July 13	Aug. 24	Nov. 1	95-561
To amend in several regards the Perishable Agricultural Commodities Act with respect to practices in the marketing of such commodities.	S. 976 (H.R. 13845)	Mar. 10 1977	Agr	Agr	Sept. 22	Aug. 25	95-1620	95-1156	33517	28569	Oct. 4	Sept. 8	Nov. 1	95-562
To provide for the resolution of claims and disputes relating to Government contracts awarded by executive agencies.	H.R. 11002 (S. 3178)	Feb. 20	Jud	GA Jud	Sept. 8	Aug. 15	95-1556	95-1118	31646	36268	Sept. 26	Oct. 13	Nov. 1	95-563

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			House	Senate	House	Senate	House	Senate	House	Senate	House	Senate	Date approved	No.
To establish ownership, operation, and governmental oversight and regulation of international maritime satellite telecommunications services.	H.R. 11209	Feb. 28	IFC MMF	CST	May 11	July 25	95-1134	95-1036	38560	24626	May 15	Aug. 7	Nov. 1	95-564
Authorizing the purchase of an additional $1.2 billion of Series A preferred stock of the U.S. Railway Association.	S. 2788 (H.R. 12161)	Mar. 22	IFC	CST	May 15	May 15	95-1175	95-885	38681	23617	Oct. 15	Aug. 1	Nov. 1	95-565
To improve the basic educational opportunity grants program under the Higher Education Act.	S. 2539 (H.R. 11274)	Feb. 10	EdL	HR	Mar. 14	Feb. 28	95-951	95-643	38260	26339	Oct. 14	Aug. 16	Nov. 1	95-566
Authorizing funds for the Corporation for Public Broadcasting for fiscal year 1979.	H.R. 12605 (S. 2883)	Mar. 14	IFC	CST	May 15	May 15	95-1178	95-858	19926	30081	July 10	Sept. 19	Nov. 2	95-567
To extend for three years authorization for certain programs administered under the Economic Opportunity Act.	H.R. 7577 (S. 2090)	June 2 1977	EdL	HR	May 15	May 15	95-1151	95-892	22937	23601	July 26	Aug. 1	Nov. 2	95-568
Authorizing the Smithsonian Institution to construct museum support facilities.	S. 1029	Mar. 17 1977	PWT	RAdm	Sept. 12	May 4	95-1559	95-783	31270	13052	Sept. 25	May 9	Nov. 2	95-569
To clarify the authority for employment of personnel in the White House Office, the Executive Residence, and certain related activities.	H.R. 11003	Feb. 20	POCS	GA	Mar. 16	May 15	95-979	95-868	10127	20908	Apr. 13	July 14	Nov. 2	95-570
To authorize and direct the Secretary of the Interior to acquire certain lands for the benefit of the Mille Lacs Band of the Minnesota Chippewa Indians.	H.R. 14224	Oct. 4	...	...	...	...	...	...	38098	37621	Oct. 14	Oct. 15	Nov. 2	95-571
To revise schedule of fees for jurors who serve on Federal courts, and to provide for civil penalty in the event of a discharge or threatened discharge of an employee by reason of his Federal jury service.	S. 2075	Sept. 8	Jud	Jud	Sept. 28	Apr. 25	95-1652	95-757	36443	11830	Oct. 12	Apr. 27	Nov. 2	95-572
To make certain changes in the divisions within judicial districts and the places of holding court, and to require the Director of the Administrative Office of the United States Courts to conduct a study of the judicial business of the Central District of California and the Eastern District of New York.	H.R. 14145	Sept. 21	Jud	Jud	Oct. 11		95-1763		36444	37615	Oct. 12	Oct. 15	Nov. 2	95-573
Authorizing funds for programs administered under the Federal Railroad Safety Act for fiscal years 1979 and 1980.	S. 3081 (H.R. 12577)	May 15	IFC	CST	May 15	May 15	95-1176	95-865	36954	15615	Oct. 13	May 25	Nov. 2	95-574
To eliminate racketeering in the sale and distribution of cigarettes.	S. 1487 (H.R. 8853)	May 11 1977	Jud	Jud	Sept. 26	June 28	95-1629	95-962	33281	32570	Oct. 3	Sept. 29	Nov. 2	95-575
To authorize additional funds for operating programs under the Federal Water Pollution Control Act.	H.R. 12140	Apr. 13	PWT	EPW	May 1	...	95-1097	...	16259	37504	June 5	Oct. 15	Nov. 2	95-576
To authorize the Architect of the Capitol to install solar collectors to furnish a portion of the energy of the Rayburn House Office Building.	H.R. 13597	July 25	PWT	EPW	Aug. 17	...	95-1513	...	31314	37557	Sept. 25	Oct. 15	Nov. 2	95-577
To provide permanent authority for the Secretary of the Interior to take necessary actions to ensure the safety of dams under the jurisdiction of the Bureau of Reclamation.	S. 2820 (H.R. 11153)	Apr. 4	IIA	ENR	May 10	May 12	95-1125	95-810	38122	23216	Oct. 14	July 28	Nov. 2	95-578
Waiving the literacy requirement of the Immigration and and Naturalization Act in certain cases.	S. 2247	Oct. 27 1977	Jud	Jud	Oct. 3	May 17	95-1683	95-897	38218	15002	Oct. 14	May 23	Nov. 2	95-579
Directing the Secretary of Agriculture to compile and publish information relating to the adequacy of the transportation system to meet the needs of agricultural and rural development in the United States.	S. 1835 (H.R. 12917)	July 11 1977	Agr	Agr	Sept. 21	May 31	95-1600	95-923	33518	16865	Oct. 4	June 8	Nov. 2	95-580

To provide for recalculation of the retired pay of individuals who served as sergeant major of the Marine Corps before December 16, 1967.	H.R. 10343	Dec. 15 1977	AS	AS	Jan. 30	Oct. 13	95-857		16249	36841	June 5	Oct. 14	Nov. 2	95-581
To provide for nationwide service of subpoenas in all suits involving the False Claims Act.	H.R. 12393	Apr. 26	Jud	Jud	Aug. 7		95-1447		29816	36677	Sept. 18	Oct. 13	Nov. 2	95-582
To reduce from twelve to five years the length of service required by a retiring employee to retain his group life and health benefits coverages during retirement.	H.R. 4319	May 11 1977	POCS	GA	May 10 1977	Aug. 10	95-284	95-1080	23433	26980	July 18 1977	Aug. 18	Nov. 2	95-583
To repeal certain provisions of law establishing limits on amount of land that certain religious corporations may hold in any Territory of the United States.	S. 3371	Aug. 2		ENR		Oct. 5		95-1275	36483	35515	Oct. 12	Oct. 11	Nov. 2	95-584
To amend the Miller Act so as to increase from $2,000 to $50,000 the dollar amount of Government contracts which require performance bonds.	H.R. 3185 (S. 3359)	Feb. 7 1977	Jud	GA	Sept. 29	Oct. 3	95-1666	95-1269	34865	36838	Oct. 10	Oct. 13	Nov. 2	95-585
To validate certain land conveyances	H.R. 7971	June 22 1977	IIA	ENR	Mar. 30	Oct. 6	95-1008	95-1287	10396	36226	Apr. 18	Oct. 12	Nov. 3	95-586
To provide certain landowners along the Colorado River the opportunity to assert legal and equitable defenses against the United States.	H.R. 7101	May 11 1977	IIA	ENR	Mar. 30	Oct. 6	95-1018	95-1286	9641	36220	Apr 11	Oct. 12	Nov. 3	95-587
To improve pension programs for veterans and their survivors.	H.R. 10173 (S. 2384)	Nov. 30 1977	VA	VA	May 31	July 17	95-1225	95-1016	19387	23391	June 28	July 31	Nov. 4	95-588
To provide that a member of the Board of Regents of the Uniformed Services University of the Health Sciences whose term of office has expired shall continue to serve until a successor is appointed.	H.R. 13903	Aug. 16	AS		Oct. 3		95-1685		34866	37502	Oct. 10	Oct. 15	Nov. 4	95-589
To accelerate the use of solar energy as a source of electric power.	H.R. 12874 (S. 3392)	May 25	ST	ENR	June 9	Sept. 30	95-1285	95-1262	19389	35371	June 28	Oct. 10	Nov. 4	95-590
To ensure the preservation of and public access to official records of the President.	H.R. 13500	July 17	GA	...	Aug. 14	...	95-1487	...	34897	36846	Oct. 10	Oct. 13	Nov. 4	95-591
Authorizing funds for fiscal years 1979-1982 for a program of research, development, and demonstration of guayule rubber production.	S. 1816 (H.R. 12559)	June 30 1977	HA ST Agr	EPW	Aug. 14 Aug. 17 Sept. 15	May 15	95-1512	95-829	30194	15707	Sept. 19	May 26	Nov. 4	95-592
To improve the administration and operation of the Overseas Citizens Voting Rights Act.	S. 703	Feb. 10 1977	HA	RAdm	Sept. 13	May 4 1977	95-1568	95-121	30199	13988	Sept. 19	May 9 1977	Nov. 4	95-593
To provide that the first session of the Ninety-Sixth Congress convene on January 15, 1979.	H.J. Res. 1173	Oct. 14	...	...	...	...	...	...	38642	37707	Oct. 15	Oct. 15	Nov. 4	95-594
To require that the Comptroller General provide for an audit with respect to pension plans for Federal officers and employees.	H.R. 9701	Oct. 20 1977	GO	...	Oct. 2	...	95-1678	...	34892	37547	Oct. 10	Oct. 15	Nov. 4	95-595
To initiate preliminary studies for the restoration of the Pension Building in Washington, D.C., to house a Museum of the Building Arts.	S.J. Res. 160	Sept. 11	PWT	EPW	Oct. 12	Sept. 11	95-1776	95-1181	38226	29678	Oct. 14	Sept. 15	Nov. 4	95-596
To require ConRail to pay medical and life insurance premiums of employees of insolvent railroads who retired prior to the date the assets of such railroads were transferred to ConRail.	H.R. 5646	Mar. 28 1977	IFC	CST	June 1 1977	July 27	95-376	95-1041	1280	23820	Jan. 30	Aug. 2	Nov. 4	95-597
To establish a uniform law on the subject of bankruptcies	H.R. 8200 (S. 2266)	Aug. 11 1977	Jud	Jud Fin	Sept. 8 1977	July 14 Aug. 10	95-595	95-989 95-1106	1804	28284	Feb. 1	Sept. 7	Nov. 6	95-598
Authorizing funds for the Federal Aid Highway Program	H.R. 11733	Mar. 22	PWT	...	Aug. 11	...	95-1485	...	32321	33194	Sept. 28	Oct. 3	Nov. 6	95-599
To reduce income taxes	H.R. 13511	July 18	WM	Fin	Aug. 4	Oct. 1	95-1445	95-1263	25516	25289	Aug. 10	Oct. 10	Nov. 6	95-600
To authorize funds for the Nuclear Regulatory Commission for fiscal year 1979.	S. 2584 (H.R. 12355)	Feb. 24	IIA IFC	EPW	Apr. 26 May 15	May 15	95-1089	95-848	33521	39788	Oct. 4	Sept. 18	Nov. 6	95-601
To extend programs established under the Rehabilitation Act.	H.R. 12467	May 1	EdL	...	May 13	...	95-1149	...	13914	30586	May 16	Sept. 21	Nov. 6	95-602
To provide special allowances to certain physicians employed by the Federal Government.	S. 990	Mar. 14 1977	...	GA	...	May 15	...	95-864	33295	15613	Oct. 3	May 25	Nov. 6	95-603
Uranium Mill Tailings Control Act of 1978	H.R. 13650	July 28	IIA IFC	...	Aug. 11 Sept. 30	...	95-1480	...	33265	36699	Oct. 3	Oct. 13	Nov. 8	95-604
To extend the boundaries of the Toiyabe National Forest, Nevada.	S. 2774 (H.R. 13221)	Mar. 21	IIA	ENR	Sept. 22	Oct. 7	95-1614	95-1298	38122	34854	Oct. 14	Oct. 9	Nov. 8	95-605
To promote and coordinate amateur athletic activity in the United States.	S. 2727	Mar. 10	Jud	CST	Sept. 25	Apr. 27	95-1627	95-770	37074	12847	Oct. 14	May 8	Nov. 8	95-606
To expand the categories of rail lines eligible for rehabilitation, deferred maintenance, and various alternative facilities.	S. 2981 (H.R. 11979)	Apr. 25	IFC	CST	Aug. 11	Aug. 25	95-1482	95-1159	36963	31145	Oct. 13	Sept. 23	Nov. 8	95-607

HISTORY OF BILLS ENACTED INTO PUBLIC LAW (95TH CONG., 2D SESS.)

Title	Bill No.	Date introduced	Committee		Date reported		Report No.		Page of passage in Congressional Record		Date of passage		Public Law	
			House	Senate	House	Senate	House	Senate	House	Senate	House	Senate	Date approved	No.
To establish standards for the placement of Indian children in foster or adoptive homes.	S. 1214 (H.R. 12533)	Apr. 1 1977	IIA	IA	July 24	Nov. 3 1977	95-1386	95-597	38112	37223	Oct. 14	Nov. 4 1977	Nov. 8	95-608
Authorizing funds through fiscal year 1980 for programs administered under the Noise Control Act.	S. 3083 (H.R. 12647)	May 15	IFC	EPW	May 15	May 15	95-1171	95-875	34905	21594	Oct. 10	July 19	Nov. 8	95-609
To prohibit union organization and membership in the Armed Forces.	S. 274	Jan. 18 1977	AS POCS	AS	Feb. 22 Aug. 4	Aug. 18 1977	95-894	95-411	31689	29693	Sept. 26	Sept. 16 1977	Nov. 8	95-610
To authorize funds for administrative expenses of the U.S. Railway Association.	H.R. 10898	Feb. 9	IFC	.....	May 15	.....	95-1198	.....	26794	29466	Aug. 17	Sept. 14	Nov. 8	95-611
To bar availability of moneys in the Exchange Stabilization Fund for payment of administrative expenses of the Treasury Department.	S. 2093	Sept. 14 1977	BFUA	BHUA	May 10	Mar. 2	95-1126	95-661	13906	6033	May 16	Mar. 8	Nov. 8	95-612
Authorizing funds through fiscal year 1983 for programs administered under the Family Planning Services and Population Research Act.	S. 2522 (H.R. 12370)	Feb. 9	IFC	HR	May 15	May 15	95-1191	95-822	37056	16464	Oct. 13	June 7	Nov. 8	95-613
To enlarge the boundary of the Cibola National Forest, New Mexico.	S. 553 (H.R. 10679)	Feb. 1 1977	IIA	ENR	Sept. 29	Oct. 20 1977	95-1668	95-516	33292	35715	Oct. 3	Oct. 28 1977	Nov. 8	95-614
To extend the effective date of several provisions of the Tax Reform Act of 1976.	H.R. 9251	Sept. 22 1977	WM	Fin	Oct. 12 1977	Apr. 19 1977	95-697	95-746	35027	13402	Oct. 25 1977	May 11 1977	Nov. 8	95-615
To improve the administration of fish and wildlife programs of the Departments of the Interior and Commerce.	H.R. 2329	Jan. 24 1977	MMF	EPW	Feb. 28 1977	Aug. 31	95-29	95-1175	112	31434	Jan. 19	Sept. 25	Nov. 8	95-616
To suspend until the close of June 30, 1980, the duty on certain doxorubicin hydrochloride antibiotics.	H.R. 4018 (S. 2114) (H.R. 8444)	Feb. 24 1977	WM Energy	ENR	June 16 1977 July 27 1977	Sept. 20 1977	95-429 95-543	95-442	23440	32696	July 18 1977	Oct. 6 1977	Nov. 9	95-617
To provide tax incentives for the production and conservation of energy, and for other purposes.	H.R. 5263 (H.R. 8444)	Mar. 21 1977	WM Energy	Fin	June 10 1977 July 27 1977	Oct. 21 1977	95-435 95-543	95-529	23427	36087	July 18 1977	Oct. 31 1977	Nov. 9	95-618
For the relief of Jack R. Misner	H.R. 5037 (S. 2057) (H.R. 8444)	Mar. 14 1977	WM Energy	ENR	June 16 1977 July 27 1977	Aug. 18 1977	95-431 95-543	94-409	23441	29115	July 18 1977	Sept. 13 1977	Nov. 9	95-619
To amend the Tariff Schedules of the United States to provide for the duty-free entry of competition bobsleds and luges.	H.R. 5146 (H.R. 8444)	Mar. 16 1977	WM Energy		June 16 1977 July 27 1977	.....	95-433 95-543	.....	23444	28257	July 18 1977	Sept. 8 1977	Nov. 9	95-620
For the relief of Joe Cortina of Tampa, Florida	H.R. 5289 (S. 2104) (H.R. 8444)	Mar. 21 1977	WM Energy	ENR	June 16 1977 July 27 1977	Sept. 15 1977	95-437 95-543	95-436	23445	32308	July 18 1977	Oct. 4 1977	Nov. 9	95-621
Authorizing funds for fiscal years 1979-1981 for Community Mental Health Centers and for biomedical research.	S. 2450	Jan. 27	IFC	HR	.....	May 15	.....	95-838	38665	18923	Oct. 15	June 26	Nov. 9	95-622
To extend programs for health services research and to create an Office of Health Technology.	S. 2466 (H.R. 12584)	Jan. 31	IFC	HR	May 15	May 15	95-1190	95-839	31234	25078	Sept. 25	Aug. 9	Nov. 9	95-623
Authorizing funds for activities of the Department of Justice for fiscal year 1979.	S. 3151 (H.R. 12005)	May 25	Jud Intel	Jud	May 12 May 24	May 25	95-1148	95-911	32444	19907	Sept. 28	July 10	Nov. 9	95-624
To authorize an additional $28 million for the acquisition of lands within the Sawtooth National Recreation Area, Idaho.	S. 791	Feb. 24 1977	IIA	ENR	.....	Oct. 20 1977	.....	95-514	33595	35484	Oct. 4	Oct. 27 1977	Nov. 10	95-625
To authorize funds for the extension of numerous programs administered under the Public Health Service Act.	S. 2474 (H.R. 12370)	Feb. 1	IFC	HR	May 15	May 15	95-1191	95-860	37056	32553	Oct. 13	Sept. 29	Nov 10.	95-626
To extend through fiscal year 1982 the special supplemental and child care food programs.	S. 3085 (H.R. 12511)	May 15	EdL	Agr App	May 15	May 15 July 19	95-1153	95-884 95-1020	38605	22167	Oct. 15	July 21	Nov. 10	95-627
To revise the miscellaneous timing requirements of the revenue laws.	H.R. 7320	May 19 1977	WM	Fin	Sept. 29 1977	May 10	95-645	95-797	36289	27393	Nov. 1 1977	Aug. 23	Nov. 10	95-628
To provide for the establishment of the Jean Lafitte National Historical Park, Louisiana.	S. 1829	July 11 1977	IIA	ENR	Sept. 6	Apr. 19	95-1544	95-743	38223	11235	Oct. 14	Apr. 24	Nov. 10	95-629
To extend the authority for the flexible regulation of interest rates on deposits and accounts in depository institutions.	H.R. 14279 (S. 3499)	Oct. 10	.....	BHUA	.....	Oct. 4	.....	95-1273	35700	36152	Oct. 11	Oct. 12	Nov. 10	95-630
To authorize funds through fiscal year 1981 to implement programs administered under the Consumer Product Safety Act.	S. 2796 (H.R. 12442)	Mar. 23	IFC	CST	May 15	May 15	95-1164	95-889	38622	24361	Oct. 15	Aug. 4	Nov. 10	95-631
To extend the Endangered Species Act for three years, and to establish a Committee to review Federal projects which have come into conflict with that Act.	S. 2899 (H.R. 14104)	Apr. 12	MMF	EPW	Sept. 25	May 15	95-1625	95-874	38167	21599	Oct. 14	July 19	Nov. 10	95-632
To implement the Convention on Psychotropic Substances signed in Vienna on February 21, 1971.	S. 2399 (H.R. 12068)	Jan. 20	IFC	Jud	May 15	June 27	95-1193	95-959	29879	23049	Sept. 18	July 27	Nov. 10	95-633

TABLE OF COMMITTEE ABBREVIATIONS

AE	Joint Committee on Atomic Energy	DC	District of Columbia	HA	House Administration	MMF	Merchant Marine and Fisheries
Aer	Aeronautical and Space Sciences	EdL	Education and Labor	HR	Human Resources	OCS	Outer Continental Shelf
Agr	Agriculture	Energy	Ad Hoc Committee on Energy	IA	Select Committee on Indian Affairs	POCS	Post Office and Civil Service
	Agriculture, Nutrition, and Forestry	ENR	Energy and Natural Resources	IFC	Interstate and Foreign Commerce	PW	Public Works
App	Appropriations	EPW	Environment and Public Works	IIA	Interior and Insular Affairs	PWT	Public Works and Transportation
AS	Armed Services	Fin	Finance	Intel	Intelligence	R	Rules
BFUA	Banking, Finance and Urban Affairs	FR	Foreign Relations	IR	International Relations	RAdm	Rules and Administration
BHUA	Banking, Housing and Urban Affairs	GA	Governmental Affairs	Jud	Judiciary	SB	Small Business
BUD	Budget	GO	Government Operations	LPW	Labor and Public Welfare	ST	Science and Technology
CST	Commerce, Science and Transportation					VA	Veterans' Affairs
						WM	Ways and Means

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